

INDIAN SPRING CEMETERY
OPERATION PROCEDURES, RULES AND REGULATIONS

- I. The following Rules and Regulations shall apply to all sections of Indian Spring Cemetery now and hereafter platted.

A. PURPOSE: To establish a concise and complete reference for all of the rules and regulations of Indian Spring Cemetery in an effort to protect the interests of and interment rights of lot owners; as well as to denote the responsibilities of said owners and Charlotte County and the Board of County Commissioners (herein referred to as the Board) in the maintenance and preservation of the beauty of the Cemetery.

B. DEFINITIONS:

1. Lot - a parcel of land in the Cemetery to be expressly used for the burial of the human dead. Said lot shall be of grade as established by the Board.

2. Lot Section - a parcel of land in the Cemetery consisting of two or more lots to be utilized for family burial purposes.

3. Lot Owner - a person who holds title to a lot or lot section in the Cemetery and obtains said title either by purchase or transfer from another owner.

4. Memorial - the marker or structure placed on, in or partially in a lot for the purpose of identification of said lot or in memory of the interred.

5. Cemetery - hereinafter to mean the Cemetery grounds and all duly appointed personnel charged with the maintenance of the grounds and necessary records of the Cemetery.

C. OWNERSHIP:

1. Charlotte County and the Board shall, upon application, furnish to those who request it, information as to price and location of lots in Indian Spring Cemetery. Prospective lot owners may inspect gravesites at the Cemetery. The Cemetery shall locate available sites for those interested as well as quote prices of lots and answer pertinent questions regarding the rules and regulations of the Cemetery. Copies of these rules and regulations will be available at the Cemetery office.

2. Costs of lots shall be established by the Board and may be changed at its discretion. Lots may be purchased in single or four or eight lot sections. A 10% deposit of total price is required at time of purchase. Full payment must be made within ninety (90) days of date of deposit. Failure to do so will result in forfeiture of deposit and ownership of lot or lots in question will revert back to the County. No gravesite shall be used if it has not been paid for in full.

3. Ownerships can be acquired by purchase, or in case of interment of the recorded owner, transfer of title via the understood and legal means of

descent. In cases of transfer, the County must be notified within ten (10) days of said transfer or an interment. Notification will consist of surrender of the original deed to the lot or lot sections and name, address and other information deemed necessary of the new owner. There will be a \$5.00 charge for transfer.

4. Under no circumstances will private sale of lots or lot sections or parts of lot sections be permitted from individual or group to another individual or group. Such action on the part of an owner will be grounds for confiscation of the lot or lot section in question by the Board. However, resale is permitted back to the County, by the approval of the Board, at the original purchase price of the lot or lot section.

5. Interment of an individual other than the lot owner or a member of his immediate family without the express written permission of said lot owner is prohibited. Such occupation and/or permission does not constitute ownership of the lot.

6. The maintenance of records of sale of lots, transfer of ownership and burials shall be performed by the Cemetery in the Cemetery office (record plats to be maintained in the County Clerk's office as well as lot sale in the usual recorded manner).

7. When a person wishes to purchase a lot in the Cemetery, he shall have Cemetery personnel complete a "Request for Lot Purchase" form in triplicate, showing the name and address of purchaser and the identification of lot or lots. The purchaser shall submit this form to the Clerk's Office to pay for the lots and have the deed(s) recorded. After the lots have been paid for, the Clerk's office shall mark one (1) copy of the "Request for Lot Purchase" form "Paid and Recorded". The purchaser shall return this marked form to the Cemetery office where the date the lots were paid for shall be entered in the permanent cemetery record and the record page entered in the appropriate lot space on the Cemetery plat.

8. The Clerk's office shall notify the Cemetery in writing when a transfer of ownership of a lot has been recorded in order to keep Cemetery records up to date.

D. MAINTENANCE:

1. The County shall be responsible for maintaining the perimeter of the Cemetery and all roads and walkways within. The County's responsibility on any lots or sections in the Cemetery shall be limited to grass cutting only.

2. Special maintenance such as trimming of trees, grading, righting of memorials, sodding, filling of sunken areas, etc., shall be the responsibility of lot owners or their appointed agents.

Maintenance performed by these parties will be subject to the approval of the Cemetery and unsatisfactory conditions will be reported to lot owners. Discrepant conditions which are not corrected within a reasonable length of time shall be corrected by the County and lot owners will be charged for all necessary labor and materials required.

3. It is the responsibility of the lot owner or his agent, to remove any debris, discards and refuse material from the cemetery grounds after the completion of work.

E. GENERAL:

1. Lots in Indian Spring Cemetery shall be used for no other purpose than the burial of the human dead and removal of same is prohibited without written permission of the Board.

2. The opening of a grave for purposes of burial or the removal of the dead and closing of said gravesite is the responsibility of the lot owner or his agent and all costs for same shall be borne by them.

3. Any person desiring to remove a body from a lot owned by another person must present a written permit signed by the lot owner for such removal, to the Board; and, also himself, sign a request for permission for removal. These shall remain on file with the Board.

4. No burials shall be allowed in any lot unless the deed for such lot is presented to the Cemetery office.

5. The Cemetery is responsible for locating all lots. No excavations of burial sites shall be made without the direction and inspection of the Cemetery.

6. The Cemetery shall direct and inspect the placement of monuments and markers to assure that they are properly located at the correct gravesites.

7. Artificial flowers will not be allowed at any time. Flowers placed on graves must be fresh cut and placed in any suitable, disposable container. Glass containers are not permitted.

8. Flowers which have withered or are deemed unsightly will be removed at the discretion of the agents of the Board.

9. Flowers and floral pieces placed on graves after a funeral shall be removed after the third day.

10. Placing potted flowers, plants, summer wreaths or baskets on graves and lot sections is not permitted except on Easter, Mother's Day, Father's Day, Memorial Day, Veteran's Day and Christmas Day. The same shall be removed within ten (10) days of being set out. The Board or its agents reserve the right to remove same if not done so within the specified period.

11. All persons are strictly forbidden to break or injure any tree or shrub, or mar any landmark, marker or memorial, or in any way deface or vandalize the grounds or lots or sections, or that upon, above or below same. The

provisions and penalties of the law, as provided by statutes, shall be enforced.

12. All burials shall be in approved vaults or receptacles to prevent unsightly, sunken graves.

13. The burial of two bodies in one grave will not be permitted.

14. Beer or intoxicating liquors are not permitted on the Cemetery grounds. Food is also prohibited, except for Cemetery personnel or duly authorized persons performing work on the grounds or lots, either for the Board, County or lot owners.

15. The Cemetery, the Board, or the County are not responsible for theft or damage of anything placed on lots or lot sections.

16. No pets of any kind are allowed on the Cemetery grounds.

17. No person will be permitted to use profane or boisterous language or in any way disturb the quiet and good order of the Cemetery.

18. All persons are forbidden to hunt, or to fish, or to feed or disturb the fish, fowls, or other animals about the Cemetery.

19. It is the right of the Board to remove, alter or change anything it considers abusive, profane, unsightly, or objectionable, on the Cemetery grounds or on any lot or lot section. The Board also reserves the right to remove anything placed on, over, under,

in or adjacent to a lot or lot section which is contrary to the regulations of said Board. This authority includes the removal of any dead or damaged tree, shrub or vine.

20. Any person found on the Cemetery grounds after dark will be considered a trespasser.

21. No person or persons, other than those duly authorized by the Board, shall be permitted to transport or carry firearms within the Cemetery except a Military guard of honor, and they, only when in charge of an officer and during a military service.

22. All vehicles, including funeral vehicles must utilize roadways. Driving across lots or graves is prohibited. A fifteen (15) mile per hour speed limit will be strictly enforced.

23. The Board reserves to itself and its agents, and to those lawfully entitled thereto, the perpetual right of ingress and egress over lots and lot sections for the purpose of passage to and from other lots.

24. The Board reserves the right to enlarge, reduce, replat or change the boundaries or grading of the Cemetery or a section or sections thereto. Also reserved are the rights to remove or regrade roads, drives and walks and to lay, maintain and operate, or alter or change pipe lines or gutters for sprinkling systems, and swales, ditches

and culverts for drainage.

25. The Board reserves the right, at any time or times, with or without notice to the lot owners, to adopt new rules and regulations, or alter, amend or repeal any rule, paragraph, section or sentence in these rules and regulations.

26. The Board reserves the right, without notice, to make exceptions, suspensions or modification of the rules and regulations herein set forth when, in its judgement, it is advisable to do so. Such actions, however, shall in no way be construed as affecting the general application of these rules and regulations.

II. The following rules and regulations shall apply to Sections B2, D2 and all other sections hereafter platted.

A. GENERAL:

1. No shrubs or trees are to be set out without permission of the Board. Such shrubs or trees are not permitted on the corners of lots or lot sections where they may infringe on adjoining lots, lot sections, walkways or roads.
2. No posts, concrete borders, fences or enclosures of any type will be permitted on any lots or lot sections.
3. No wooden or cast iron bench or chair, or any wooden or wire trellis shall be permitted to be brought on the grounds.

B. MEMORIALS:

1. Only one grave memorial will be permitted on one grave space or lot. No memorial may be set to embrace two or

more grave spaces except on a companion or family memorial.

2. All memorials shall be set on uniform lines as prescribed by the Board, to conform to the general plan of the Cemetery.

3. All memorials in these sections are restricted and limited to flat bronze tablets, set flush with the turf and of such dimensions, materials, design, finish and construction as prescribed by the Board.

4. All memorials shall measure not more than 15" or less than 10" in breath and no more than 42" or less than 24" in length.

5. All memorials shall be secured in concrete foundations with brass or bronze anchor lugs from 4" to 6" in length.

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