

ACTS AND BY-LAWS

OF THE

MOUNT ROYAL CEMETERY CO'Y.

MONTREAL.

AS AMENDED.

GAZETTE PRINTING COMPANY.

1901

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TRUSTEES

ELECTED 24th DECEMBER, 1900.

Church of England.

RICHARD WHITE.	JAS. CRATHERN.
J. P. CLEGHORN.	ALFRED JOYCE.
G. F. C. SMITH.	S. O. SHOREY.
HY. BULMER.	JOHN MACFARLANE.

Presbyterian Church.

HON. A. W. OGILVIE.	JAS. TASKER.
J. HODGSON.	G. S. BRUSH.
A. MACPHERSON.	DAVID MORRICE.
W. MCGIBBON.	DANL. WILSON.

Methodist Church.

T. D. HOOD.	HON. J. K. WARD.
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Congregational Church.

CHAS. ALEXANDER.

Baptist Church.

CHAS. S. J. PHILLIPS.

Unitarian Church.

GEO. W. STEPHENS.

OFFICERS.

A. MACPHERSON, *President.*
JAS. TASKER, *Vice-President.* G. DURNFORD, *Secretary-Treasurer.*
W. ORMISTON ROY, *Superintendent.*

City Office: Canada Life Building, St. James St.

THE MOUNT ROYAL CEMETERY CO.

First incorporated by Special Act of the Provincial Parliament of Canada 10-11 Victoria, Cap. 67 (1847) under the name of The Montreal Cemetery Company. By 16 Victoria, Cap. 56 (1852) the name was changed to The Mount Royal Cemetery Company and previous Act amended. Further amended by 16 Victoria, Cap. 118 (1853). By 19-20 Victoria, Cap. 128 (1856) the previous Acts were repealed and the shareholders at that time constituted a corporation under the name of "The Mount Royal Cemetery Company." This Act was amended by 56 Victoria, Cap. 83, Que. (1893). Further amendments were made by 1 Edward VII, Cap. 92, Que., assented to 28th March, 1901. The Charter now in force is printed below.

By a Special Act 36 Victoria, Cap. 67, Que. (1872) the Company was declared to be the Trustee of the Old Protestant Burial Grounds on Dorchester Street (now Dufferin Square) and on Papineau Road.

WHEREAS it is expedient to amend and ^{Preamble.} consolidate the several Acts now in force in this Province incorporating the Mount Royal Cemetery Company: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

I. From and after the passing of this Act the Act ^{Certain Acts 67} passed in the session held in the tenth and eleventh ^{repealed, viz.} years of Her Majesty's Reign, and intituled, *An Act to incorporate the Montreal Cemetery Company*, and the two Acts passed in the session held in the sixteenth year of Her Majesty's Reign, and intituled, respectively, *An Act to amend the Act to incorporate* ^{10 & 11 V. c. 67.} ^{16 V. c. 56.}

16 V. c. 118.

the Montreal Cemetery Company, and for other purposes therein mentioned, and An Act to amend the Act incorporating the Mount Royal Cemetery Company, shall be and the same are hereby repealed.

The present corporation continued.

Corporate name and general powers.

Real property.

Proviso: real property to be held for certain purposes only.

Shareholders to be proprietors of lots.

Application for lots.

Shareholders to state the denomination with which they choose to vote.

II. The present stockholders, being severally the proprietors of a lot or lots in the said cemetery and such others as may hereafter become shareholders, having paid the said Company for a lot or lots in the said cemetery and their successors for ever, shall continue to be and are hereby constituted a body politic and corporate in fact and in name by the name of "The Mount Royal Cemetery Company;" and by that name they and their successors shall have perpetual succession, and a common seal, with power to alter and make new the same at pleasure, and may by that name contract and be contracted with, sue and be sued, plead and be impleaded in all courts and places whatsoever, and shall have full power and authority to take, purchase, and acquire, by any title whatsoever, and to hold, possess, and enjoy without letters of mortmain, (saving always the *droit d'indemnité* of the seignior) any lands or immovable property within the island of Montreal, but without the present limits of the city, and may also take and hold movable property for the purposes hereinafter mentioned; provided always that such immovable property shall be held and used solely for the purpose of a public cemetery and garden and the necessary and convenient roads and access to the same.

III. The shareholders of the said Company shall be the proprietors of a lot or lots, and each lot shall represent one share. Application for a lot shall be made in writing upon a form to be supplied by the company, in which the applicant may state that one of the several religious denominations hereafter mentioned to which the applicant chooses to be deemed

to belong, that is to say, members of the Church of England, Presbyterians, Methodists, Congregationalists, Baptists, or Unitarians, and in such a case at the time of the execution of the deed for such lot and before the delivery of the same, the secretary shall cause the name of the purchaser to be entered as a shareholder in the book or books of the Company to be kept for that purpose, together with the religious denomination to which the shareholder has chosen to be deemed to belong. Each shareholder except those who have already entered their names in the books of subscription heretofore opened by the Company, shall, before he shall be entitled to vote, cause his name to be entered by the secretary in the aforesaid book or books of the Company, together with that one of the said several religious denominations with the members of which the shareholder chooses to vote.

Subscription
Books.

IV. There shall be an Annual General Meeting of the Company and an Election of Trustees on some two days in each year appointed or to be appointed from time to time by the By-Laws of the Company; and the Trustees shall always remain in office, as shall the Trustees now in office, until the end of the day appointed for the election of their successors and until the appointment of their successors as hereinafter mentioned, but shall always be re-eligible if qualified as shareholders.

Annual meetings and election of Trustees.

Term of office.

V. Twenty-one Trustees shall be annually elected to manage the affairs of the said Company in the following manner: A public meeting of all the shareholders shall be called once a year by advertisement in one of the newspaper published in the City of Montreal, announcing the time and place, when and where such public meeting will be held, or in such other manner as may be provided for by the

Election of 21 Trustees annually.

Number to be elected by each denomination, how determined.

Proviso: each to have at least one Trustee.

Provision in case of difference as to the number to which each is entitled.

When denomination is entitled to elect a Trustee.

Election by each denomination of the number to which it is entitled.

By-laws of the Company; and at the said meeting the chairman and secretary who shall then be appointed for that purpose shall ascertain the number of shares held by persons of each of the religious denominations aforesaid, and the shareholders of each such denomination shall be entitled to elect the number of Trustees bearing such proportion to twenty-one as the shareholders who have elected to vote with such denomination shall bear to the total number of shareholders; and the chairman and secretary shall declare such proportion; provided that each one of the said denominations shall be entitled to elect at least one Trustee, and that if by such proportion there be a fractional number equal to more than half the number which would entitle any denomination to elect another Trustee, such denomination shall be entitled to elect such other Trustee, but if the fractional number be less than this, it shall not be reckoned; and if any question shall arise as to the number of Trustees to be elected by any of the said religious denominations, the same shall be decided by the chairman and secretary, or if they differ, then by the majority of the persons present at the meeting, voting according to the scale herein-after provided.

None of the religious denominations mentioned in section III shall be entitled to representation on the board of Trustees unless and until at least twenty shareholders are registered as choosing to vote with such denomination.

VI. At the said meeting a day and hour shall be appointed (not less than three days nor more than one week from the day of such meeting) when the members of each religious denomination shall meet at some place in the said city, to be also named, for the purpose of electing by a majority of votes the number of Trustees to which such denomination may

be entitled, being members of the said Company, and whose names shall be returned to the chairman or secretary appointed at the first meeting, who shall enter them in the books of the Company; and at every future annual election of Trustees the same general rule of election shall be followed, the several religious denominations being entitled to elect a number of Trustees proportionate to the amount of shares they shall respectively hold at the time of the election: Provided, nevertheless, that if on the day appointed for the election of the successors of the Trustees then in office, the members of the several religious denominations, or of either of them, shall neglect to elect a Trustee or Trustees, or to return the names of such Trustee or Trustees to the chairman or secretary, then and in that case the Trustee or Trustees representing the religious denominations so neglecting to elect shall remain in office until his or their successors be appointed.

Same rule to be observed at future elections.

Proviso in case of failure of any denomination to elect.

If at any time between the annual meetings of the Company a vacancy shall occur in the number of trustees by reason of death or otherwise, the remaining Trustees may, at their next or any other ordinary meeting, or at a special meeting called for that purpose, elect a shareholder of the Company to fill the vacant office for the unexpired term of the deceased Trustee: provided always that the shareholder thus elected shall be a member of the same religious denomination as the Trustee whose place he is elected to fill.

Vacancies how filled.

VII. The day, hour and place of all Annual General Meetings, and of the meetings of the members of the several religious denominations for the election of the number of Trustees to which they may be entitled, and the persons or officers who shall preside at such meetings, and the mode of proceeding thereat, shall be as fixed by the By-laws of the Company

Day, hour and place of annual meetings to be fixed by By-Laws.

Need not be on
the same day
in every year.

made or to be made in that behalf, and not being contrary to the provisions, and being in accordance with the intent and spirit of this Act; and it shall not be necessary that the General Meeting or elections be on the same day in every year, provided they be not more than fourteen nor less than ten calendar months from each other; and by such By-laws provision may be made for another meeting or election in case of failure to meet or elect on the days first appointed.

Trustees to
manage busi-
ness of Corpo-
ration.

Quorum.

Election of
President, &c.

Casting vote.

Execution of
Deeds, &c. of
the Corpora-
tion.

VIII. The whole management of the affairs and property of the Company shall be vested in the Trustees for the time then being, elected as aforesaid, and any seven of the said Trustees shall be a quorum for the transaction of business, and any majority of such quorum may exercise all the powers hereby or by the By-laws of the Company vested or to be vested in the Trustees; and the Trustees shall, as soon as may be convenient after the election in each year, elect one of their number to be the president of the Company, and another to be the vice-president thereof, and shall also elect a treasurer and secretary, but the Trustees shall not be obliged to elect as treasurer and secretary either one of their own number or any other shareholder of the Company, but may employ any other person to act as treasurer and secretary, and may pay the person so employed such salary as they may consider proper, and the president, if present (or if he be not present, then some Trustee to be chosen for the occasion), shall preside at all meetings of the Trustees, and shall in case of equality of votes have a double or casting vote, unless it be otherwise provided by the By-laws of the Company; and the said Trustees may empower the president or any other Trustee to sign and seal with the common seal of the Company, and any officer of the Company to countersign any acte, instrument or document in the name and on behalf

of the Company, and any acte, instrument or document so signed and sealed shall be deemed to be the acte of the Company ; and the said Trustees shall have power to treat for and acquire immovable and movable property for the Company, and to lay out and manage the same, subject always to such By-laws as may be made touching such management, and shall have such other powers, not inconsistent with this Act, as being hereby vested in the said Company, shall by the By-laws thereof be assigned to and vested in the Trustees.

Further powers
of Trustees.

IX. The said Trustees shall have full power from time to time to frame By-laws for the government of the Company and of the members and officers thereof, and to submit the same to a general meeting of the Company, to be called by the Trustees after such notice by advertisement or otherwise, as is now or shall be hereafter by the By-laws of the Company provided for; the power and authority of the said Trustees to make By-laws to extend to the making of By-laws for the management of the affairs of the Company generally,—the regulation of the sale and sub-division of lots,—the collection and recovery of debts due to the Company, and the forfeiture of lots not paid for according to the terms of any agreement in that behalf, or of the By-laws of the Company, made or to be made concerning such forfeiture; and such By-laws being so submitted may be allowed or disallowed, amended or altered at such meeting; and such By-laws only as shall be finally allowed thereat, as well as the By-laws of the Company now in force, shall be binding on all members of the Company until repealed or altered in like manner.

Trustees to
frame By-
Laws.

Purposes of
By-Laws.

To be subject
to allowance,
or disallow-
ance, amend-
ments, &c., by
the Company.

X. At all meetings of the Trustees the votes shall be given per capita ; but at all meetings of the shareholders of the Company they must be given by the

Votes of Trust-
tees.

Votes of Share-
holders of Com-
pany.

shareholders present thereat and not by proxy, according to the following proportion; that is to say, each shareholder shall be entitled to one vote for each lot he may own up to ten, but no shareholder shall have more than ten votes.

Company may
keep hearses,
&c.

XI. The Company shall have power to keep hearses and mourning coaches, with the requisite horses and other articles for conveying the corpse and mourners and other persons to and from their cemetery, and to charge such reasonable rates for the use thereof as shall be from time to time fixed by the Trustees.

Graves for the
poor *gratis*.

XII. The said Company shall furnish graves for the poor belonging to the several denominations mentioned in the third section of this Act free of charge on the certificate of a minister or clergyman of the denomination to which such poor belong, that the relations of the deceased are poor and cannot afford to purchase a lot in the said Cemetery; and the Trustees of the said Company shall have power to make broken or irregular lots of less or more than one hundred superficial feet, and to charge for the same in proportion to the superficies thereof.

Broken lots,

Lots and single
graves for
adults and
children.

(a) The Trustees shall have the power to lay out lots and also single graves for adults and children's graves for children in such parts of the cemetery as they may decide, to undertake the care and maintenance in perpetuity or otherwise of all property in this cemetery, and to establish prices and charges for the same according to such tariff as may from time to time be fixed by the said Trustees.

To what pur-
poses only the
funds of the
Company shall
be applied.

XIII. All the funds of the said Company, except in so far as it may be deemed expedient by the Trustees to make investments thereof as hereinafter

mentioned, shall be appropriated and applied solely to the purchasing, laying out, fencing, ornamenting, and keeping up the said Cemetery, and roads and access to the same, and for the other purposes authorized by this Act, and the defraying of the necessary expenses of the Company; and no dividend or profit of any kind shall be paid by the said Company to any member or members thereof; and the price of all lots sold and of all rates or fees received for the use of any part thereof, or of any property of the Company, shall go into the general fund of the Company and be appropriated and applied as aforesaid. The said Trustees are hereby nevertheless authorized and empowered to make investments from time to time in Provincial Stocks or Public Securities or in such other way as they may deem expedient, of such portions of the funds of the Company as they may deem requisite for the purpose of creating a fund in aid of fees to defray wages and other expenses incurred in the management of the affairs of the Company.

No dividend to be paid.

Price of lots to make part of funds.

Trustees may invest moneys for certain purposes.

XIV. The said Trustees shall have power to employ such surveyors, architects, gardeners, superintendents, clerks, and other officers and servants as they may think necessary, and to pay them such remuneration as may be deemed proper, subject always to any By-laws made or to be made in that behalf.

Trustees may employ officers and servants.

XV. The whole Cemetery shall be under the management of the same chief gardener or superintendent, and subject to the general regulations now in force, or which are or shall be prescribed by any By-law made or to be made, for the laying out, planting and ornamenting of the Cemetery:—Provided, always that the members of any religious denomination may, on ground belonging to members of the Company of their own persuasion, and with the con-

The whole ground to be under Chief Gardener, &c.

Proviso: as to erection of chapels, &c., by any denomination.

sent of such members, erect a church or chapel thereon, at the expense of such members of such persuasion, and have the same consecrated or set apart for Divine service, according to the rites and ceremonies of such persuasion, and may have their own manager for all purposes connected with the burial of their dead and with the keeping of their registers, and for all other purposes, saving and excepting the laying out, planting or ornamenting of the Cemetery; but nothing herein contained shall be held to exempt the members of any such denomination from contributing to all the expenses of the Company for the purposes mentioned in the thirteenth section, or from the payment of the rates or fees therein mentioned.

All to contribute to certain expenses.

Lots to be real property.

How transferable, &c.

Proviso: Transfer to be registered.

Not subject to hypothec, &c.

Trustees may compel payment of instalments, &c.

XVI. The lots in the said Cemetery shall be held to be immovable property, and shall be inherited or may be devised or assigned and conveyed accordingly, saving only that it shall not be necessary that such conveyance or assignment be before a notary or notaries, but may be made in writing and executed before two witnesses in the form of Schedule A to this Act annexed, which shall be a valid conveyance thereof:—Provided nevertheless that no such conveyance shall be valid and effectual until the same shall be entered or enregistered in a book or books to be kept by the Company for that purpose, nor until the person or persons making the same shall previously discharge all debts actually due by him or them to the said Company upon the lot or lots so conveyed or assigned; and no hypothec or incumbrance shall in any wise subsist upon any such lot, nor shall any other registration of the conveyance or assignment be requisite to its validity.

XVII. The Trustees shall have full power to collect all payments or instalments due on the lots heretofore subscribed for, with interest thereon from the

dates at which the said payments became due, or in their discretion to forfeit and declare forfeited the instalments paid and all right to the lots so subscribed for.

XVIII. In the event of the consecration of the said Cemetery or any part thereof, by any religious denomination holding property therein, such act of consecration shall not be held to invest the said religious body with any exclusive powers of jurisdiction either spiritual or temporal within the said Cemetery, saving the powers invested in such religious bodies under the provisions contained in the fifteenth section of this Act.

Consecration not to give any exclusive powers, &c.

XX. The real estate of the said Company, and the lots or plots, when conveyed by the Company to individual proprietors, shall be exempt from taxation or assessment of any kind, and not liable to be seized or sold on execution, or attached, or applied to the payment of debts by assignment under any Bankrupt or Insolvent Law.

Lots not liable to taxation, seizure, &c.

XXI. 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, railing or other work for the protection of the said Cemetery, or of any tomb, monument, grave stone or other structure aforesaid, or of any lot within the Cemetery aforesaid, or shall wilfully destroy, cut, break or injure any tree, shrub or plant within the limits of the said Cemetery, or play at any game or sport, or discharge fire arms (save at a military funeral) in the Cemetery aforesaid, or who shall wilfully or unlawfully disturb any persons assembled for the purpose

Penalty for injuring the Cemetery, or property, in it.

of burying any body therein, or who shall commit any nuisance in such Cemetery, shall be deemed guilty of misdemeanour, and shall upon conviction thereof, before any Justice of the Peace, or any 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 in default of payment of the said fine, shall be liable to imprisonment in the common gaol of the District of Montreal, for a period of not less than fifteen days nor more than thirty days; 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 the said Company, to pay all damages which shall be occasioned by his unlawful act or acts; which money, when recovered, shall be applied under the direction of the Trustees, to the reparation and reconstruction of the property destroyed or injured; and members and officers of the Company may be competent witnesses in such suits.

How enforced.

Company may also recover damages.

Members, &c. may be witnesses.

By-Laws for regulating burials.

XXII. The said Corporation shall make regulations for ensuring that all burials within the said Cemetery are conducted in a decent and solemn manner.

No burials under chapels, &c.

XXIII. No body shall be buried in any vault under any chapel or other building in the said Cemetery.

Cemetery to be properly drained by the Company.

XXIV. The said Corporation shall make all proper and necessary sewers and drains in and about the said Cemetery, for draining it and keeping it dry; and they may from time to time, as occasion requires, cause any such sewer or drain to open into any existing sewer, with the consent in writing of the persons having the management of the street or road,

Powers for that purpose.

and of the owners and occupiers of the lands through which such opening is made, doing as little damage as possible to the road or ground wherein such sewer or drain may be made, and restoring it to the same or as good condition as it was in before being disturbed.

XXV. The said Company shall have full power and authority to designate and establish, take, appropriate, have and hold the requisite land adjoining the site of the Cemetery, adapted and required for the purposes of the said Company, and for the more easy ingress and egress to and from the said Cemetery from the City of Montreal and from the *Côte des Neiges* road, according to the provisions hereinafter contained for acquiring the same; and to dig, take, and carry away stone, gravel, sand, and other like materials, from any adjoining or neighbouring lands, and also to cut, make and keep in repair, upon such adjoining or neighbouring lands such ditches, drains and water courses as may be necessary for the effectual draining and carrying off the water from the said Cemetery, and the roads leading thereto; and for the purposes aforesaid, the said Company, and their agents, servants and workmen, are hereby authorized and empowered to enter into and upon the lands and grounds of any person or persons, body or bodies, corporate or politic.

Company may take land for road from *Côte des Neiges*.

Powers for that purpose.

XXVI. If the owner or owners, occupier or occupiers of any lands, which the said Company may be desirous of acquiring for the purpose aforesaid, or from which materials are to be taken, shall, upon demand made by the Trustees of the said Company, neglect or refuse to agree upon the price or amount of damages to be paid for such land, and the appropriation thereof to the use of the said Company, or for the exercise of any such powers as aforesaid, it shall and may be lawful for the said Company to

Arbitration for settling amount to be paid in case Company and proprietor do not agree.

name one arbitrator, and for the owner or occupier of such land so required, or with regard to which such power is intended to be exercised as aforesaid, to name another arbitrator, and for the said two arbitrators to name a third, to arbitrate upon, adjudge and determine the amount which the said Company shall pay before taking possession of such land, or exercising such power as aforesaid; and upon such sum being ascertained, due attention being had by the arbitrators in ascertaining the same to the benefits to accrue to the party requiring compensation, it shall be lawful for the said Company to tender such sum to the said party claiming compensation, who shall thereupon execute a conveyance to the said Company, or such other document as may be requisite, and the said Company shall after such tender, whether such conveyance or document be executed or not, be fully authorized to enter upon and take possession of such land to and for the uses of the said Company, and to hold the same, or to exercise such powers as aforesaid, in such and the like manner as if such conveyance thereof or other document had been executed as aforesaid:—Provided always, that if such owner or occupier shall neglect to name an arbitrator for the space of twenty days after having been notified so to do by the said Company, or if the said two arbitrators do not agree upon such third arbitrator within twenty days after the appointment of the second arbitrator, then upon the application of the said Company, or of the other party, a Circuit Judge shall nominate the second or third arbitrator, in lieu of the one so to be appointed and named, but not appointed or agreed upon by the party or the two first named arbitrators as aforesaid; and any award made by the majority of the said arbitrators shall be as binding as if the three arbitrators had concurred in and made the same.

Company to pay or tender amount awarded, and may then exercise the right in question.

Proviso: in default of appointment of arbitrator or third arbitrator.

Award of majority binding.

XXVII. Whenever any lands or grounds required by the said Company for the purposes aforesaid are held or owned by any person or persons, bodies politic, corporate, or collegiate, whose residence may not be within this Province, or unknown to the said Company, or where the titles to any such lands or grounds may be in dispute, or when the owner or owners of such lands or grounds are unable to treat with the said Company for the sale thereof, or to appoint arbitrators as aforesaid, it shall and may be lawful for the said Company to nominate one indifferent person, and for a Circuit Judge, having jurisdiction in the District of Montreal, on the application of the said Company, to nominate and appoint one other indifferent person, who, together with one other person, to be chosen by the persons so named before proceeding to business, or in the event of their disagreeing as to the choice of such other person, to be appointed by any such judge as aforesaid, before the others proceed to business, shall be arbitrators, to award, determine, adjudge, and order the respective sums of money, which the said Company shall pay to the respective parties entitled to receive the same, for the said lands or damages as aforesaid, and the decision of the majority of such arbitrators shall be binding; which said amount so awarded, the said Company shall pay or cause to be paid to the several parties entitled to the same when demanded; and in any case under this Act, where there shall be no deed conveying the property in question to the Company, a record of the award or arbitration shall be made up and signed by the said arbitrators, or a majority of them, specifying the amount awarded and the cost of such arbitration which may be settled by the said arbitrators or a majority of them, which record shall be registered in the Registry Office for the County of Montreal; and that the expenses of any arbitration under this Act shall be paid by the said Company, and by them deducted from the amount

Appointment of arbitrator on the part of absentees, or unknown proprietors.

Payment of amount awarded.

Award in certain cases to stand in place of a deed.

Costs of arbitration how paid.

of such award, if the Company shall, before the appointment of their arbitrator, have tendered an equal or greater sum than that awarded by the arbitrators, and otherwise by the opposite parties, and the arbitrators shall specify in their award by which of the parties the said costs are to be paid.

Interpretation
clause.

XXVIII. In construing this Act, words importing the masculine gender or the singular number only, shall be deemed to include more than one person or thing, and females as well as males, unless there be something in the context repugnant to or inconsistent with such construction; and if there be any omitted case or matter touching which it is necessary that provision be made in order to give full effect to this Act, and to the true intent and object thereof, such provision may be made by any By-law of the Company not inconsistent with or repugnant to this Act: Provided always, that no By-law of the Company shall be repugnant to the Laws of Lower Canada, except in so far as the same are modified by this Act.

Proviso:

XXIX. See the last paragraph of this Act.

Company empowered to dispose of bodies by cremation, etc., and to erect suitable buildings.

XXX. The Company may dispose of the bodies of deceased persons by burial, incineration, or cremation on its grounds in the judicial District of Montreal, and is hereby empowered to erect for the latter purpose a suitable building or buildings and to provide the same with such fixtures, appliances and facilities as may be deemed necessary, in order that such incineration or cremation may be carried on in accordance with accepted scientific principles.

Trustees may make By-Laws regarding cremation of bodies of deceased persons, etc.

XXXI. The Trustees of the Company, in pursuance of the general power to frame By-laws conferred upon them by section IX of the aforesaid Act

of incorporation, may make by-laws and regulations for the reception, burial or cremation of the bodies of deceased persons, for the depositing of the ashes remaining therefrom in a suitable columbarium or otherwise disposing of the same in accordance with the wishes of the deceased or the person from whom the body is received, and for the fees and rates to be charged: Provided always that no body shall be buried within twenty-four hours or cremated within forty-eight hours after decease, unless under an order from a duly constituted Board of Health, or unless death has been occasioned by an infectious or contagious disease, and a certificate or permit to that effect as required by law is presented to the superintendent of the Cemetery; and further provided that no body shall at any time be cremated unless and until the following facts have been established by statutory declaration furnished to the Trustees:

Proviso: No body to be buried within 24 hours or cremated within 48 hours without order or permit.

Proviso: No body to be cremated until statutory declaration furnished to Trustees.

1. That the deceased at the time of his death is entitled to be buried in Mount Royal Cemetery and has expressed a desire, either in his will or codicil that his body be cremated.

Facts to be established by statutory declaration.

2. That a medical certificate similar to that now required for burial has been produced.

Medical Certificate.

3. Provided also that in addition to the above conditions the Company shall not by cremation or incineration dispose of the bodies of persons who have died a sudden or violent death, without permission from the coroner of the district in which such persons died.

Proviso.

The Trustees shall have the right to refuse to cremate in any case without assigning reasons.

Trustees may refuse to cremate.

XXXII. Any infringement of the terms of the preceding section shall subject every person committing or taking part in the commission of the same to

Penalty for infringement.

the penalty of twenty dollars imposed by article 3459 of the Revised Statutes of the Province of Quebec upon every person in any way concerned or assisting in or being knowingly present at the interment of the body of a deceased person before the expiration of the time after decease fixed by law.

Provisions of R.S.Q., etc., respecting epidemics, etc., to be observed.

XXXIII. Nothing in the preceding sections contained shall be deemed to interfere with the observance or operation of any provisions of the Revised Statutes of Quebec respecting special precautions to be taken in times of epidemic or in cases of infectious or contagious diseases, or of any regulations made in similar circumstances by any board of health in pursuance of section two of chapter three of the seventh title of the said Revised Statutes, or of the By-laws of the Provincial Board of Health respecting the preservation of the public health.

Company may acquire additional 300 acres for purposes of Cemetery.

XXXIV. The said Corporation is hereby authorized to purchase and acquire, by any title whatsoever, and to hold, possess and enjoy, without letters of mortmain, lands or immovable property, outside the present limits of the City of Montreal, but in the judicial District of Montreal, not exceeding three hundred acres in extent, in addition to any land or immovable property which the said Corporation has heretofore been authorized to purchase or acquire by any prior enactment of the late Province of Canada, or of the Province of Quebec; provided that the said three hundred acres shall be held and used solely for the purpose of the said Cemetery, and of any garden, and necessary and convenient roads, and other access to the same.

Company may sell certain land.

XXXV. The said Corporation is hereby authorized to sell, when the Trustees may deem it ex-

pedient, such portion or portions of the land or im-
movable property of the Corporation as they deem
unfit for burial purposes, and which has not been
sold or disposed of for burial purposes.

No purchase or sale by the Trustees under the
provisions of this and the preceding sections shall be
valid unless and until the resolution authorizing the
same has been adopted by a vote of two-thirds of the
Trustees present at a meeting of the Trustees of the
Company specially called to consider the said pur-
chase or sale.

XXXVI. The said Corporation is hereby endowed
with full powers to frame by-laws giving the Trustees
such control over the management of the property
of the Corporation as will enable them to direct
where, and in what manner, enclosures, posts or
other erections shall be placed, and to order the
change or removal of any already erected when the
same have become dilapidated or in bad repair and
the owners neglect or refuse to repair the same; to
refuse to allow the erection of any monument or
tablet which for any reason they deem to be unsuit-
able or undesirable to have upon the property of the
Corporation: to repair or remove at the expense of
the owners thereof, who have failed to do so, after
due notice given by the Trustees, or who, for any
reason, cannot be communicated with, any railing,
enclosure or other property on the cemetery grounds
which has been neglected or has been in any way
injured; to make new roads or avenues and to
change the course of existing ones; and generally
to do all such acts as they may deem expedient for
the proper preservation and care of the property of
the Corporation.

Company may
make by-laws
as to manner in
which enclo-
sures, etc., shall
be placed, etc.

Sanitary
control.

XXXVII. For sanitary matters the Cemetery of this Company is under the control of the municipal health authorities of the City of Montreal

By section XXIX this Act is declared to be a Public Act.

SCHEDULE A.

FORM OF CONVEYANCE AND ASSIGNMENT.

For value received from _____, of _____, I, _____, do hereby convey and assign unto the said _____, present accepting _____ that certain lot of land in the Cemetery of the Mount Royal Cemetery Company, Parish of Montreal, designated on the plan of the ground and in the books of the Company as Lot No. _____ Section _____, containing _____ superficial feet, together with all the rights and privileges thereunto belonging, subject however to the By-laws and regulations from time to time made by the Company.

Witness our hands hereunto subscribed, at _____ this _____ day of _____ one thousand nine hundred and _____

Witnesses,

BY-LAWS,

MOUNT ROYAL CEMETERY COMPANY,

ADOPTED OCTOBER, 1901.

I. The Annual General Meeting of the Shareholders shall be held in the Office of the Company, or such other place as the President may appoint in the City of Montreal, at the hour of Three of the Clock in the Afternoon, on the First Thursday of the month of February in each year.

Annual General Meeting of the Company First Thursday in February at 3 P.M.

II. The Meeting of the Members of the several Religious Denominations for the Election of Trustees shall be held in the Office of the Company, or such other place as the President may appoint in the City of Montreal, not less than three (3) days nor more than one week after the day of the Annual General Meeting, and at such day and hour or hours as shall be appointed at the Annual General Meeting.

Meeting for Election of Trustees within one week of Annual Meeting.

No person not a shareholder of the corporation shall be eligible to the office of Trustee. No Trustee shall receive any salary or other emolument for services while in office.

Qualifications of Trustees. Office gratuitous.

Provision in case of failure to hold Annual General Meeting on day prescribed.

III. In the case of failure to hold the Annual General Meeting on the day appointed as provided by these By-Laws, it shall be the duty of the President to appoint, within one month after such failure, some other day on which the Annual General Meeting shall take place.

Who shall preside and act as Secretary at Annual Election, General and Special Meeting.

IV. The President, or in his absence then some Trustee to be chosen for the occasion, together with the Secretary for the time being, shall preside and act as President and Secretary respectively at the annual general meeting, and at the meeting for the election of Trustees, and also at all special meetings of the Shareholders.

Subscription Book to be closed Thursday before Annual Meeting.

V. In order to enable the President and Secretary to determine the number of Trustees to which each religious denomination shall be entitled, the list of Shareholders of the Company shall be closed at the hour of Three of the Clock in the Afternoon of the Thursday next before and until after the meeting for the election of Trustees.

Notice of Annual General Meeting to be one week.

VI. Notice of the Annual General Meeting and of all General or Special Meetings of the Shareholders shall be given during at least one week next before the day appointed for such meeting, by advertisement in two or more of the newspapers published in the City of Montreal.

Requisition of 21 Shareholders for Special Meetings.

VII. Special Meetings of the Shareholders may be called by the President, and he shall call special Meetings of the Shareholders on the requisition to him in writing of at least twenty-one of the Shareholders.

Monthly Meeting of Trustees.

VIII. Monthly Meetings of the Trustees shall be held in the Office of the Company, or such other place as the Trustees may appoint in the City of Montreal, on the first Tuesday of every month, in the afternoon.

IX. Special Meetings of the Trustees may be called by the President; and on the requisition in writing of any three of the Trustees, it shall be his duty to call a Special Meeting; but no such Special Meeting called on requisition shall be valid unless at least three days' notice in writing shall have been previously sent to each of the Trustees.

Special Meeting of Trustees.

X. As soon after the Election of Trustees as may be convenient, they shall elect one of their number to be the President, and another of their number to be the Vice-President of the Company, and they shall also elect a Secretary-Treasurer, who shall remain in office until his successor is appointed, whose duties and remuneration shall be determined by the Trustees in accordance with the By-Laws.

Election of President, Vice-President and Secretary-Treasurer

XI. It shall be the duty of the Secretary-Treasurer to attend all meetings of the Trustees and of the Company, and keep a faithful record thereof; to lay before the Trustees at their Monthly Meetings an abstract of the state of the Company's funds, and to submit, for inspection of the Shareholders of the Company, at the Annual General Meeting, an account or statement in writing, showing the Receipts and Expenditures during the year, and a balance sheet showing the Liabilities and Assets; and it shall also be his duty to lay before the Shareholders of the Company, at the Annual General Meeting, a report in writing of the proceedings of the year. The annual accounts of the Cemetery Company shall be closed on the 31st Dec. in each year.

Duties of Secretary-Treasurer.

The Secretary-Treasurer may receive moneys on account of the Cemetery Company, and shall give a guarantee bond to be approved by the Trustees, for the faithful and honest discharge of his duties.

Secty.-Treas. to give bond.

Bills to be submitted at Monthly Meeting.

He shall submit at the Monthly Meeting of the Trustees a schedule of bills contracted, including a Pay-Roll of all persons in the employ of the Company.

Disposal of the Company's funds and mode of payment of Accounts.

XII. The funds of the Company until otherwise invested by the Trustees, shall be kept and regularly deposited by the Secretary-Treasurer in some one of the incorporated Banks in the City of Montreal in the name of the Company, to be from time to time appointed by the Trustees, and shall be withdrawn therefrom only by check signed by the President, and countersigned by the Secretary-Treasurer; and no monies shall be withdrawn for the payment of any accounts against the Company until such accounts have been first approved by the Trustees at a Monthly Meeting.

1. No expenditure shall be incurred, excepting in pursuance of orders of the Trustees.

2. No appropriation exceeding \$1,000 for a single purpose shall be made, unless notice thereof shall have been given at a previous meeting of the Trustees, and on the notice calling the meeting mention must be made of the proposed appropriation.

3. The Trustees shall have the power to invest the surplus funds of the Company in such securities as they may approve.

4. The Trustees shall have the general management, superintendence and care of the proper expenditures of the Company.

Proceedings at First Meeting of Trustees.

XIII. The Trustees shall appoint all Standing or Special Committees, and at their first Meeting after their Election, or as soon after as may be, shall choose and appoint from amongst themselves:

1. A Committee of Grounds, to be composed of seven Trustees (of whom three shall form a quorum), whose duty it shall be to superintend and direct the enclosing, planning, laying out, planting and ornamenting of the grounds, roads, lots and walks, and the erection of all buildings, and generally to manage all that relates to the laying out, ornamenting and keeping in order of the Cemetery and its grounds, fences and buildings, including the Crematorium and Greenhouses, according to the plans previously approved by the Trustees, and further to direct and control the Superintendent in the care of the Cemetery.

Grounds Committee and Duties.

2. A Committee of Finance, composed also of seven Trustees (of whom three shall form a quorum), whose duty it shall be to examine and approve for payment and report to the Trustees upon all accounts, estimates, plans, schemes, ways and means of a pecuniary nature, and generally superintend the financial concerns of the Company. They shall also cause to have audited the Secretary-Treasurer and Superintendent's books, vouchers, certificates of stock, and other evidences of property belonging to the Company, append the result thereof to the Secretary-Treasurer's Annual Report, and for this purpose shall have power to employ a professional auditor.

Finance Committee and Duties.

3. No Trustee shall be eligible for appointment to the same Committee for more than two consecutive years.

Qualification of Committeemen.

4. The Trustees shall have the right to appoint annually or otherwise all agents, officers, assistants, or servants; to fix the remuneration payable to each; and to allot the duties to be performed by every employee.

Trustees to appoint officers, etc.

Officials prohibited from receiving fees other than salary.

XIV. No salaried officer or paid agent shall receive, for services performed, any payment or fee other than that fixed by the Trustees. Nor shall any officer or servant of the company engage in the buying or selling of lots except under the directions of the Trustees.

Rights of heirs of deceased Shareholders.

XV. Any person claiming to be heir-at-law or legal representative of a deceased shareholder, may upon furnishing satisfactory evidence of his claim, have an entry thereof made in the proper Register of the Company.

Duties of the Superintendent.

XVI. The following shall be the duties of the Superintendent :—

Residence.

1. He shall reside in or near the Cemetery.

Subject to Board of Trustees.

2. He shall at all times, and in all respects, be subject to the direction of the Board of Trustees and the Grounds Committee.

Care of Cemetery, etc.

3. He shall have the general care and custody of the Cemetery; the control and direction of all subordinate officers and workmen employed therein, and the enforcement of all laws, rules, or regulations affecting the rights of proprietors, or the conduct of visitors.

Notify proprietors of neglected lots.

4. He shall notify proprietors of neglected lots of their condition, and in case of continued neglect of any lot, so as in the opinion of the Trustees to impair the general appearance of the Cemetery, any such lot may be put in order at the expense of the proprietor thereof.

Direct manner in which enclosures, etc. shall be placed.

5. He shall carry out the instructions which the Trustees may give under the authority of Section XXXVI of the Act of Incorporation.

Sale of lots.

6. He shall have charge of the sale of lots, upon such terms and at such prices and under such regulations as may be from time to time fixed by the Trustees.

7. He shall pay all monies and fees received at ^{Monies, etc., to be paid to Secty-Treas.} the Cemetery to the Secretary-Treasurer within twenty-four hours of their receipt.

8. He shall keep such books of record, make ^{Books of Record, etc.} such reports, and perform such other duties appropriate to his office, as the Trustees may from time to time require.

9. He shall engage, employ, and discharge sub- ^{Engagement, etc., of employees.} ordinate officers at the Cemetery under the direction of the Trustees, but may engage and discharge laborers at his discretion, unless otherwise instructed by the Trustees. He shall see that all such persons perform faithfully the services due from them to the Corporation; that the contracts and orders of the Trustees or of committees thereof are strictly complied with.

10. He shall also see that all persons, whether ^{Duty in case of infraction of By-Laws.} employed in the Cemetery or visiting it, violating the laws of the Province, the By-Laws, the Rules and Regulations, or the proprieties of the place, are promptly dealt with by removal from the Cemetery, and by prosecution if so directed or authorized by the Trustees.

11. He shall keep in suitable books, provided for ^{Books kept of Orders for Work, etc.} the purpose, all orders for work to be done, or materials to be furnished, for proprietors; which orders shall be explicit in their terms, and signed by the persons giving them, the particulars of whatever is afterwards done or furnished in pursuance thereof shall be fully stated, and made a part of the entry, together with the prices agreed upon or to be charged, so that proper bills can be made therefrom.

Reports of
interments and
cremations, etc.

12. He shall make reports of all interments and cremations with full particulars thereof; and keep of record all orders and papers, of whatever nature, connected therewith or with disinterments or removals.

Attendance
upon funeral
processions.

13. He shall make ample provision for prompt and sufficient attendance upon funeral processions arriving at the Cemetery.

Weekly Report.

14. He shall make a weekly Report to the Secretary-Treasurer, giving full particulars of all sales of lots and graves, the location, quantity of land, and price, &c.

Guarantee
Bond.

15. He shall give a guarantee bond for the faithful and honest discharge of his duties.

Duty as to
interments.

16. He shall not permit, on any pretext whatever, any interment in any lot or grave that is not paid for. In case of an infraction of this rule, he will be personally liable for the price of the lot or grave.

No interments
or removals to
be made by
person not in
employ of Co.

17. He shall not permit any interment or removal by any person not in the employ of the Company, nor shall he permit any removal without the written consent of the owner of the lot.

Admission to
grounds.

18. He shall exercise his authority in permitting admissions to the grounds, and shall expel all persons of doubtful character, or those who act improperly.

Speed of horses.

19. He shall in all cases prevent fast driving in the Cemetery.

XVII. In the absence of the President, the Vice-President shall be competent to perform his duties, and in the absence of both a Trustee elected by the Board of Trustees shall act in their place. In the absence of the Secretary, the President shall appoint a Secretary pro tem. Provision for absence of President, etc.

XVIII. The corporation seal shall have thereon the emblem of faith, with the rising sun, and the words "I shall arise," the whole encircled by the words "Mount Royal Cemetery Company. Incorporated 1847." Corporation Seal.

XIX. The following Order of Business shall be observed at all meetings of Trustees. Order of business.

1. Reading of Minutes.
2. Unfinished Business.
3. Reports from Committees.
4. Approval of Accounts.
5. Reports and Correspondence from Secretary-Treasurer.
6. Reports from Superintendent.
7. Motions, Orders, Resolutions, and Notices of Motions.

XX. The Trustees will assume the charge of Lots, and of the preservation and repair of Tombs and Monuments, etc., in perpetuity, on the terms and conditions following: Terms and conditions for charge of lots, etc.

For the Perpetual Care of Lots.

For every 100 feet superficial, a payment in cash of..... \$20.00 Charge of lots only.

If it be required to include the providing, planting, pruning and replacing from time to time, of perennial flowering shrubs, or other plants, 50 per cent. extra on the above charge.

Preservation, etc., of monuments etc. *For the Preservation and Repair of Monuments, Tombs, etc. If the Structure be*

Of Granite, a cash payment on the cost of 15 per cent.

“ Solid Red Sandstone, do do 25 do

“ Marble, do do 30 do

“ Limestone and light sandstone do 40 do

Or such special price as may be agreed upon by the Trustees.

Enclosures.

The age and condition of the structure or lot at the time of assuming the charge, being considered, and subject in all cases to the approval of the Trustees. All foundations and excavations shall be made by the Cemetery Co. or under direction of the superintendent and with his consent.

Donations and testamentary bequests, both for general and special purposes of the like character, will also be received, and faithfully devoted to the purpose contemplated.

Conditions for sale of lots.

XXI. Every Lot is subject by the Deed of the Corporation, to the following Conditions, Limitations and Privileges :—

Lot to be used only as place of burial, etc.

First.—No lot shall be used for any other purpose than as a place of burial for the dead, and no trees within the lot shall be cut down or destroyed, without the consent of the Superintendent. No improvement will be permitted on any lot, nor any interment allowed therein until the same be paid for.

Proprietor may erect stones, etc.

Second.—The proprietor of each lot shall have the right to erect stones, monuments or sepulchral structures, and to cultivate shrubs and plants in the same, subject to the limitations of Sections 3 to 9 hereof.

Landmarks to be erected at expense of proprietor.

Third.—The proprietor of each lot or grave shall erect at his own expense suitable landmarks of stone, metal or cement, and shall also cause the

number thereof to be legibly and permanently marked on the landmarks; and if the proprietor shall omit for ninety days after notice to erect such landmarks, and mark the number, the Trustees shall have authority to cause the same to be done at the expense of the said proprietor, and should the enclosures, posts or other erections as at present existing become dilapidated, neglected or in bad repair, the Superintendent may notify the proprietor or proprietors by registered letter at last known address, and if such repairs as the Superintendent may consider necessary are not made within thirty days from mailing such notice, the Superintendent may have the said enclosures, posts or other erections removed and the boundary post made level, at the expense of the proprietor or proprietors.

Fourth.—The Trustees for the time being shall have the right, and it shall be their duty, on the report of the Committee of Grounds, to enter into any lot and remove any trees or shrubs which shall, by means of their roots, branches or otherwise, become detrimental to the adjacent lots of avenues, or dangerous or inconvenient to passengers.

Trustees may enter lots and remove trees, etc.

Fifth.—If any monument or effigy, railing or enclosure, or any structure whatever, or any inscription be placed in or upon any lot, which shall be determined by the Trustees, for the time being, to be offensive or improper, the Trustees shall have the right, and it shall be their duty to enter upon the lot, and remove the said offensive or improper inscription, object or objects.

Trustees may remove improper inscriptions, etc.

Sixth.—All enclosures, posts, monuments, tablets or other erections on lots or graves constructed in whole or in part of wood are prohibited. All boundaries are to be made by posts and to be level with the ground.

Wooden enclosures, etc., prohibited.

Construction of vaults.

Seventh.—In the construction of vaults and the interments in such vaults, the provisions of Art. 3469 of the Revised Statutes of the Province of Quebec, and the regulations made, or which may be hereafter made, by the Board of Health in virtue thereof, must be observed.

Proprietors must obtain permission to construct vaults, etc.

Eighth.—All proprietors desiring either to construct vaults, erect monuments or tablets, or have the boundaries to their lots more fully defined, shall first apply to the Superintendent and obtain the necessary authority. The said work shall be carried out under his directions, and in no case shall the erection of the monuments, tablets, etc., be unsuitable to, or interfere with, the general effect, or obstruct any principal view, in the Cemetery.

The Superintendent will in all cases designate the places where materials to be used in erecting monuments or excavating for vaults are to be placed during the course of erection or excavation.

Interments.

Ninth.—No body shall be interred at a depth less than three feet below the surface of the ground.

When bodies to be removed from vaults.

XXII. All bodies placed in the vaults during the winter months, commencing from the First of November of each year, must be buried not later than the First of May following.

Bodies so interred may be exhumed, etc., on payment of charges.

1.—In event of any body so interred, being afterwards claimed, it may be exhumed, reinterred, or removed, on payment of all charges and arrears of charges.

Vault fees.

2.—The vault fees will be as follows :—

Commencing the 1st November, receiving into vaults, adults with shells \$3.00; without shells \$2.00; further charge after 1st month, 50c. per month; children with shells \$1.50, without shells \$1.00, after 1st month 25c. per month.

3.—The vaults must annually during the month of July, be fumigated, cleansed, aired and made ready for receiving, on and after the First of November of each year. Cleansing of vaults.

XXIII. All bodies of persons dying of infectious diseases must, if the grave has not been prepared in advance, be placed in the infectious diseases vault, and interred within twenty-four hours, unless, the ground is in an unsuitable condition for burials, in which event, then at the earliest possible date. Infectious Diseases.

1.—Removals from the Cemetery of the bodies of persons who died of any infectious disease will not be permitted, except with the written permission of the Board of Health.

2.—The following will be considered as infectious diseases:—Small pox, asiatic cholera, diphtheria, typhus fever, scarlet fever, scarlatina, and such others as may hereafter be designated by the Trustees, or the Board of Health.

XXIV. The bodies of deceased persons who have expressed a desire, either in their wills or codicils, that their bodies be cremated, may be cremated in accordance with the Charter of the Company and the following regulations:— Cremation.

1. Before cremation of a body can take place, the Trustees must be furnished with the statutory declaration referred to in Section 31 of the Charter. Statutory declaration.

2. Cremation, as well as the disposal and delivery of the ashes, shall take place under the direction of the Superintendent of the Company. Cremation under direction of Supt.

3. The coffins in which the bodies are burned shall be constructed entirely of wood and joined without the use of metal nails or clasps or metal Coffins to be of wood, etc.

ornaments of any kind. They shall not exceed the following dimensions :

Length, not over 7 feet.

Width " " 2 feet.

Height " " 2 feet.

Religious
Ceremony.

4. Relatives desiring a religious ceremony in the Crematorium must themselves provide for the conduct of it, and shall notify the Superintendent.

Proceedings at
Crematorium.

5. Upon the arrival of the funeral procession at the Crematorium, the coffin shall be placed upon a table before the receiving chamber, and by means of a mechanical contrivance or otherwise shall be passed thence into the receiving chamber, whereupon the incineration shall immediately begin.

Mourners may
remain in
Crematorium

6. During the incineration, the mourners shall be allowed to remain within the Crematorium.

Cremation may
be witnessed
by agreement.

7. Watching of the cremation through the opening provided for that purpose, through the opening in the door of the furnace, can only be allowed by agreement between the nearest relatives of the deceased and the Superintendent.

Disposal of
ashes, etc.

(8) The ashes remaining from the cremation of the bodies of deceased persons shall be taken from the furnace upon the morning following the cremation, and shall there be delivered to the relatives of the deceased or to such person as is duly authorised to receive them; but if not removed within thirty days from the date of cremation the Superintendent shall bury the ashes in such portion of the cemetery as may be designated for such purpose.

Trustees may
fix fees, etc., for
Cremation.

(9) The fees and rates to be paid for cremation shall be fixed by the Trustees, by resolution, and may be changed on one month's notice being given to that effect at any regular meeting of the Trustees.

Inconsistent by
laws repealed

XXV. All By-Laws inconsistent and contradictory to the foregoing are hereby repealed and annulled.

The following extracts from regulations in some Crematories in Europe are printed for general information:

In 1890, the Public Health Board of France issued a notice prescribing two series of measures to be observed, one at the domicile of the deceased, the other at the Crematorium.

1. At the domicile of the deceased. The body should be placed in a coffin constructed of light wood, poplar, pine, ash, in preference.

The dimensions of the coffin should not exceed the following:—

Length.....	2 metres.
Width.....	— m. 60 c.
Height.....	— m. 50 c.

The inside of the coffin should be glued together. This layer should be applied in such a way that the joints may be rendered very tight. The coffin should be furnished in the interior with waterproof cloth, or bituminous cardboard in one piece and bent in such a way that a sort of tight cistern is formed, which would be capable of retaining any liquids which might escape from the body. The space between the body and the waterproof cloth or bituminous cardboard should be filled with one of the following absorbent substances: peat powder, cotton waste or sawdust. These substances should be introduced by layers, and each layer should be impregnated with a strong phenic solution. The quantity employed should not exceed 400 grammes.

2. At the Crematorium. The body should be incinerated within the twenty-four hours which follow its arrival at the Crematorium. The light

wooden coffin alone should be introduced in the furnace.

At Heidelberg, with regard to the cremation itself, the following rules are enforced :—

The size of the coffin, which must be made of soft wood and must not be provided with any metallic ornaments, is not to exceed the following dimensions :—

Length.....	2.25 metres.
Width.....	0.75 “
Height.....	0.72 “

The ashes which according to the wish of the mourners are placed in closed wooden cases or receptacles or burnt clay, or in soldered tin boxes, may either be buried in the cemetery or be kept above ground in the same place, or be taken care of by the mourners.

The following rules are observed for the conduct of cremations in Zurich. The size of the coffin must not exceed the following dimensions :—

Length.....	2 metres.
Width.....	0.70 “
Height.....	0.45 “

In order that the lid shall not be too high, it is necessary that the body of the coffin should be rather broad. Bodies are burned only in wooden coffins. For bodies brought from without Zurich, the inner coffin must be of wood (deal, or better still, poplar). It is necessary to have wooden nails instead of iron ones, and no metal attachments. The body should not be embedded in ashes or coals, but in sawdust or shavings. The bodies brought from a great distance to Zurich should be em-

balmed. The embedding of coffins in any but suitable coffins cannot be undertaken :

The following is extracted from the official instructions issued by the Cremation Society of England.

“ It cannot be too clearly understood that it is most undesirable to encase the body in a heavy or costly coffin — *a light pine shell is the best receptacle for the purpose of cremation.* There is no reason why, for the funeral service, a simple shell should not suffice, and it may be covered with cloth at very small expense, if preferred. When, however, it is intended to hold a funeral service in public, and with some degree of ceremony, before cremation, a more ornate coffin may be used if desired, but it should contain the shell described, which can be afterwards removed.

“ Upon the arrival of the body at the Crematorium, if there is a funeral service, it is at once proceeded with, at the conclusion of which the undertaker and his assistants convey the remains into the Crematorium, where they may be followed by one friend of the deceased ; but no inspection of the process is on any account permitted. The operation usually occupies about one and a half to two hours, at the conclusion of which the ashes are gathered together, with the assistance of the officer and placed in an urn for preservation. Scrupulous care is taken to maintain them intact and pure for this purpose.”

TARIFF OF CHARGES.

For Digging Graves for Adults, in shells	\$ 5 00
“ “ “ “ without shells.....	4 00
“ “ “ Children, in shells (under 4 feet).....	2 50
“ “ “ “ without shells “	1 50

Persons who desire to have interments made during the winter can have the same done on payment of double the above fees and the expense of making the roadway to the Lot.

Receiving into Vault, Adults in shells, including 1st month	\$ 3 00
“ “ “ “ without shells “	2 00
“ “ “ Children under 12 years of age, with shells....	1 50
“ “ “ “ “ without “ “	1 00

Subsequent charge per month, Adults.....	0 50
“ “ “ Children	0 25

For removing from Receiving Vault to other places, over 12 years of age..... 5 00

For removing from Receiving Vault to other places, under 12 years of age..... 2 50

For removing for Burial in Cemetery, Adults.....	0 50
“ “ “ “ Children.....	0 25

Certificate of Burials..... 0 50

Registering Transfer of Lots..... 1 00

For Lots, from 70 cents to \$2 per superficial foot, according to location ; the Trustees assuming the care in perpetuity of the grass on all Lots sold at these prices.

For single Graves for Adults..... \$10, \$12.50 and \$17.50

“ “ “ for Children, under 4 feet long..... 3 50

For the charge of Lots and keeping grass cut in perpetuity, per 100 superficial feet..... 20 00

II.—*Preservation and Repair of Monuments and Tombs.*

Granite Monuments	15 per cent.
Solid Red Sandstone Monuments.....	25 “
Marble Monuments.....	30 “
Limestone and Light Sandstone Monuments.....	40 “

Consideration will be had to the age and condition of the structure at the time of assuming the charge. The whole subject to the approval of the Trustees, who reserve to themselves the right of rejecting any application.

III.—*Charge for Perennial Shrubs.*

Proprietors desiring to have their Lots planted with Perennial Flowering Shrubs or other plants can have them provided, planted, pruned and replaced from time to time, by arrangement with the Superintendent.

Donations and testamentary bequests, both for general and special purposes of the like character, will also be received, and faithfully devoted to the purposes contemplated.

G. DURNFORD,
Secretary-Treasurer.