

CHAP. 230. porated under the act of the General Assembly of Maryland, passed at December session, eighteen hundred and two, chapter one hundred and eleven, are desirous to obtain authority to purchase and hold a parcel of land in Baltimore county, and binding on the eastern margin of Gwynn's Falls, about midway between the Baltimore and Frederick turnpike road and the Calverton mills, to be used as a public cemetery for the burial of the dead—Therefore,

May hold land not exceeding fifty acres **SECTION 1.** *Be it enacted by the General Assembly of Maryland,* That the trustees of the Fayette Street Methodist Episcopal church, in the city of Baltimore, and their successors, be and they are hereby authorised to purchase and hold over and above the quantity of land which they are authorised to hold under the act aforesaid, not exceeding fifty acres of land, in Baltimore county, situated as aforesaid, to be used as a public cemetery forever, for the burial of the dead, and for no other purpose, which cemetery shall be known as the Western Cemetery; *provided,* that the land so to be purchased and held by the said corporation shall not interfere with any public road or canal now located or in use.

Canals, &c., not to be opened through cemetery.

SEC. 2. *And be it enacted,* That no road, canal or public highway shall be opened through the said cemetery, nor shall the said cemetery, so long as it is used as such, to be liable to any public tax or imposition whatever.

Corporate powers

SEC. 3. *And be it enacted,* That the said corporation, in the management of the said cemetery, be and they are hereby authorised to lay out and sell, or dispose of burial lots, to appoint all necessary officers and agents, and fix their several duties and compensations, and to make such rules and regulations as they may deem proper to conduct the affairs of said cemetery.

Penalty for injuring, etc.

SEC. 4. *And be it enacted,* That any person who shall wilfully 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 wilfully 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-arms, 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 or city, be punished by a fine, at the discretion of the jus-