

CHAPTER XIII.

Concerning the Golden Cemetery and City Sexton.

ORDINANCE NO. 7.

(Passed October 6, 1873, Compiled Ordinances 1900,
General Sections 136 to 141, Inclusive, and 145)

226. Section 1. That all that part of the east half of the southwest quarter of section two, in township four, south, of range seventy west, embraced in the following boundaries, to-wit: Commencing at the southeast corner of the southwest quarter of said section, and running thence north forty rods to a stake, thence east forty rods to a stake, thence north eighty rods to a stake, thence west forty rods to a stake, thence south one hundred and twenty rods to a stake, and thence east to place of beginning, shall be used as a place for the burial of the dead, and shall be known and designated as the Golden Cemetery.

227. Section 2. Lots in said cemetery shall be described according (to) the plat of the same now on file in the office of the city clerk.

228. Section 3. Application for lots in the cemetery shall be made to the city clerk. He shall be provided with a book containing a list of all the lots in the said cemetery, with their numbers and blocks described in accordance with the plat hereinbefore mentioned, together with columns ruled for the entry when sold, of the name of the purchaser, the date of the sale, and the amount received for such lot.

229. Section 4. On payment of the sum of money at which any lot may be sold, to the city clerk, by the purchaser, the city shall grant a deed of said lot to the purchaser, which may be in the following form:

Know All Men by These Presents: That the City of Golden, in the county of Jefferson and State of Colorado, for and in consideration of the sum of dollars to said city, paid by, hath this day granted, bargained and sold, and by these presents doth grant, bargain, sell and convey to the said and to his heirs and assigns forever, the following described lot of ground in the Golden Cemetery, situated in Jefferson county, in the State of Colorado, to-wit: Lot, in block, for a more full description of which reference may be had to the plat of said cemetery, now on file in the office of the city clerk of said City of Golden, to have and to hold to the said, and to his heirs and assigns, the above described premises for the purpose of a burial ground forever, and for no other purpose. In witness whereof the mayor of said City of Golden, with the advice and consent of the city council, at a regular meeting thereof, has hereunto, for and in behalf of said city, set his signature and affixed the seal of said city, this day of, A. D. 19..... (L. S.)

Attest:

.....
Mayor.

.....
City Clerk.

230. Section 5. Any person wishing to purchase a lot in the Golden cemetery, who shall be unable at the time of application to make payment therefor, shall be permitted to execute and deliver to the city clerk, for the use of the city, a note with security, to be approved by the city clerk, payable three months after date, and shall be entitled to a deed for the lot purchased when paid for, and it shall be the duty of the city clerk to cause to be collected, when due, all notes which may be executed for lots in said cemetery, and the proceeds thereof to account for to the city council.

231. Section 6. No person shall bury any dead body in any lot in said cemetery, not set apart as free burial ground, until such lot shall have been paid for, or until the payment therefor shall have been secured as hereinbefore provided. Any person who shall bury or attempt to bury in any such lot until payment shall have been made or secured as aforesaid, shall be subject to a fine of not less than ten dollars nor more than one hundred dollars, and it is hereby made the duty of the sexton to prevent such burials and to enforce penalties whenever any shall be incurred.

232. Section 10. All that part of the first and second ten-acre lots of said cemetery from the north, lying west of the Golden City and South Platte Railway and Telegraph Company's roadway, is hereby set apart as free burial grounds.

Note: Secs. 7, 8 and 9 of above ordinance are repealed. See Ordinance No. 66.

ORDINANCE NO. 158

(Passed November 5, 1937)

Relating to the Golden Cemetery and the City Sexton.

233. Section 1. No dead body shall be buried or interred in the Golden Cemetery unless a burial permit therefor shall have first been had and obtained from the city clerk, who is hereby authorized to issue such permit upon proper written application and the payment of the fee fixed by the City Council.

234. Section 2. For the purpose of defraying the expenses of the cemetery and to provide for its permanent care, maintenance and upkeep a fund to be designated as the "Cemetery Fund" is hereby established, and the City Council shall include the same in its Annual Appropriation Bill. In addition to such annual appropriation, all moneys received, by the city, from any source, for and on account of the cemetery, including gifts, donations, the purchase price of lots and fees for issuance of burial permits, shall be paid into and credited to said fund, and the moneys in said fund shall be used exclusively and only for purposes appertaining to the cemetery, and no part or portion thereof shall ever be transferred to any other fund or account.

235. Section 3. The city shall pay the city sexton, for his services, out of said fund, and such payment may be either in the nature of fees, or wages and / or salary as the Council may from time to time deem advisable.

236. Section 4. The Council shall, within a reasonable time after the passage of this ordinance, adopt a Code of Rules and Regulations governing said cemetery and its use, maintenance and upkeep, and the rights and duties of the sexton and of all other persons with reference to it. The Code so adopted, and any and all subsequent changes, alterations or amendments thereof, shall have the same force and effect as though included in this ordinance, and the same shall be deemed, taken and considered as a part hereof.

237. Section 5. The Council shall fix the fees for burial permits and shall prescribe the form thereof and that of the application therefor, and shall also fix the sale price of lots in said cemetery and make such rules and regulations and impose such restrictions on the sale, transfer, use and re-sale thereof as it may deem expedient. Such rules, regulations and restrictions shall be included in and form a part of the Code provided for in Section 4 hereof.