

**ST. MARY MAGDALEN CEMETERY
ABBEVILLE, LA
RULES AND REGULATIONS**

The following rules and regulations have been adopted to govern the care and use of lots in this Cemetery and their observance will be of mutual benefit to every lot and crypt owner. From here on out Cemetery will be used to refer to St. Mary Magdalen Cemetery. Lot user(s) agree to indemnify, defend and save the Cemetery Association harmless from any and all loss, damage, injury, liability, or causes of action, and costs, thereof from and for any and all claims for injuries or damages resulting from any activity resulting from this agreement.

1. Any repair work done to a tomb or crypt must first be approved by the Cemetery Manager. A permit and fee may be required depending on the nature of the work. Contact is to be made by calling 893-0244. Any damage to a neighboring tomb or crypt during this repair must be reported to the Cemetery Office immediately and said damage must be rectified by the individual causing the damage.
2. All vehicles are to be driven solely on Cemetery roadways, not across sidewalks, on lawn areas, across drainage gutters, etc. Any damage caused while driving in the cemetery must be reported to the Cemetery Office immediately and said damage must be rectified.
3. Children must be accompanied by an adult in the Cemetery.
4. No one with firearms and/or dogs will be allowed to enter the Cemetery. A Military Guard of Honor will be permitted to bring or carry firearms within the Cemetery only with authority given by the Cemetery Office. Moreover, a Military Guard will not be admitted in the Cemetery, unless it is under the direction and control of a Military Officer.
5. No signs, notices or advertisements of any kind are to appear on tombs, crypts or in any part of the Cemetery.
6. All transfers of Cemetery easements are to be completed by the Cemetery Office. Transfers done outside the Cemetery Office do not need to be recognized by Cemetery personnel. An easement/title of lot/crypt may not be transferred without written consent from all owners/heirs entitled to burial on such lot.
7. The removal of remains to another cemetery cannot be effected without presentation of a permit from the Health Department and necessary consents.
8. All burials, including mausoleum burials, are to be approved through the Cemetery, by proper permit and payment of fees.

- 9. The Cemetery Office reserves the right to determine when a tomb or memorial is in such a state of disrepair that it causes a danger to the cemetery or its visitors. Proper notices will be issued in accordance with a separate condemnation policy written for this Cemetery.**
- 10. There shall be no glass of any kind allowed in the cemetery. It is requested that any live plants or flowers placed on a tomb or crypt be removed after due time by the family to aid in the upkeep of the maintenance of the Cemetery.**
- 11. Any items placed on or around a tomb that interfere with the maintenance of the Cemetery may be removed by Cemetery personnel without notice.**
- 12. Any company doing work in this Cemetery must present an insurance certificate with \$1,000,000.00 in liability and a workmen's compensation policy annually or at the time of work, whichever comes first.**
- 13. Maintenance of the Cemetery grounds is on a contract basis. Individual maintenance around a tomb should not be necessary in light of this contract. The use of weed eating chemicals around a tomb is strictly prohibited. Any concerns regarding the maintenance of the cemetery should be reported to the Cemetery Office directly and immediately.**
- 14. The Cemetery management will take all reasonable precautions to protect lot owners and the rights of lot owners, within the Cemetery from loss or damage, but the Cemetery distinctly disclaims all responsibility for loss or damage from causes beyond its reasonable control, and especially, from damage caused by the elements, an act of God, common enemy, thieves, vandals, strikes, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots, order of any military or civil authority, whether the damage be direct or collateral, other than as herein provided.**
- 16. The Cemetery shall have the right to refuse any portion of ground owned by it, to the use of any specific person or persons.**
- 17. This Cemetery is an annual care cemetery for lot burials; the mausoleum has perpetual care. Annual care dues are necessary for the maintenance and upkeep of the Cemetery, unless one chooses to enter into a perpetual care agreement. Invoicing of annual care dues is done for the current year in the month of November.**

In the event a burial is requested in a lot or improvements are requested to the lot and it can be shown that consistent contact has been attempted to the individual making the request for burial and/or improvement and no response has been received the Cemetery Office has the right to charge a higher interment or permit fee equal to \$75.00 over the existing fee.

If an heir wishes to make an improvement on a lot and has previously not been contacted regarding annual dues, the heir must pay the annual dues for the year prior to and including the year of the requested work.

- 18. If a burial was not initially anticipated in a particular lot (i.e. the burial is not the immediate owner; the name has not previously been listed on the headstone) the burial, with proper consent of heirs, will be subject to a burial fee which is consistent to the amount of the current fee for perpetual care. This amount will be inclusive of the interment fee due at the time of burial. This payment will eliminate the need for annual dues in the future under the conditions of the perpetual care agreement.**
- 19. When there is a direct burial in a mausoleum crypt (a burial that occurs with no embalming) a casket tray must be used and the crypt door or shutter doubly sealed.**
- 20. The Cemetery Office reserves the right to revise these Rules and Regulations, without notice, as it deems reasonably necessary. Any situation not specifically addressed in these Rules and Regulations or if there is any confusion regarding what is contained in these rules and regulations must be addressed with the Cemetery Office before any burial or improvement is made to a lot.**