

## BY-LAWS OF MAYN CEMETERY DISTRICT

The Board of Trustees of Mayn Cemetery District, organized by act of the County Commissioners of Meagher County, Montana pursuant to the provisions of title IX, Chapter 2 of the revised codes of Montana, 1947 providing for the creation of public cemetery districts, does hereby make, constitute and adopt the following by-laws for the government and management of said Public Cemetery.

### ARTICLE I

The corporate powers of this Public Cemetery District shall be vested in a Board of three (3) Trustees who shall be appointed from the persons residing within said Public Cemetery District, such appointment of said Trustees to be made by Commissioners as provided by law.

### ARTICLE II

Meetings of the Board of Trustees: All meetings of the board shall be on the first Friday of the month from April 1 to October 1 at the office of the County Commissioners in the Courthouse. Other meetings may be called if it is necessary by contacting Trustees either by phone or mail. The Board shall meet once annually for the purpose of organizing and electing officers and such annual meeting shall be held within thirty days after the Board of County Commissioners shall have certified to the Board the name of the trustee appointed by it.

### ARTICLE III

Officers: At the annual meeting, the Board shall organize by the election of a Chairman and Vice-Chairman, both of whom shall hold office until the next annual meeting or until their successors shall be elected and qualify.

The Chairman: shall preside at all meetings of the Board. In addition, he shall perform such duties the board may assign to him.

The Vice-Chairman: in the absence of the Chairman shall preside at meetings.

The Secretary: shall be an appointed officer to be chosen by the board at their annual meeting. He will keep complete records of meetings and proceedings and to such other duties as shall be assigned to him by the Board of Trustees. The Clerk and Recorder shall keep and make proper record in the books of the District of all lots and graves conveyed by the District and of all interments thereon, in accordance with the requirements of law and the general practice in cemetery management.

### ARTICLE IV

Powers and Duties of Board of Trustees: The Board of Trustees of the District shall govern and manage the District, as provided by law and shall have the following duties and powers, to wit:

1. It shall exercise general supervision of all books, records, papers and property of the District and Sexton and any other persons employed by the District It shall fix the amount of salary payable to each employee of the District and if discharge of any employee is necessary, it will also do that. It shall create such offices and employ such persons not provided for by these By-laws, as in the judgment and discretion of the Board may be necessary for a proper discharge of the business of the District.
2. It shall fix prices for the sale of lots and graves and opening and closing of the same in the cemetery and may adopt such rules and regulations with regard to terms of sale of lots and graves and issuance of deeds to the purchasers thereof as, in the judgment and discretion of the Board shall be necessary in order to safeguard the interests of the District and provide for orderly, systematic conduct of its business.
3. It shall annually prepare a budget estimate of the financial need of the district for the twelve months next ensuing after the first day of July, and shall submit such budget to the County

Commissioners of Meagher County on or before June 30th.

4. It shall deposit all funds coming into its possession from sale of lots, or otherwise, with the Treasurer of Meagher County, in accordance with the laws of the State of Montana, subject to withdrawal only by warrants drawn against the Cemetery fund, signed by either the Clerk and Recorder or the Deputy Clerk and Recorder of Meagher County.

5. It shall promulgate rules and regulations, and from time to time as circumstances may indicate a necessity for so doing, may rescind, modify or add to such rules and regulations, for the purpose of safeguarding against errors or omissions in the records of the District with respect to identity of grave plats in which interments may be made and of persons interred in the cemetery, and to that end it shall cause such regulations to be put in written form and copies thereof supplied to the Secretary and the Sexton for their guidance. It shall be the duty of the Board to adopt such rules and regulations as may insure that interments made in said cemetery will be in accordance with the requirements of law.

6. It shall adopt such regulations as it may deem necessary in regard to the opening and digging of graves, planting, cutting or trimming of plants, grass and trees, erection of monuments upon lots and disposal of refuse, to the end that the cemetery shall be maintained in a neat and orderly condition. It shall be the duty of the Sexton to see that such rules and regulations are enforced.

7. It shall have all such power and authority as is vested in it by the Public Cemetery District Act and the foregoing specified powers and duties shall be construed as in extension and not in derogation of the statutory powers of the Board.

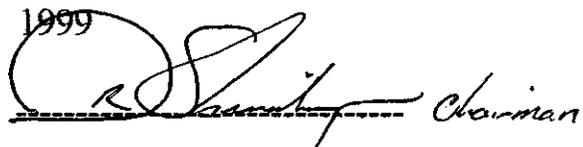
#### **ARTICLE V**

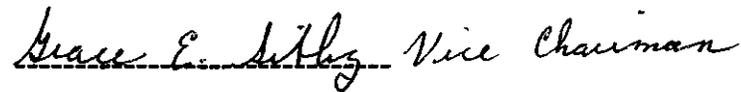
The District shall have a seal, consisting of a circle having on its circumference the words "Mayn Cemetery District" and in the center word "Seal", thus:

#### **ARTICLE VI**

These By-laws may be amended at any annual meeting of the Board of Trustees, or at any meeting called for that purpose, provided that notice of any meeting called for that purpose shall be given in the manner provided and that such notice shall state the purpose of the meeting.

Approved this 4<sup>th</sup> day of June, 1999

1999  
  
Chairman

  
Vice Chairman

  
Secretary