VALLEY VIEW CEMETERY

CLARKDALE, ARIZONA

RULES AND REGULATIONS

PURPOSE

1. The rules and regulations are designed for the protection of owners of interment rights as a group. They are intended, not as restraining, but rather as preventing the inconsiderate from taking unfair advantage of others. Their enforcement will help protect your Cemetery and create and preserve its beauty. These rules and regulations are hereby adopted as the rules and regulations of the Cemetery, and all owners of interment rights, visitors and contractors performing work within the Cemetery shall be subject to said rules and regulations, amendments or alterations as shall be adopted by the Cemetery from time to time.

DEFINITIONS

2. The term "Owner" shall mean the owner of rights of interment.
3. The term "Interment" shall mean cremation and inurnment, entombment or burial of the remains of a deceased person.
4. The term "Memorial" shall mean any marker or structure upon or in any lot or niche, placed thereupon or therein or partially therein for the purpose of identification or in memory of the interred.
5. The term "Contractor" as used in these rules and regulations shall mean any person, firm, or corporation or anyone engaged in placing, erecting or repairing any memorial, or performing any work in the cemetery grounds, other than an employee of the Cemetery.
6. The term "Cemetery" shall mean the Town of Clarkdale and its successors and assigns.
7. The term "Officers" shall mean the Mayor and Common Council of the Town of Clarkdale and their successors and assigns.

OWNERSHIP

8. Interment rights shall be used for no other purpose than the burial of the human dead. Upon refusal of the Cemetery to permit interment because of the above rule, the Cemetery may refund to the owner the original purchase price, and the extent of the Cemetery's

liability shall be in said amount. Upon the refund of this amount, all interest of owner shall revert to the Cemetery.

SUPERVISION OF CEMETERY

9. This Cemetery reserves the right to compel all persons coming into the Cemetery to obey all rules and regulations adopted by the Cemetery. The rules and regulations may be changed without notice to any owner by the Officers of the Cemetery.
10. The Cemetery shall take reasonable precaution to protect owners and the property rights of owners within the Cemetery, from loss or damage; but distinctly disclaims all responsibility for loss or damages from causes beyond its reasonable control, and especially from damage caused by: the elements, an act of God, common enemy, thieves, vandals, malicious mischief makers, explosions, unavoidable accidents, invasion, insurrections, riots, or order of any military of civil authority, whether the damage be direct or collateral, other than as herein provided.
11. The Cemetery reserves, and shall have, the right to correct any errors that may be made by it either in making interments, disinterment's or removals, or in the transfer or conveyance and substituting in lieu thereof other interment rights of equal value and similar location as far as possible.
12. Persons within the Cemetery grounds shall use only the avenues, walkways and roads.
13. Automobiles shall not be driven through the grounds at a greater speed than 15 miles per hour and must always be kept on the right side of the Cemetery roadways. Automobiles are not allowed to turn around on the driveways or roadways; and they are not allowed to park or come to a full stop in front of an open grave unless such automobiles are in attendance at the funeral.
14. The right to enlarge, reduce, replat or change boundaries or grading of the Cemetery or of a section or sections from time to time, including the right to modify or change the locations of, or any part thereof, or remove or regrade, roads, drives and walks, is hereby expressly reserved. The right to lay, maintain and operate, or alter or change pipe lines or gutters for sprinkling systems, drainage, lakes and other similar items is also expressly reserved, as well as is the right to use Cemetery property not sold to individual owners, for Cemetery purposes, including the interring and preparing for interment of dead human bodies, or for anything necessary, incidental or convenient thereto. The Cemetery reserves to itself, and to those lawfully entitled thereto, a perpetual right of ingress and egress over lots for the purpose of passage to and from other lots.

SALE AND PURCHASE OF INTERMENT RIGHTS

15. The sale or transfer of any interment right by any owner or purchaser shall not be binding upon the Cemetery unless the same shall first be duly approved in writing by the properly authorized officer or other designated agent of the Cemetery, and then such interment right must be reconveyed to the Cemetery; the Cemetery shall thereupon issue a conveyance to the new owner. The same rule shall apply in all cases of assignment or purchase of contracts for interment rights. This procedure is required in order that the Cemetery may at all times have a complete and accurate record of all owners and purchases.

16. Any and all transfers of any interment right, whether the same be conveyance or assignment of purchase contract, are subject to all rules and regulations of the Cemetery which are now in full force and effect or which hereafter may be enacted. The Cemetery may refuse to consent to a transfer or to an assignment as long as there is any indebtedness due the Cemetery from the owner so recorded in the records of the Cemetery at the Cemetery office. All transfers of ownership shall be subject to a charge of $10.00, which charge must be paid to the Cemetery when the transfer is recorded.

17. The subdivision of interment rights is not allowed without the consent of the Cemetery, and no one shall be buried in any lot not having an interest therein, except by written consent of all parties interested in such lot and the Cemetery.

18. All interment rights are sold subject to payment of the amount posted in the office of the Town Clerk for the area of the lot for perpetual care, and all work on lots will be done by the employees of the Cemetery under the direction of the Cemetery, except when permission is otherwise granted. All grading landscape work, and improvements of any kind, and all care of lots, shall be done, and all trees, shrubs, and herbage of any kind shall be planted, trimmed, cut or removed, and all openings and closing of lots, and all interments, disinterment's, and removals shall be made by such persons and in such manner as the Cemetery shall from time to time direct. No enclosure of any kind, such as a fence, coping, hedge, or ditch, shall be permitted around any grave or lot. Domes, which prevent the excessive settling of the soil of graves, shall be required for all burials. Grave mounds will not be allowed, and no lot shall be raised above the established grade.

19. Interment rights can be purchased in this Cemetery only with the written approval of the Town Clerk or such other agent as the Officers shall direct and subject to the rules and regulations of said Cemetery now or hereafter adopted for the government of this

Cemetery, and for the purpose of interment only. This provision applies to all sales, whether made directly by the Cemetery or sales made by owners.

20. No interment rights or contracts for the purchase of interment rights can be sold, assigned, transferred, pledged or hypothecated without the written approval of the Officers of the Cemetery or such agent as the Officers may designate.

21. All agreements for the purchase of Cemetery interment rights must be on forms approved and signed by the authorized Officers or agents of the Cemetery. All terms and conditions for the purchase of interment rights must be recited in the purchase contract; verbal agreements or representations will not be recognized. All said agreements must provide for payment as posted in the Cemetery office for the area of the lot.

22. The Cemetery may exchange interment rights when desired by others, but not for interment rights of lesser value. When such an exchange is made, the original conveyance must be surrendered by proper assignment, or by reconveyance, if considered necessary, before any change is effected.

23. Each owner is vested with the ownership of his or her interment right for the sole purpose of interment of human dead bodies. Under the regulations of the Cemetery, the interment rights cannot be conveyed without the consent of the Officers, nor any use, division or improvements of them be made which the Cemetery prohibits, or may deem improper. The owner of interment rights may dispose of same by will, subject to the foregoing conditions. If the owner dies intestate, the interment rights will descend to his or her heirs according to the laws of descent of the State of Arizona then in force and effect.

24. No conditional or partial transfer of interment rights and no sale of an undivided interest, except to a person or persons who are already part owners, will be recorded, as the Cemetery cannot be responsible for the carrying out of the intent of the Grantor. No burial shall be made on any lot until the purchaser shall have paid on the interment rights therein the amount required by the Cemetery, and shall have paid then entire amount due for perpetual care.

25. The general care of the entire Cemetery grounds and lots is assumed by the Cemetery through the operation of a Perpetual Care Fund. This, however, does not provide for any special care. Estimates for any special work will be made by the Cemetery upon applications, and charges for the work must be paid in advance.

26. The Officers of the Cemetery shall direct generally, all of the improvements within the grounds and upon all lots and graves, before as well as after interments have been made therein. They shall have charge of the plantings, sodding, survey and improvements

generally. **No curbs or gravel type landscaping shall be allowed.** All plantings must have prior approval, and shall be planted only in designated areas, not on the grave site.

27. No persons other than the proper employees of the Cemetery shall be allowed to perform any work within the Cemetery without written permit from the Cemetery.
28. If any memorial, or any structure whatsoever, or any inscription to be placed on the same, shall be determined by the Officers of the Cemetery to be offensive, they shall have the right, and it shall be their duty, to enter upon such lot and remove, change or correct the offensive or improper object or objects.
29. If any tree, shrub or plant standing upon any lot, by reason of its roots, branches, or otherwise, be or become detrimental to adjacent lots or avenues, or if for any reason its removal be deemed necessary, the Cemetery shall have the right, and it shall be their duty, to remove such tree, shrub or plant, or any part thereof, or otherwise correct the conditions existing as in their judgment seems best.
30. No person shall pluck or remove any plant or flower, either wild or cultivated, from any part of the Cemetery.

FUNERAL REGULATIONS

31. Funerals, after entering the gates, shall be subject to the direction of the authorized employees of the Cemetery.
32. Notice of twenty-four working hours before the announced time of a funeral will be required. Sunday funerals will not be permitted. Exceptions to this rule will be made only in cases of death from a contagious disease or when so ordered by the authorized Officers of the Cemetery.
33. Graves must be located by the family or representatives of the family.
34. When a removal is to be made from a single grave to another grave, the formerly occupied single grave space and all rights therein revert to the Cemetery.
35. The burial of two bodies in one grave will not be permitted except where one occupies a space less than three feet in length or a companion burial right is purchased. No grave space may contain more than two urns of cremated remains. All cremated remains shall be buried at a minimum depth of two feet. "Companion" graves are only permitted when the request for companion burial is made prior to the first interment.

GENERAL REGULATIONS

36. No dogs shall be permitted in the Cemetery
37. Consumption of food or intoxicating liquors within the Cemetery is strictly forbidden.
38. No boxes, shells, toys, discarded glassware, sprinkling cans, receptacles, or similar articles will be permitted on any grave, lot or tree.
39. The Cemetery is not responsible for theft or damage to anything placed on graves or lots.
40. Any person desiring to remove a body from the grave space of another must present a written permit signed by the Owner for such removal and also himself sign a request to have such removal made. These requests shall remain on file in the office of the Cemetery.
41. No wooden or cast-iron bench or chair, or any wooden or wire trellis shall be permitted to be or be brought upon the grounds.
42. The Cemetery and its agents have authority to enter upon any lot and remove any objectionable thing or any erection that may have been placed there contrary to the regulations of the Cemetery, and they may remove any dead or damaged tree, shrub, or vine.
43. No person shall be permitted to enter or leave the Cemetery, except by the public gates, which will be open during such daylight hours as are specified by the authorized officers of the Cemetery.
44. Any person found on the grounds after dark shall be considered to be a trespasser.
45. Holders containing flowers or other decorations may be removed by the Cemetery as soon as the flowers fade and whither, and the right is reserved by the Cemetery to make such removal. Also, winter wreaths will be removed at such time as is specified by the Cemetery. The Cemetery shall keep such holders, at the risk of the owner, for a period of thirty (30) days from the date of removal, and if owner fails to collect said holders within said thirty (30) days, he shall there by forfeit all right, title and interest in and to said holders and the Cemetery may dispose of them by sale, destruction or in any other way it deems best.
46. No person will be permitted to use profane or boisterous language or in any way disturb the quiet and good order of the Cemetery
47. All persons are forbidden to hunt on the Cemetery grounds.
48. All persons are strictly forbidden to break or injure any tree or shrub; or mar any landmark, marker or memorial; or in any way deface the grounds of the Cemetery.

49. No money shall be paid the attendants at the entrance or on the grounds. The entire time of the persons regularly employed on the grounds belongs to the Cemetery. Visitors and Owners must not otherwise engage them. All orders, inquiries and complaints must be made at the Cemetery office.

50. All persons are reminded that the grounds are sacredly devoted to the burial of the dead and that the provisions and penalties of the law, as provided by statute, will be strictly enforced in all cases of wanton injury, disturbance and disregard of the rules.

51. It is of utmost importance that there should be a strict observance of all the proprieties due the Cemetery whether embraced in the foregoing regulations or not, as no impropriety will be tolerated.

52. All persons are urged to inform the Cemetery of any breach of proper decorum that may come to their notice.

53. Touch nothing in the Cemetery that does not belong to you. This is the only sage rule to adopt in visiting the Cemetery.

54. No person or persons, other than an employee of the Cemetery, shall be permitted to bring or carry firearms within the Cemetery except a military guard of honor, and then only when in charge of an officer and during a military service.

55. No planting shall be allowed on graves, nor on any other part of a lot unless by consent of the Cemetery management.

56. The Cemetery reserves the right to remove all flowers, potted plants, summer wreaths or baskets of flowers when they become withered, or for any other reason.

57. Until changed by the proper officers of the Cemetery, the following fees shall be in force and effect:

PERPETUAL CARE FUND AREA:

a.	Price of one half lot		$500.00
b.	Opening and closing		650.00
c.	Perpetual care		175.00
d.	Dome		285.00
		TOTAL	$1610.00

COMPANION GRAVES:

a.	Price of one half lot		$500.00
b.	Opening and closing		1,300.00
c.	Perpetual care		175.00
d.	Vault		480.00
		TOTAL	$2455.00

CREMATIONS ONLY:

a.	Price of one lot	$300.00
b.	Opening and closing	200.00
c.	Perpetual care	175.00
	TOTAL	$675.00

VERDE SECTION (SECTION V):

a.	Price of one half lot	$ 500.00
b.	Opening and closing	650.00
c.	Perpetual care	965.00
d.	Dome	285.00
	TOTAL	$2,400.00

SECTION V COMPANION GRAVES:

a.	Price of one half lot	$ 500.00
b.	Opening and closing	1300.00
c.	Perpetual care	965.00
d.	Dome	480.00
	TOTAL	$3245.00

Oversize Domes Additional: $420.00

SATURDAY ADDITIONAL
Opening and Closing: $500.00

NO SUNDAY OR HOLIDAY BURIALS

58. Perpetual care means that within the limits permitted by the income derived from the Perpetual Care fund, the Cemetery grounds as to the Perpetual Care Fund Area, would be maintained in keeping with a well preserved place of burial, including the cutting of grass and trimming of shrubs and trees at reasonable intervals; the procuring, maintaining in reasonable condition the machinery, tools and equipment needed for that purpose, and replacing same when necessary; keeping in repair the drains, water lines, roads, buildings, fences and other structures, including features and embellishments of a general character applicable to the Cemetery as a whole or to a particular area; maintaining the necessary records of interment space ownership and burials, and other necessary information, and having same available to the public authorities and other interested persons. This shall not include maintenance, repair or replacement of any memorial under any circumstances; nor the repair or replacement of buildings, structures or other property when the damage is caused by vandals, thieves, act of God, common enemy, riots,

or by the order of any military or civil authority; or other acts beyond the control of the Cemetery.

59. That section known as Section H shall be reserved for cremated human remains only. It is hereby instructed that Section H be replatted such that each original 14' x 14' lot be divided into 3'6" x 3'6" lots.

60. In Sections B, E, G, H, J, and V all grave markers headstones, or memorials must be flat; with no portion rising more than ½" above the established grade. As stated in Rule #26, no curbs or gravel type landscaping shall be allowed. All plantings must have prior approval.

61. The Cemetery may, and it hereby expressly reserves the right, at any time or times, with or without notice to Owners, to adopt new rules and regulations, or to amend, alter and/or repeal any rule, regulation and/or article, section, paragraph and/or sentence in these Rules and Regulations.

62. Special cases may arise in which the literal enforcement of rule may impose unnecessary hardship. The Cemetery, therefore, reserves the right without notice, to make exceptions, suspensions or modifications in any of the Rules and Regulations when, in its judgment, the same appear advisable; and such temporary exceptions, suspension or modification shall in no way be construed as affecting the general application of such.

TOWN OF CLARKDALE
As amended by Resolution #1292
The 10th day of March 2009