

CEMETERY RULES AND REGULATIONS

1. ENTRY PERMITTED:

- (a) The Cemetery Grounds shall be open from 8:00 a.m. to 5:00 p.m. during the winter months and. From 8:00 a.m. until 9:00 p.m. during the summer months.
- (b) Entry to the cemetery shall be through the main gate or the sexton's gate

2. INTERMENTS AND DISINTERMENTS

- (a) Graves shall be classified as follows: (a) adults, (b) cremation, and (c) infants.
- (b) The Board of Directors shall not permit digging of any grave or interment in any grave without the written authorization from the lot owner, heirs, or assignees, on such forms approved by the Cemetery Association and duly filed in the cemetery office. Prior to opening a grave or Interment, presentation of titleship of owner must be made to the Cemetery Association.

After the death of a lot and/or grave owner, their heirs and/or legatees must present to the cemetery office proof of relationship and right of inheritance after death. No burial will be permitted if such documents of inheritance, as required and deemed necessary by this Association are not presented at the cemetery office.

In case a lot and/or grave is transferred by testamentary disposition to some other person it is necessary that a certified copy of such testamentary document and final order of inheritance be recorded in the cemetery office, and only then will the name of the new owner be registered. An affidavit must be made before a Notary Public in connection therewith by the new owner, together with such other documents that are deemed necessary by the Cemetery Association to perfect the transference.

- (c) Excavation of graves on lots must be requested in time to give the Superintendent at least twenty-four (24) hours time notice. Graves will only be excavated on weekdays. Sundays, holidays and holydays excavation will only occur during a health epidemic
- (d) Only one burial per designated burial space will be permitted, be it burial, entombment, niche placement, or cremation. All burial cremains shall be placed in an appropriate cremation vault or copper, or bronze urn. This applies to all sections of the cemetery.
- (e) Disinterment and transfer can be requested by the owners of the lot or graves or their rightful heirs. Disinterment from a single grave can be requested by the owner of the grave or the nearest relative in accordance with the laws of the State of Nebraska, city and county authorities, and according to the rules and regulations of the Cemetery Association.
- (f) The bodies of those deceased from contagious disease will be disinterred, if allowable, according to the rules and regulations of the State Department of Health.
- (g) All disinterments and transfers will be carried out by cemetery employees. If disinterment takes place in lots where there are other graves, the Cemetery Association shall not be liable for damages to neighboring graves. The person requesting such disinterment shall be liable for damages. All disintements and removals must be made at a time and in a manner and subject to payment of such charges as fixed by the Board of Directors.

2. INTERMENTS AND DISINTERMENTS

- (h) All disinterments, transfers and removals shall be under the control of the Superintendent and in all cases the Superintendent's authorization must be obtained. Disinterment and transfer shall in no case be permitted afternoon on Saturdays
- (I) The casket in every earth interment must be enclosed in a concrete box or vault, i.e. retrievable container.

3. SERVICES AND CHARGES

- (a) The price of a lot and/or grave is to be established by the Board of Directors of this Association. All charges for services and care shall be established by the Board of Directors of this Association.
- (b) All charges for excavation of graves must be paid in advance. No interment shall be permitted in any grave unless the purchase price for that grave has been fully paid in advance.
- (c) The Board of Directors shall have discretion to excuse payment for burial if proof is presented to show that the deceased has not left relatives or financial means.
- (d) There will be no charge for the paperwork transferring ownership of graves from old sections to new sections within the cemetery.
- (e) Tents are for the public's convenience and are charged for separately

4. PROPERTY RIGHTS OF OWNERS

- (a) Ownership by purchase of lot and/or grave and/or crypt and/or niche consists of the right of burial, entombment or inurnment only. The purchaser acquires no interest in the real property of Saint John's Cemetery Association, but has the exclusive use of the lot and/or grave and/or crypt and/or niche for sepulture, but for no other purpose, to be used solely as a place of burial, entombment or inurnment of human remains.
- (b) Ownership of a lot and/or grave consists of the right of interment only. The lot and/or grave cannot be used for any other purpose and cannot be divided into smaller portions than originally set forth in the cemetery lot and/or grave plans.
- (c) A Warranty Conveyance shall be issued to each lot and/or grave and/or crypt and or niche owner upon full payment of the purchase price of said lot and/or grave and/or crypt and/or niche. Every lot and/or grave and/or crypt and/or niche shall be subject to the rules and regulations made by St. John's Cemetery Association.
- (d) Should a lot and/or grave and or crypt and/or niche owner die without devise or any known kindred, said remaining lot and/or grave and/or crypt and/or niche shall revert to the Cemetery Association.

5. TRANSFERS OR ASSIGNMENTS

- (a) Lot and/or grave and/or crypt and/or niche owners may not sell or transfer lot and /or grave and/or crypt and/or niche to any person without approval of the Cemetery Board of Directors. With each request for transfer, the owner shall give sufficient reason for the sale or transfer.
- (b) The Cemetery management and Association does not permit the sale or transfer of lots and/or graves and/or crypts and/or niches or any parts of same for speculative purposes.

6. CONTROL OF WORK BY ASSOCIATION

- (a) In the event of an error in the interment of the remains of any person, the Association reserves and shall have the right to remove and reinter the remains in such other property of equal value and similar location as may be substituted and conveyed in lieu of the mistaken property. The Cemetery Association shall assume all costs and liability in the reinterment of said remains.
- (b) No burials shall be permitted without the authorization of the Superintendent, President, or Sexton of the cemetery.
- (c) All work on lots and graves, such as planting flowers, trees, shrubs, watering, and cutting grass, sodding of graves and filling with dirt is to be done exclusively by employees of the cemetery. No work shall be done by outside gardeners, except with the approval of the Superintendent.
- (d) Watering shall take place from May 1 to September 30, or during times considered appropriate at the discretion and direction of the Superintendent, for the maintenance of grounds.
- (e) In order to avoid misunderstanding, requests for work performed for Memorial Day shall be made at the cemetery office before May 1st.
- (f) Outside contractors performing work within the cemetery shall schedule said work with the cemetery office to avoid conflicts with pending burials.
Contractors are not allowed to drive vehicles off of the hard surfaced roads and into the sections. Failure to comply may result in banning said contractors from performing work at the cemetery

7. DECORATION OF PLOTS

- (a) The owners of lots and/or graves are prohibited from raising or depressing the surface of the same, above or below the surrounding ground.
- (b) The erection of monuments, tombstones, mausoleums, stone benches, trees, shrubbery, etc. shall only be upon the authorization of the Board of Directors. A lot and/or grave must be paid in full before any markers or monuments can be placed on the grave.
- (b-1) Only one marker (Stone) will be allowed on each grave. No items/decorations may be glued or Permanently affixed to memorial grave markers. The only exception is a ceramic cameo picture. All ceramic cameos must be inset into the surface of the marker.
- (b-2) Only one Cemetery approved vase, flag holder, (Memorial) Vigil light will be allowed on each grave.
- (c) All wreaths and flowers must be removed from graves as soon as they are withered and dried. Due to spring cleanup, all decorations from winter must be removed from graves by March 1st, except those in permanent vases. Decorations for holidays, except Memorial Day can be place on graves two (2) days before and left until two (2) days after each holiday.
- (d) Further, all flowers and wreaths, fresh or artificial, must be removed from graves not later than (5) days after Memorial Day. The only exception to the foregoing is artificial flowers contained in vases permanently set in concrete. Decoration of graves for Memorial Day can be placed three (3) day before (on Friday) and removed no later than five (5) days after Memorial Day.
- (e) Special Occasions: For Special occasions, Birthdays etc.. Notify the office of the name of the deceased. Decorations with the exception of balloons may be placed 2 days prior to the occasion and must be picked up no later than 2 days after the occasion. Failure to notify the office will result in the removal and loss of your decorations.

7. DECORATION OF PLOTS

- (e) Only one (1) marker (stone) will be allowed on each grave. Flat Headstones with a vase hole in the stone will not be allowed. Only one (1) cemetery approved vase, Flag holder, (Memorial) Vigil light will be allowed on each grave. Solar Vigil lights are acceptable. No solar landscaping lights of any type are allowed. No Statues, Figurines, Shepard hooks etc. will be allowed. A Temporary grave marker can be placed for up to three (3) months. Temporary markers allowed are those that are issued by mortuaries or markers that may be rented from the cemetery. No other form of temporary marker is allowed. All grave markers/monuments shall be made of granite. All bolt on plates must be placed on a granite base. In monument rows, graves must be bought in pairs, to have a monument, the exception being that in sections having single monument rows, only one grave need be purchased. Wedges are not allowed. All Veterans administration Markers will be placed at the head of the grave. No foot markers will be allowed except in sections 1,2,4 & 5 (Referred to as the old sections).

Marker & Monument Specifications:

All Flat Markers must have sawed sides.

Monument Die must be polished front & back. Monument base must be polished; the top must have rough sides. All monuments shall be a minimum of (1ft -10 in) Die and Base overall.

<u>Flat Marker Maximum</u>	Length	Width	Minimum Thickness
Double or Triple	6 Ft.	16 in.	4 in.
Single	28 in.	20 in.	4 in.
Baby	20 in.	10 in.	4 in.

<u>Single Monument Maximum</u>	Length	Width	Height
	3 Ft.	20 in. Base	3 Ft. Die & Base Overall

Double Monument Maximum 6 Ft. 20 in. Base 5 Ft. Die & Base Overall

- (f) The right to erect monuments, markers or vases belongs to the person having the right to, and who actually does, bury the remains.
- (g) For purposes of defining holidays within these rules and regulations, holidays shall be defined as New Years Day, Easter, Mothers Day, Memorial Day, Fathers Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day, and Christmas Day.

8. ROADWAYS AND REPLATTING

- (a) The Board of Directors reserves in itself the right to plot the alleys and roads in the cemetery.

9. CONDUCT WITHIN THE CEMETERY

- (a) Firearms are not permitted in the cemetery except on special permit from the Superintendent or duly constituted authorities and no one shall disturb the peace of the cemetery.
- (b) Children are not permitted unless accompanied by adults.
- (c) Picking of wild and domestic flowers, breaking of trees, plants, shrubs, monuments, tombstones, etc. is forbidden and violators will be prosecuted under the full extent of existing laws.
- (d) Dogs, horses, and other animals are prohibited from the cemetery grounds.
- (e) Automobiles shall be under control of a licensed driver and shall not be driven over 10 M.P.H. through the cemetery grounds. No bicycles or motorcycles shall be admitted to the cemetery except such as may be in attendance at funerals or on business.

9. CONDUCT WITHIN THE CEMETERY

- (f) Drivers shall be cautious at all times while operating motor vehicles on the cemetery grounds. All automobiles must be kept to the right and maintain proper behavior at all times.
- (g) Funeral Directors shall be responsible for the conduct of chauffeurs and drivers.
- (h) Monument salesmen shall not solicit sales at the cemetery under any conditions.
- (I) The public is requested to abide by the rules and regulations which have been made for the best interests of the cemetery. Violators will be subject to prosecution according to existing laws.
- (j) The Board of Directors shall pay a reward to any person or persons, furnishing information for the successful prosecution of vandals, malicious mischief makers, and thieves, causing damages to graves and lots, flowers shrubs, plants, vases, tombstones, monuments, mausoleum structures, etc
- (k) Lost Articles, if found, shall be turned in at the cemetery office.
- (l) The Superintendent requests the public to report to the cemetery office any errors, delinquencies, or discourtesies of the employees and the Board of Directors will attempt to correct these matters.

10. LOSS OR DAMAGE

- (a) The Cemetery Association shall not be responsible for loss or damage to flowers, vigil lights, monuments, tombstones, or any other appurtenances and personal property of whatsoever nature, and shall not be responsible for loss or damage to these items especially from causes of the elements, an act of God, common enemy, thieves, vandals, 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. The Cemetery Association shall not be responsible for any stolen or missing articles from grave or lots. Replacement of damaged or vandalized property shall be the liability of the individual owners.

11. CHANGE OF ADDRESS OF PLOT OWNERS

- (a) It shall be the duty of all lot and/or plot and/or crypt and/or niche owners to notify the Association of any change in their post office address. Notices sent to owners at the last known address on file in the office of the Secretary/Treasurer of the Association shall be considered sufficient and proper legal notification. The office of the Secretary/Treasurer of the Association and the principal office location of Saint John's Cemetery Association is 7506 South 36th Street, Bellevue, Nebraska, 68147

12. MODIFICATIONS AND AMMENDMENTS

- (a) The Association may, and it hereby expressly reserves the right, at any time or times, to adopt new rules and regulations, or to amend, alter or repeal any such rule, regulation, article, section, paragraph or sentence in these rules and regulations.
- (b) Any proposed amendment to these rules and regulations can be made by a member, and submitted in written form to the Board of Directors at least three (3) months prior to the annual meeting of members, and a copy of the same will be available at the cemetery office for any member of the association who desires a copy.