

CHAP. 84. certificate, whereupon a new certificate shall be issued to the assignee in his or her own proper name, upon which he or she shall be invested with all the rights and subject to all the restrictions of the original proprietor.

Funds—how applied.

SEC. 8. *And be it enacted,* That all the monies accruing from the sale of lots, and from gifts and bequests, or other sources, shall be applied to the purchasing of the grounds, to laying out and ornamenting the same, to the construction of inclosures, gate ways and necessary buildings, to the payment of contingent expenses, and to the creation of a fund for the superintending and keeping the cemetery in perpetual repair; and no part thereof shall be under any pretence whatever, divided among the proprietors or appointed to any other than the purposes specified in this act.

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

SEC. 9. *And be it enacted,* That no street, lane, alley, road or canal shall ever be opened through the property of said corporation, except such as the directors may cause to be laid out within the cemetery, for convenient access to the several lots therein.

Penalty for injuring, &c.

SEC. 10. *And be it enacted,* That any person who shall wilfully destroy, mutilate, deface, injure or remove any tomb, monument, gravestone or other structure placed in the cemetery aforesaid, or any fence, railing or other work for protection or ornament of any tomb, monument, gravestone, 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 injure any of the roads or walks therein, or shall shoot or discharge any gun, or other fire arms, within the said limits, shall be considered guilty of a misdemeanor, and shall, upon conviction thereof before any justice of the peace in Washington or Frederick county, be punished by a fine at the discretion of the justice, according to the aggravation of the offence, of not less than five dollars, nor more than fifty dollars; which fine shall enure to the benefit of the said corporation.

Banking forbid

SEC. 11. *And be it enacted,* That nothing in this act shall be so construed as to authorise the said corporation to issue any note, token, device, scrip or other evidence of debt, to be used as currency; *provided,* that this act may at any time, be altered and repealed by the General Assembly.

Proviso