Leamington Town Cemetery
Rules and Regulations

Maintaining, improving, and beautifying of our Town cemetery is declared to be one of the first considerations of a civilized people. It is to this end that Leamington Town adopts the following rules and regulations for the information of families and morticians in order to carry out this solemn duty as compassionately as possible in a fair, efficient, and convenient manner and still offer as much freedom of choice as possible.

1. Only permissive burial rights are sold and the Town of Leamington retains title to cemetery burial rights. Only eight (10) plots may be purchased by any one private individual, and excludes all commercial businesses. Cost for each burial plot is $100 for residents of the Town of Leamington or those individuals who have established residency and $1000 dollars for nonresidents until amended. Residency is defined as one who has lived in Leamington or has been a member of the Leamington Ward for a period of time exceeding 10 years at some point in their life or is the immediate family member (Son or Daughter) of someone who has qualified for residency.

2. Burial rights may be conveyed to the person named, their heirs, and/or others so named and properly documented.

3. If, after a period of sixty (60) years, a plot or plots have not been used, the Town of Leamington may reclaim the burial right by following the procedure under Title 8, Chapter 5, part 6, Utah Code 1953 amended by Chapter 123, 2002 General Session. After the expiration of sixty (60) years and with the confirmed death of the original purchaser of the plot(s) with no documentation of a conveyed ownership, ownership of burial right(s) may be conveyed to those who claim a legal right to the burial right(s) upon payment to the Town of Leamington Town Council Treasurer an amount determined by the Leamington Town Council but not to exceed the cost per plot as defined in rule #1 above.

4. It is the responsibility of the family, or the family's authorized representative, to meet with the Leamington Town Council Cemetery Council Member or his/her representative at least forty eight (48) hours prior to a burial, unless the deceased will not be embalmed. The plot shall be chosen and paid for at the time, unless it has been previously purchased. Please be aware that all applicable fees shall be paid to the Council Representative before the burial site is prepared.

5. Vaults shall be structurally sound and made of concrete. The top and sides of the vault shall be perpendicular with square corners. The vault shall withstand the probing used at the time of locating the grave site.

There is an exception to the vault standards for infant and cremation burials. Inspection of the vault shall be by the Cemetery Representative prior to internment.

6. Cremations require a sealable urn made of a non-corrosive material.

7. Burial plots are laid out in rows with the head of the grave to the west and the foot of the grave to the east. According to traditional burial custom, the wife will be placed to the left side of the husband when facing the front of the headstone location, unless otherwise requested.

8. Not more than one (1) casket per plot is allowed except for infants. Then, there can be up to four (4) infants per plot. Only one (1) interment will be allowed in a casket with the exception of a mother or a father with infant child, or two (2) minor children buried at the same time.

9. Double use of a plot, such as placing a cremated individual on top of the vault or casket, if previously buried without a vault, of a previously buried individual is permitted. Multiple cremations may be placed in one (1) grave plot. However, a fee of one hundred dollars ($100) for Leamington Town Residents and three hundred dollars ($300) for non-residents is required for each addition to the plot and must be paid to the appropriate Town Council Representative before internment.

10. Grave-side services will be held in a timely and expedient manner with the Town Council Representative present at the opening and closing of the grave.

11. Maximum size of a double headstone shall be six (6) feet long and three (3) feet tall. Maximum size of a single headstone shall be three (3) feet long and three (3) feet tall. A headstone must be confined within the space of a purchased plot. No more than one (1) raised headstone per plot will be permitted. Headstones for those who are cremated and placed on a multiple use plot with an existing raised headstone must be no larger than eighteen (18) inches by eighteen (18) inches and be level to the ground. All headstones are required to have a six (3) inch cement mow strip around the perimeter of the base. Bases are to be no more than two (2) feet in width. Headstones are considered to be the plot Owner's personal property and all care and upkeep is the Owner's responsibility. Any exception desired to the above headstone dimensions must be approved by the Leamington Town Council.

12. Notice shall be given to the Town Council Representative forty-eight (48) hours before any headstone shall be installed. Unauthorized placement of a headstone shall result in a fee of five hundred dollars ($500) non-

refundable, for the removal and resetting of an incorrectly positioned headstone.

13. The Town of Leamington has the right of refusal to move a headstone to permit a burial. If headstone maintenance is required, the Owner of the headstone shall stand the cost of removal and replacement of the headstone.

14. A disinterment and removal of remains from the cemetery is permitted by following the procedures and requirements of Title 26, Chapter 2, Part 17, Utah Code Annotated, 1953, as amended. Arrangements for the removal of the remains must be made with the Town Council Representative and a prior fee of one hundred dollars ($100) dollars plus all other applicable costs must be paid prior to the opening and closing of the grave.

15. Mausoleums are not permitted with the cemetery.

16. Pet or animal burials are not allowed within the cemetery.

17. Gravesites may be enhanced within the confines of the four foot (4') by nine foot (9') burial plot. Gravesites in the new section of the cemetery are four feet (4') by ten feet (10').

18. In the event any of the above rules are violated, the Leamington Town is authorized to assess a penalty against the violating party whether it be the family of the deceased or the Mortuary involved. The penalty shall be determined by the Leamington Town Council after reviewing the circumstances and considering the inconvenience to the Town.

19. All Eagle Scout projects shall be approved by the Leamington Town Council before being accomplished. A donation of one hundred dollars ($100) may be approved by the Town Council for each Eagle Scout project.

20. All fees listed above shall be paid to the Leamington Town Treasurer.

These rules and regulations were unanimously approved and/or amended by the Leamington Town Council on the _____ day of _____, 20___.

Karl Nielson, Mayor _____

Russ Finlinson, Councilman _____

Chad McPherson, Councilman _____

Matt Kolste, Councilman _____

Marlow Plumb, Councilman _____

Deed

Issued To _____ Date _____

THIS IS TO CERTIFY THAT A DEED TO YOUR BURIAL SPACE/S IN THE LEAMIINGTON CEMETERY IS LOCATED AT BLOCK #_____ LOT # _____

THIS INFORMATION HAS BEEN RECORDED IN THE OFFICIAL DEED BOOK.

BOOK # _____ PAGE # _____

AT THE PRICE OF $_____ FOR EACH INDIVIDUAL GRAVE

_____DOLLARS EACH

ALL DEEDS HAVE BEEN SIGNED AND AUTHORIZED BY AN AUTHORIZED MEMBER OF THE LEAMINGTON TOWN COUNCIL. THE CEMETERY MAP HAS BEEN UPDATED TO SHOW THE RESERVATIN OF THE GRAVESITES FOR THE AUTHORIZED FAMILY MEMBER.

ALL LOT OWNERS ARE SUBJECT TO THE RULES AND REGULATIONS OF THE CEMETERY AS APPROVED BY THE LEAMINGTON TOWN COUNCIL.

ALL DEEDS WILL BE RECORDED IN THE OFFICIAL DEED BOOK. ANY TRANSFER OF OWNERSHIP MUST BE LEGALLY RECORDED AND APPROVED BY AN AUTHORIZED MEMBER OF THE LEAMINGTON TOWN COUNCIL.

APPROVED AND RECORDED BY: _____

Member of Leamington Town Council