

CURRENT LAW	LD 1054
<p><b>§1141. Grounds inalienable; description recorded</b></p> <p>When any persons appropriate for a burying ground a piece of land containing not more than 1/2 of an acre, it shall be exempt from attachment and execution, and inalienable and indivisible by the owners without the consent of all; and be kept fenced or otherwise substantially marked and occupied as a burying ground. They shall cause a written description of it, under their hands, attested by 2 disinterested witnesses, to be recorded in the registry of deeds in the county or district where it lies or by the clerk of the town where it is situated.</p>	<p><b>§1141. Grounds inalienable; description recorded</b></p> <p>When <u>any a persons</u> appropriates for a burying ground a piece of land containing not more than 1/2 of an acre, <u>it that piece of land is</u> exempt from attachment and execution, <u>and is</u> inalienable and indivisible by the owners without the consent of all; <u>the owners and must</u> be kept fenced or otherwise substantially marked and occupied as a burying ground. <u>They</u> <u>The person appropriating</u> the land shall cause a written description of it, under <u>their the hands of all the owners</u> and attested by 2 disinterested witnesses, to be recorded in the registry of deeds in the county or district where <u>it the piece of land</u> lies <u>or by the clerk of the town where it is situated. A piece of land appropriated under this section may be used only as a burying ground and is exempt from any minimum lot size, road frontage or other dimensional requirement of any land use regulation or ordinance. The appropriation of a burying ground under this section does not create a lot or lots for the purposes of Title 30-A, section 4401, subsection 4.</u></p>

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<p><b>§1142. Family burying grounds</b></p> <p>When a person appropriates for a family burying ground a piece of land containing not more than 1/4 of an acre, causes a description of it to be recorded in the registry of deeds of the same county or by the clerk of the town where it is situated and substantially marks the bounds of the burying ground or encloses it with a fence, it is exempt from attachment and execution. No subsequent conveyance of it is valid while any person is interred in the burying ground; but it must remain to the person who appropriated, recorded and marked that burying ground and to that person's heirs as a burial place forever. If property surrounding a burying ground appropriated pursuant to this section is conveyed, the property is conveyed by the person who appropriated the property or by an heir of that person and the conveyance causes the burying ground to be inaccessible from any public way, the conveyance is made subject to an easement for the benefit of the spouse, ancestors and descendants of any person interred in the burying ground. The easement may be used only by persons to walk in a direct route from the public way nearest the burying ground to the burying ground at reasonable hours.</p>	<p><b>§ 1142. Family burying grounds</b></p> <p>When a person appropriates for a family burying ground a piece of land containing not more than 1/4 of an acre, causes a description of it to be recorded in the registry of deeds of the same county or <u>by the clerk of the town district</u> where it is situated and substantially marks the bounds of the burying ground or encloses it with a fence, it is exempt from attachment and execution. <u>No subsequent conveyance of it is valid while</u> <u>As long as</u> any person is interred in the burying ground; <u>but, it must remain to</u> <u>may be used as a burial place by</u> the person who appropriated, recorded and marked that burying ground and <u>to by</u> that person's heirs <u>as a burial place forever</u>. If property surrounding a burying ground appropriated pursuant to this section is conveyed, <u>the property is conveyed by the person who appropriated the property or by an heir of that person</u> and the conveyance causes the burying ground to be inaccessible from any public way, <u>then</u> the conveyance is made subject to an easement for the benefit of the spouse, ancestors and descendants of any person interred in the burying ground. The easement may be used only by persons to walk <u>in a direct route from the public way nearest the burying ground to the burying ground at reasonable hours to the burying ground at reasonable hours using a reasonably convenient route established in the conveyance or, if a route was not established in the conveyance, in a direct route from the public way nearest the burying ground or using another route of equal convenience designated by the landowner. A piece of land appropriated under this section may be used only as a family burying ground and is exempt from any minimum lot size, road frontage or other dimensional requirement of any land use regulation or ordinance. The appropriation of a family burying ground under this section does not create a lot or lots for the purposes of Title 30-A, section 4401, subsection 4.</u></p>