

the nature of the establishment may require, and may also further take and hold such personal property as may be necessary and proper for attaining the objects, and carrying into effect the purposes of the said Corporation.

Nothing must be done by which the Cemetery can be encumbered.

IV. And be it enacted, That it shall not be lawful for the said Corporation at any time to make, do, commit, or cause any act, matter or thing whatsoever, whereby the said Cemetery and the land and premises appertaining thereto, or any part thereof, can or may be in any wise impeached or encumbered in title, charge, 10 estate or otherwise.

Lots in Cemetery to be indivisible.

V. And be it enacted, That all lots of ground when conveyed and designated, and numbered as lots by the said Corporation, shall be indivisible, but may be held and owned in undivided shares. 15

Penalty on persons destroying monuments, &c.

VI. 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 the Cemetery aforesaid, or any fence, railway or other wall for the protection or ornament of the said Cemetery 20 or of any tomb, monument or grave stone or other structure aforesaid, or shall wilfully destroy, cut, break or injure any tree, shrub or plant or flower within the limits of the said Cemetery, or commit any other kind of trespass, shall be deemed guilty of a misdemeanour and, shall upon conviction thereof, before a Justice of the said City of Toronto or County of York, or other Court of competent jurisdiction within the said City or County, be punished by a fine not less than *ten shillings*, nor more than *ten pounds* currency, according to the nature and aggravation 30 of the offence, and such offender shall also be liable in an action of trespass to be brought against him in any Court of competent jurisdiction, in the name of such Corporation, to pay all such damages as shall have been occasioned by his unlawful act or acts, which money when 35 received shall be applied by the said Corporation to the reparation and restoration of the property destroyed or injured as above, and the members of the said Corporation shall be competent witnesses in such suits.

The above section to be posted up.

VII. And be it enacted, That it shall be the duty of 40 the said Corporation to put up and maintain in at least *three* conspicuous places within the limits of the said Cemetery, a printed notice containing the words of the preceding section.

Corporation may receive donations of property for improvement of Cemetery.

VIII. And be it enacted, That the said Corporation 45 may take and hold any grant, donation or bequest of property upon trust, to apply the same or the income thereof for the improvement or embellishment of the said Cemetery, or for the erection of any tomb, monument or grave