



RULES AND REGULATIONS OF REST HAVEN CEMETERY

For the mutual benefit and protection of each and every plot purchaser in the above named cemetery, hereinafter sometimes referred to as "The Cemetery," the following Rules and Regulations are hereby adopted, approved, and put into effect by the undersigned, hereinafter sometimes referred to as the "Town," and same, as well as such other rules, regulations, amendments or alterations as shall be adopted from time to time by the Town of Washington, shall be applicable to all plot owners, all visitors within the Cemetery, companies, contractors, employees and uninvited guests; and the reference to these Rules and Regulations in any letter, memorandum, contract for deed, certificate of ownership or other instrument shall have the same force and effect as if fully set forth therein.

Rule 1 ~ DEFINITIONS OF TERMS

- (a) **CEMETERY:** In its broad sense, means a burial park for earth interments; mausoleum for crypt entombments; columbarium for cinerary interments or a combination used or intended for the burial of human remains.
- (b) **CREMATED REMAINS:** means human remains recovered from the cremation of a human body or body part and the residue of a container or foreign materials that were cremated with the body or body part.
- (c) **BURIAL SPACE:** As used herein means a grave space, crypt space, or niche.
- (d) **CENOTAPH:** An empty tomb, crypt, or grave, memorialized in honor of a person interred elsewhere.
- (e) **MEMORIAL:** Means a marker, tablet crypt, urn, or niche plate.
- (f) **MARKER:** Means a memorial or name plate made of bronze or stone, flush with the ground.
- (g) **INTERMENT:** Means the permanent disposition of human remains by burial, entombment, or inurnment.
- (h) **FULL BURIAL:** means human remains placed in a casket or coffin entombed in an outer vault and placed in the ground.
- (i) **GRAVE SPACE:** *in-ground space for human remains to be buried or memorial for deceased individual to be marked*
- (j) **HUMAN REMAINS:** means all or any part of the body of a deceased individual that is in any stage of decomposition or has been cremated.

- (k) **IMMEDIATE FAMILY:** Means, in order of decision-making priority: spouse or domestic partner, adult children, parents, adult brothers and sisters, grandparents, and adult grandchildren of the decedent.
- (l) **CEMETERY GROUNDS:** That property within the legal boundary lines of the cemetery and particularly within that portion fenced, including the entrances.
- (m) **COMMITTAL SERVICE:** Means the ritual or ceremony near the grave, crypt, or niche where the remains are committed to their final resting place.
- (n) **NICHE:** Means a space in a columbarium used or intended to be used to inurn cremated remains.

Rule 2 ~ GENERAL SUPERVISION

- (a) **OWNERSHIP:** The Town of Washington, the owner of the Cemetery, retains to itself, for the benefit of all plot owners, full, complete, and undisputed supervision, control and management of the land, building, improvements, roads, walks, utilities, development, books and records, and the full and complete authority, rights and privileges to make, change, administer, and enforce all rules, regulations and restrictions not inconsistent with the laws of the state of Wisconsin wherein the Cemetery is located.
- (b) **CONTROL OF WORK:** All grading, landscape work and improvements of any kind and all care of plots shall be done, and all trees and shrubs and herbage of any kind shall be planted, trimmed, cut or removed, and all openings and closing of graves, and all interments, disinterments, and removals shall be made by the Town.
- (c) **RIGHT TO REPLAT:** The right to enlarge, replat, or reduce or change the boundaries or grading of the Cemetery or of any section or sections, or any parkways therein, from time to time, including the right to modify or change the location of, or remove, or regrade roads, drives, walks, parkways, gardens, or any part hereof, is hereby expressly reserved.
- (d) **RIGHT TO CHANGE DRAINAGE:** The right to lay, maintain, and operate or to alter or change pipe lines or gutters for sprinkling systems, drainage, lakes, etc., is expressly reserved.
- (e) **ADMISSION TO CEMETERY:** The Town reserves the right to control admission to anyone not a plot owner, and the use of any of the Cemetery facilities at any time.

Rule 3 ~ PROPERTY RIGHTS OF GRAVE SPACE OWNERS

- (a) **INTERMENT RIGHTS:** All grave spaces conveyed heretofore or hereafter shall be presumed to be sole and separate property of the person or persons named as a grantee in the instrument of conveyance subject to these rules, regulations and restrictions; provided, however, that the spouse or domestic partner shall have a vested right of interment of their human remains in any grave space conveyed to the other, which right shall continue as long as the individual shall remain the spouse or domestic partner of the plot owner or shall be the spouse or domestic partner at the time of such plot owners

demise, and no conveyance or other action, without the jointer thereon or written right of interment; provided, however, that a final decree of divorce between them shall terminate such vested rights of interment unless it shall be otherwise provided by such decree of divorce.

- (b) **JOINT TENANTS:** In all conveyance to two or more persons as joint tenants, each shall have a vested right to interment of their human remains in the grave space(s) so conveyed. Upon the death of a joint tenant, right and title in and to the unused grave space(s) without a cenotaph, immediately vests in the survivor or survivors, subject to the vested rights to interment for the remains of the deceased joint tenant owner. This vested right of interment of the remains of a joint tenant may be waived and shall be terminated upon the interment of such remains elsewhere.
- (c) **RIGHT OF DESCENT:** If no interment has been made in a grave space(s) which has been transferred by deed or other instrument to an individual, by the Town or its predecessors, or if all the human remains that have been lawfully removed therefrom in the absence of specific disposition thereof by the owner's last will and testament, the whole of said plot, except the one grave space which must be reserved for the surviving husband or wife of the owner, shall, upon the death of such owner, descend in regular line of succession to the heirs at law of the owner.

Grave space(s) may be used for the owner's interment or for the owner's surviving spouse or domestic partner, if any, who by law has a vested right of interment in it. The parents and children of the deceased owner in order of death may be interred without the consent of any person claiming any interest in grave space(s) that do not contain human remains or a cenotaph.

If no parent or child survives, the right of interment goes in the order of death first to the spouse of any child of the record owner and second, in the order of death, to the next heirs at law of the owner or the spouse or domestic partner of any heir at law. Any immediate family having a right of interment in a grave space(s) may waive such right in favor of any other relative or spouse of a relative of the deceased owner, and upon such waiver the remains of the person in whose favor the waiver is made may be interred in the grave space.

- (d) **OFFICIAL RECORDS:** The official records of grave space(s) owners shall be maintained by the Town at its designated office, and each grave space(s) owner shall be registered by name and address. Such registration shall be the final governing record in determination of grave space(s) ownership.
- (e) **INALIENABILITY BY INTERMENT:** All grave space(s), the use of which has been conveyed by deed or certificate of ownership as a separate grave space(s), are indivisible except with the consent of the Cemetery management, or as provided by law.
- (f) **CHANGE OF ADDRESS:** It shall be the duty of each and every grave space owner to keep the Town fully informed as to his or her mailing address and to notify said Town as to any changes thereof. Notice sent to any grave space owner at the last registered address on file in the office of the Town shall be considered sufficient and proper legal notice.

- (g) **RIGHT OF INGRESS AND EGRESS RESERVED:** The Town reserves to itself, and to those lawfully within the cemetery, a perpetual right of ingress and egress over grave spaces for the passage to and from other grave spaces.
- (h) **MAY NOT SUBDIVIDE PLOT:** Individuals may not subdivide and sell their grave spaces without consent of the Town and the burial of the remains of any person, not having an interest therein, shall be prohibited, except when the written consent of all the owners, registered on the books of the Cemetery, shall have been obtained and approved by the Town.
- (i) **NO RIGHT GRANTED IN ALLEYWAYS:** No easement or right of interment is granted to any plot owner in any road, drive, alley, or walk within the gardens, but such road, drive, alley, or walk may be used as a means of access to the gardens or buildings as long as the Town devotes same to that purpose.

Rule 4 ~ TRANSFER OF OWNERSHIP

- (a) **METHOD OF TRANSFER:** The transfer of ownership or title or any interest in grave spaces shall be made only on forms provided by the Town.
- (b) **CONSENT AND APPROVAL:** No transfer or assignment of any grave space, or Interest therein, shall be valid without the consent in writing of the Town first to be had and endorsed upon such a transfer or assignment, and thereafter being recorded on the books of the Town.
- (c) **TIME OF RECOGNITION:** A deed or transfer or assignment of rights, in order to be valid, must not only be proper on its face, but it must be delivered to the grantee or some third person during the lifetime of the grantor with full intent to divest said grantor of his interest, and it must be presented to, approved by, and transferred upon the records of the Town during the lifetime of such grantor.
- (d) **PARTIAL PAYMENT:** No grave space shall be used for the interment of human Remains unless the full price of the grave space and associated charges have been paid to the Town.
- (e) **TRANSFER CHARGES:** All transfers and assignments of ownership of any grave space(s) shall be subject to a charge fixed from time to time by the Town, which charge must be paid when the transfer or assignment is received for filing by the Town.

Rule 5 ~ INTERMENTS

- (a) **SUBJECT TO LAWS:** Besides being subject to these rules and regulations, all interments, disinterments and removals are made subject to the orders and laws of the properly constituted authorities of the Town, County and State.
- (b) **NOTICE:** No interment of human remains may occur unless the Town has received actual notice of the same at least 48 hours prior to the interment, and no disinterment or removal of human remains may occur unless the Town has received actual notice of the same at least 7 days prior to the disinterment.

- (c) **APPLICATION FOR INTERMENT:** The Town reserves the right to refuse interment in any grave space, and to refuse to open any burial space for any purpose, except on written application by the grave space owner of record made out on forms provided by the Town and duly filed in the office of the Town Clerk.
- (d) **TELEPHONE REQUESTS:** The Town shall not be held responsible for any order given by telephone, or for any mistakes occurring from want of precise and proper instructions as to the particular space, size, and location in a grave space where interment is desired.
- (e) **AUTHORIZATION FROM ONE OWNER:** The Town reserves the right to make an interment of any member of the immediate family of any one of joint grave space owners upon their written authorization. No other person may be interred in any grave space without the written consent of all those owners of the grave space who are recorded as such on the books of the Town.
- (f) **TIME:** All interments, disinterments, and removals must be made at the time authorized by the Town in writing.
- (g) **ERRORS MAY BE CORRECTED:** The Town reserves, and shall have the right to correct any errors that may be made by it either in making interments, or removals, or in the description, transfer or conveyance of any interment property, either by canceling such conveyance and substituting and conveying in lieu thereof other interment property of equal value and similar location as far as possible, or as may be selected by the Town, or, in the sole discretion of the Town by refunding the amount of money paid on account of said purchase. In the event such error shall involve the interment of the remains of any person in such property the Town reserves, and shall have, the right to remove or transfer such human remains so interred to such property of equal value and similar location as may be substituted and conveyed in lieu thereof. The Town shall also have the right to correct any errors made by placing an improper description, including an incorrect name or date, either on the memorial or on the container for cremated remains.
- (h) **DELAY FROM PROTEST:** The Town shall be in no way liable for any delay in the interment of human remains where a protest to the interment has been made, or where the rules and regulations have not been complied with; and further, said Town reserves the right, under such circumstances to place the human remains in the receiving vault until the full rights have been determined. The Town shall be under no duty to recognize any protests on interments unless they are in writing and filed in the office of the Town Clerk.
- (i) **NOT RESPONSIBLE FOR IDENTITY:** The Town shall not be liable for the interment permit nor for the identify of the person sought to be interred or cremated; nor shall the Town be liable in any way for the embalming of the body.
- (j) **MORE THAN ONE BODY:** Except as permitted in this section, the remains of one and only one body may be interred in any burial space. Two cremated remains may be interred in one grave, vault, crypt or niche as long as the names of both individuals along with their dates of birth and dates of death are listed on a single sized headstone upon the grave space.

- (k) **MUST USE CONCRETE OR STEEL VAULT:** Full burial earth interments shall be made within a concrete or steel vault. Cremated remains do not require a vault; however, cremains shall be within a hard-sided, non-biodegradable container (not Styrofoam).
- (l) **UNDERGROUND VAULTS:** All vaults shall be placed below the surface of the ground and shall allow for a minimum of 18" of dirt and sod to be placed over the top of the vault (Exposed top vaults are prohibited.)
- (m) **CHARGES:** The Town reserves the right to fix its charges for services rendered and to be rendered from time to time.
- (n) **CEASE WORK:** While a funeral or interment is being conducted all work of any description shall cease within the section of interment.
- (o) **LOCATION OF INTERMENT SPACE:** When instructions regarding the location of an interment space in a plot cannot be obtained, or are indefinite, or when for any reason any interment space cannot be opened where specified, the Town Administrator may, in his discretion, open it in such location in the grave space as he deems best and proper, so as not to delay the funeral; and the Town shall not be liable in damage for any error so made.

Rule 6 ~ DISINTERMENTS AND REMOVALS

- (a) **TO MORE DESIRABLE PLOT:** Human remains may be removed from its original grave space to a large or more desirable grave space in the Cemetery when there has been an exchange or purchase for that purpose and the legal representative of the deceased consents.
- (b) **CARE IN REMOVAL:** The Town shall exercise the utmost care in making a removal, but it shall assume no liability for damage to any casket or burial case or urn incurred in making the removal.
- (c) **REMOVAL FOR PROFIT PROHIBITED:** Removal by the heirs of human remains so that the grave space may be sold for profit to themselves, or removal contrary to the expressed or implied wish of the original grave space owner is repugnant to the ordinary sense of decency and is absolutely forbidden.
- (d) **AUTHORIZATION:** No human remains may be disinterred and removed from the cemetery unless a legal authorization from the Medical Examiner or Coroner is presented to the Administrator.
- (e) **NOTICE REQUIRED:** The Town reserves the right to require at least one week's notice prior to any removal or disinterment.
- (f) **MAY REMOVE:** All removals of human remains from burial spaces within the Cemetery shall be under the supervision of the Town Administrator or the assistant to the Administrator.

Rule 7 ~ SUPERINTENDENT IN CHARGE

- (a) **GENERAL CHARGE:** The Town Administrator shall be in charge of the premises, employees, work done, development, care and maintenance, subject only to the instructions, orders, and directions of the Town Board.

- (c) **ENFORCE RULES:** The Town Administrator or assistant of the Administrator is hereby empowered to enforce all rules and regulations and to exclude from the property any person violating the same. The Town Administrator shall have charge of the grounds and buildings, and at all times, shall have supervision and control of all persons in the Cemetery, including the conduct of funerals, traffic, employees, grave space owners, and visitors.

- (d) **POLICE POWER:** The Administrator or the assistant of the Administrator are directed to expel from the Cemetery any person disturbing its sanctity by boisterous or other improper conduct, or who shall violate any of the rules herein stated.

- (e) **MUST INSIST ON PERMIT:** The Town Administrator must require on proper permits before burial or removal in order to comply with the law.

- (g) **MAY STOP WORK:** The Town Administrator is vested with full authority to stop all work of any nature whenever, in the Administrator's sole discretion, proper preparations therefore have not been made; or when tools and machinery are insufficient or defective; or when work is being executed in such a manner as to threaten life or property; or when any reasonable request on the part of the Town is disregarded; or when work is not being executed according to specifications, or when any person employed on the work violates any rules of the Cemetery.

Rule 8 ~ GROUNDS

- (a) **MUST USE WALKS:** Persons within the Cemetery shall use only the walks, alleys and roads, and any person injured while walking on the grass, or while on any portion of the Cemetery, other than walks alleys, or roads, shall in no way hold the Town liable for any such injuries sustained.

- (b) **FLOWERS:** All persons are prohibited from gathering flowers, either wild or cultivated, or breaking trees, shrubbery or plants, or feeding or disturbing the birds or other animal life within the grounds of the Cemetery.

- (c) **PEDDLING AND SOLICITING:** Peddling of flowers or plants or soliciting the sale of any commodity, other than by the Town, is positively prohibited within the confines of the Cemetery.

- (d) **FIREARMS:** No firearms shall be permitted within the Cemetery except in conjunction with military funerals.

- (e) **ADVERTISING:** No signs or notices or advertisements of any kind shall be allowed in the Cemetery or on premises surrounding, unless placed or authorized by the Town.

- (f) **DOGS:** Dogs will only be allowed in the cemetery when confined to or be controlled on a leash.
- (g) **IMPROPRIETIES:** It is of the utmost importance that there shall be strict observance of all the proprieties of the Cemetery, whether embraced in these rules or not, as no improprieties shall be allowed. The Town Administrator shall have power to prevent improper assemblages.
- (h) **RUBBISH:** The throwing of rubbish on the drives, paths, walks, or any part of the grounds, or in the buildings, is prohibited.
- (i) **VEHICLES:** Vehicles shall not be driven through the roadways within the Cemetery grounds, either by employees, contractors, or visitors, at a greater speed than twenty miles per hour, and shall at all times, whether moving or not, be kept on the right side of the roadway.

Rule 9 ~ DECORATIONS

- (a) **FLOWERS & DECORATIONS:** Flowers/decorations are permitted to be placed on a sold grave space after burial under the following conditions:
 1. Flowers /decorations must be limited to one item, bouquet, or vase per space. Flowers will be allowed from May 1 to October 15. Either natural or artificial flowers may be used.
 2. No items may be placed, inserted, or planted directly on or in the ground.
 3. Pedestal-type plant stands are permitted and shall be set at either end of the marker in straight rows. The pedestal shall not exceed 2 inches in diameter and shall be painted green or black. The distance from the bottom of the urn holder to the top of the marker shall be 24 inches and the urn shall be round and not less than 10 inches or more than 14 inches in diameter. Installation of plant stands are permitted after a burial and shall be installed by the Town. Contact the office to make such arrangements. Plant urns/pots shall be emptied of dirt and removed or hung upside down on the upright part of the plant stand after October 15.
 4. Vases that affix directly to the marker that can either be removed or recessed in the marker are permitted. These vases must be removed or recessed after October 15.
 5. The caretaker is to remove any old, wilted and unsightly bouquets and wreaths. The caretaker is to remove unsightly or damaged plant stands or vases.
 6. Wreaths will be allowed from November 1 to April 1.
 7. New flags will be placed on Veteran's graves each year before Memorial Day.

The Town shall have the authority to remove from the Cemetery all floral receptacles, all floral designs, flowers, weeds, trees, shrubs, plants, or herbage of any kind, as soon as, in the judgment of the Town Administrator, they become unsightly, dangerous, detrimental, or diseased, or when they do not conform to the standard maintained. The Town shall not be liable for floral pieces, baskets, or frames in which, or to which, such floral pieces were attached, beyond the acceptance of such floral pieces for funeral services held in the Cemetery. The Town shall not be liable for lost, misplaced, or broken flower vases. The Town shall not be responsible for frozen plants, or herbage of any kind, or for plantings damaged by the elements, thieves, vandals, or by other causes beyond its control. The Town reserves the right to regulate the methods of decorating grave spaces so that a uniform beauty may be maintained. The Town reserves the right to prevent the removal of any flowers, floral designs, trees, shrubs, or plants or herbage of any kind unless the Town Administrator or the assistant of the Administrator gives consent.

- (b) **CERTAIN ORNAMENTS PROHIBITED:** The placing of boxes, shells, toys, metal designs, ornaments, chairs, settees, vases, glass, wood, or iron cases, and similar articles upon grave spaces, walks, casements, or roads shall not be permitted, and if are placed the Town reserves the right to remove the same.

Rule 10 ~ CARE AND MAINTENANCE

- (a) **CARE OF GRAVE SPACES:** The term "care and maintenance," as used herein with reference to grave spaces within the Cemetery, shall be held to mean, (A) cutting of the grass at reasonable intervals, (B) raking and cleaning at reasonable intervals, and (C) reseeding or resodding, if necessary.
- (b) **GENERAL CARE:** The term "care and maintenance," as used herein with reference to Cemetery, shall be held to mean the general preservation of the roads, walks, fences, buildings, plantings, and features of art.
- (c) **EXCEPTIONS:** The term "care and maintenance" shall not be construed as meaning the maintenance, repair or resetting of any grave marker or memorial placed upon any individually owned grave space, unless the lot owner thereof has previously guaranteed maintenance by the deposit of funds for such purposes with the Town. Neither does the term "care and maintenance" mean the doing of any special or unusual work on any grave space.
- (d) **CARE FUND:** To provide for future care and maintenance of the Cemetery and the grave spaces therein, the Town has established, created and provided for an irrevocable Trust Fund, into which fund the Town shall deposit a sum equal to not less than fifteen (15%) percent of the gross selling price of each and every grave space, sold by it in the Cemetery.
- (e) **GIFTS, DEVICES AND BEQUESTS:** Nothing in these rules and regulations shall prohibit gifts, donations, devices, or bequests of money, funds, securities or property for the general or special care or maintenance of the Cemetery or any grave space therein, or any improvement or Garden thereon, but any such gift, device, or bequest may be commingled with other cemetery trust funds for the purpose of investment and the income therefrom divided between the general and special care funds in proportion to the respective contributions to the principal invested.

Rule 11 ~ MEMORIALS AND MARKERS

The Town has designed, landscaped, created, and dedicated the Cemetery as a place of restful and harmonious beauty, and it desires to perpetually maintain the premises not only as a place of comfort to the relatives and friends of deceased loved ones, but as a pride of the entire community. To economically maintain the premises, to ensure the future uniform beauty and to safeguard plot owners against inferior quality and future replacement costs, the following rules and regulations must be strictly enforced.

- (a) **TYPE OF MARKERS PERMITTED:** Only bronze or a granite memorial, approved by the Town as to size, specification, quality, and material, and guaranteed as to maintenance, shall be permitted in the Cemetery. All markers must be set level with the ground at each grave. No vases or memorials will be allowed except for:
1. Single space markers up to 14" wide by 24" to 30" long with a vase, if desired, on either or both ends of the memorial with the total length of all the items not to exceed 36".
 2. Double space markers up to 14" wide by 24" to 52" long with a vase on either or both ends of the memorial if desired, but the total length of all the items not to exceed 60".
 3. Infant markers in Garden of Angels 10" by 20".

All markers must be uniform in thickness and have level bottoms.

- (b) **FOUNDATION PLACEMENT AND CARE:** All foundations, memorials and markers shall be installed by the Town. All burials must have a permanent marker installed within one year of interment.
- (c) **APPLICATION AND APPROVAL:** Application for the installation of a foundation and marker and the approval thereof by the Town shall be made in writing on forms provided by the Town. Such application shall be supported by the design and material specifications.
- (d) **PRESERVATION:** To preserve uniformity, style, beauty, and landscaping, the Town reserves to itself the right to designate and specify the type and design of markers that shall be exclusively used in any section, block or garden; the right to prevent the placing, or to remove any marker or other object which does not comply with the standards of the Town, or which it deems injurious to the beauty or general good appearance of the premises, particularly the adjoining lots within the section, block, or garden.
- (e) **ERROR IN PLACING:** The Town reserves, and shall have, the right to correct any error that may be made by its employees, or by any other person or persons, in the location of placing of a memorial or marker in the Cemetery.
- (f) **NOT PERMITTED:** No coping, curbing, fencing, hedging, grave mounds, borders, and no walks of brick, chat, cinders, tile, stone, marble, terra cotta, sand, cement, gravel, or wood, is permitted, except that which is placed at the direction of the Town Administrator.

Rule 12 ~ GENERAL

- (a) *UNFAMILIAR SIGNATURES:* The Town reserves the right to require any or all signatures to be notarized.
- (b) *FINAL DECISION:* In the event of misunderstanding or dispute as to the meaning of any of these rules or regulations, the decision of the Town Board shall be final.
- (c) *TRUST CONVEYANCE:* Grave spaces may be conveyed in trust to the Town by the owner thereof, with specific instructions as to just who shall be interred therein.
- (d) *DAMAGE BY CONTRACTORS:* Any damage done to grave spaces, walks, drives, trees, shrubs, or other property of the Cemetery by outside companies, contractors, or dealers or their agents or employees shall be repaired by the offender, and if not so repaired in five days, upon demand, then by the Town at the cost and expense of such offender.
- (e) *NEATNESS:* In opening and closing graves, setting markers, building memorials placing shrubs, or any other type of construction, building repairing, and alterations, the persons so engaged, whether employees, contractors, or dealers, shall not scatter their material over adjoining lots; or unnecessarily block roadways, walks, or avenues; or leave their material on the ground longer than is absolutely necessary; they shall do as little injury as possible to the grass, shrubs, and trees, and they shall remove all debris and restore the ground and sod to its original condition without delay.
- (f) *TOWN NOT RESPONSIBLE:* The Town shall take reasonable precaution to protect grave space owners and the property rights of grave space owners within the Cemetery from the loss or damage; but it distinctly disclaims all responsibility for loss or damage from causes beyond its reasonable control and, especially from damage caused by the elements, and act of God, common enemy, thieves, strikers, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots, or order of any military or civil authority, whether the damage be direct or collateral, other than is herein provided.
- (g) *SERVICE CHARGES:* The charges for the Cemetery service must be paid at the time of the issuance of the order of interment or disinterment and removal.

Rule 13 ~ SOLE AGREEMENT

- (a) *STATEMENTS OF SALES AGENTS:* The purchase contract, the deed, the trust agreement and these rules and regulations, and any amendments hereto, shall constitute the sole agreement between the Town and any grave space owner, and no other statement or promise by any officer, employee, or sales agent shall be binding on the Town.

Rule 14 ~ MODIFICATION AND AMENDMENTS

- (a) **EXCEPTIONS AND MODIFICATIONS:** Special cases may arise in which the literal enforcement of a rule may impose unnecessary hardship, in which case the Town reserves the right, without notice, to make exceptions, suspensions or modifications in any of these rules and regulations when, in its judgment, the same appear advisable; and such temporary exception, suspension or modification shall in no way be construed as affecting the general application of such rule.
- (b) **AMENDMENTS:** The Town may, and it hereby expressly reserves the right at any time or times, to adopt new rules or to amend, alter and/or repeal any rule, regulation and/or article, section, paragraph and/or sentence in these rules and regulations.