

visions of this Act, shall be indivisible, but may afterwards be held and owned in undivided shares: and one half of the proceeds of all sales made by any such Company shall be first applied to the payment of the purchase money of the land acquired by such Company and the residue thereof to preserving, improving and embellishing the land as a Cemetery, or burial ground, and to the incidental expenses of the Cemetery Establishment:— and after payment of such purchase money the proceeds of all future sales shall be applied to the preservation, improvement and embellishment of the Cemetery, and the incidental expenses thereof and to no other purpose whatever: And no dividend or profit of any kind shall be paid by any such Company to any member or members thereof.

VII. And be it enacted, That any Company formed as aforesaid shall furnish graves for strangers and the poor of all denominations free of charge, on the certificate of a Minister or Clergyman of the denomination to which such person may have belonged, that the relatives of the deceased are poor and cannot afford to purchase a lot in the Cemetery; and the Directors of any such Company may sell any lot of any size whatever, but no party being proprietor of a lot containing a less quantity than one hundred superficial feet, shall thereby become a Member of the said Company, or have any vote in the management of the affairs thereof.

Graves to be furnished gratis for strangers and poor.

VIII. And be it enacted, That the lots sold by any Company formed as aforesaid, shall be conveyed by a Deed, in the form in the Schedule to this Act marked B, which conveyance shall not require to be registered for any purpose whatever, nor shall it be affected by any Registry Act now in force in Upper Canada, nor shall any judgment, mortgage or incumbrance in anywise subsist on any lot so conveyed.

Lots to be conveyed in form of Schedule B.

IX. And be it enacted, That any person who shall wilfully destroy, mutilate, deface, injure or remove any tomb, monument, grave-stone or other structure placed in any Cemetery, or any fence, railing or other work for the protection or ornament of any Cemetery, or of any tomb, monument, grave-stone or other structure aforesaid, or of any Cemetery lot within any Cemetery, or shall wilfully destroy, cut, break or injure any tree, shrub or plant, within the limits of any Cemetery, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof before any Justice of the Peace or other Court of competent jurisdiction, be punished by a fine of not less than *one pound* nor more than *ten pounds*, according to the nature of the offence; and such offender shall also be liable to an action of trespass, to be brought against him in any Court of competent jurisdiction, in the name of any

Penalty on persons defacing tombstones, &c.