

CHAP. 164. by a given day to be fixed by the managers hereafter named, may purchase burial lots in said cemetery; nothing herein contained to authorise a lottery for the purpose of raising money; and *provided*, that at least fifty contiguous acres shall be forever appropriated and set apart as a cemetery, which so long as used as such shall not be liable to any tax or public imposition whatever.

Fifty acres appropriated

Exempt from tax

Streets, lanes, and alleys

SEC. 5. *And be it enacted*, That no street, lanes or alleys heretofore laid out, roads or canals of any sort, shall be opened through that part of the property of said corporation so to be exclusively appropriated to the purposes of a cemetery; *provided* nothing herein contained shall authorise said corporation to obstruct any public road or street, lane or alley, now actually opened and used as such; and *provided*, that this exemption from the passage and opening of streets, lanes, alleys and public roads through said cemetery, shall be confined to the area contained between the York road, on the west, Ensor street, on the east, and to the north of Hoffman street within the limits of said city of Baltimore.

Area

Penalty for injuring

SEC. 6. *And be it enacted*, That any person who shall willfully destroy, mutilate, deface, injure or remove any tomb, monument, grave stone or other structure, placed in the cemetery aforesaid, or any fence, railing, or other work for the protection or ornament of any tomb, monument, grave stone or other structure aforesaid, or shall willfully destroy, cut, break or remove any tree, shrub or plant within the limits of said cemetery, or shall shoot or discharge any gun or other fire arm within the said limits, shall be deemed guilty of a misdemeanor and shall upon conviction thereof, before any justice of the peace of Baltimore county, be punished by a fine at the discretion of the justice, according to the aggravation of the offence, of not less than five nor more than fifty dollars.

Present managers

SEC. 7. *And be it enacted*, That until an election shall be held under the provisions of this act, the persons named above shall be managers of the said corporation.

Lots appropriated,

SEC. 8. *And be it enacted*, That every lot conveyed in said cemetery shall be held by the proprietor for the purpose of sepulture alone, and for none other, as real