

**CATALOGUE OF THE LOTS IN MOUNT
AUBURN CEMETERY: NAMES OF THE
PROPRIETORS AND REPRESENTATIVES
OF DECEASED PROPRIETORS; THE
CHARTER, BY-LAWS, ETC**

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Catalogue of the Lots in Mount Auburn Cemetery: Names of the Proprietors and Representatives of Deceased Proprietors; The Charter, by-Laws, Etc by Various

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VARIOUS

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CATALOGUE

OF THE

Lots in Mount Auburn Cemetery;

NAMES OF THE PROPRIETORS

AND

REPRESENTATIVES OF DECEASED PROPRIETORS;

THE

CHARTER, BY-LAWS, ETC.

BOSTON:
AUSTIN J. COOLIDGE,
39 COURT STREET.
1860.

CONTENTS.

OFFICERS AND COMMITTEES FOR 1880,	4
INTRODUCTION,	5
CHARTER,	13
BY-LAWS,	29
LEGAL FORMS IN USE,	33
REGULATIONS FOR VISITORS,	60
OFFICERS, FROM THE BEGINNING,	63
AVENUES AND PATHS,	65
LOTS TO BE KEPT IN REPAIR,	69
NUMERICAL CATALOGUE OF LOTS AND PROPRIETORS,	71
PROPRIETORS WHO HAVE THE RIGHT TO LOCATE,	165
PROPRIETORS IN ALPHABETICAL ORDER,	166
CORRECTIONS,	208

Officers of the Corporation.



JACOB BIGELOW, *President*,
42 Mount Vernon Street.

AUSTIN J. COOLIDGE, *Secretary*,
39 Court Street.

GEORGE WILLIAM BOND, *Treasurer*,
127 Milk Street.

TRUSTEES.

WILLIAM T. ANDREWS,
EDWARD AUSTIN,
JACOB BIGELOW,
JAMES CHEEVER,
URIEL CROCKER,
CHARLES P. CURTIS,

CHARLES C. LITTLE,
CHARLES G. NAZRO,
EDWARD S. RAND,
JAMES READ,
JACOB SLEEPER,
EDWARD S. TOBEY.

JONATHAN MANN, *Superintendent*,
At the Cemetery.

TRUMAN H. SAFFORD, *Clerk and Gate Keeper*.

ALEXANDER WADSWORTH, *Surveyor*,
74 City Exchange, 10 Devonshire St.

COMMITTEE ON FINANCE.

CHARLES C. LITTLE,

CHARLES G. NAZRO.

COMMITTEE ON LOTS.

CHARLES P. CURTIS,

WILLIAM T. ANDREWS,
EDWARD AUSTIN.

COMMITTEE ON GROUNDS.

JACOB BIGELOW,
JAMES CHEEVER,

JAMES READ,
JACOB SLEEPER,
EDWARD S. RAND.

COMMITTEE ON REGULATIONS AND RECORDS OF INTERMENTS.

EDWARD S. TOBEY,

URIEL CROCKER.

INTRODUCTION.

THE *seventh* Catalogue makes its appearance three years after the publication of the sixth. Numerous changes are apparent upon its pages, but time has been no less busy with the facts than the figures. About three hundred and fifty proprietors have been added to the list, and not less than one hundred and fifty have been gathered to the shades of Mount Auburn. The early proprietors have held their lots upwards of twenty-five years, and the mortality in their ranks is visibly increasing. The present number of lot owners being about 3,000, upon the usual estimate of duration of human life, nearly one hundred of these must annually become tenants of this consecrated spot. Hence, in order that the systematic régulation of the affairs of the Cemetery may not be disturbed, it is obviously important to keep the places of the departed supplied with living representatives, and the prompt attention of the families or friends of such proprietors is invited to this point. By great efforts, extensive correspondence, and personal appeal, representatives have been designated for the lots of nearly all deceased proprietors—now numbering about five hundred. In endeavoring to attain this result, the completion of the Catalogue was delayed for some time; but as the deficiencies in this list are so nearly made up, it is believed that, by punctually noti-

fyng the parties in interest, whenever new cases may occur, the task of preparing future editions of the Catalogue need not, for this cause, be made more difficult.

For the sake of diminishing the danger of destruction, and of making it more readily accessible to proprietors, a duplicate Register of Interments has been made, and will be kept at the office of the Secretary.

An extensive survey of the whole Cemetery, indicating the lots and the intermediate spaces upon a scale of twenty feet to the inch, is now in progress, and will be completed during the present season. This will enable persons wishing to purchase, to see the position of the unsold lots or pieces of land, as it will also proprietors to ascertain the number of feet in the spaces adjacent to their lots, and, at a very moderate cost, protect themselves from the possibility of any future appropriation thereof to the use of other persons.

For the purpose of guarding against mistakes, and of bringing more directly to the notice of proprietors the various matters which require attention, some further observations are here inserted under the head of

MEMORANDA FOR PROPRIETORS.

TRANSFERS.

The *Records of the Corporation* are the only evidence of the title of a proprietor *recognized* by the corporation. Consequently, when a person receives a lot by *transfer* from a proprietor, he should send his deed at once to the office of the Secretary for record. This suggestion would almost seem unnecessary, but experience has proved it otherwise, since the record of such transfers has sometimes been neglected for years, and sometimes the deed has been sent to the County Registry for record.

TRANSFER BY WILL.

The foregoing remarks are also applicable to lots *devised* to any person. The certified copy of the will containing any such devise, should be exhibited to the Secretary, and the proper extract from the same, with the necessary certificate, will be recorded upon the book of Special Transfers, and reference made thereto upon the original record. It matters not whether such devise is expressed in such *general* terms as are usually contained in the residuary clause, or whether the *lot is specifically mentioned*; in *either* case, the record should be made.

Persons can, since the act of the Legislature of 1859, dispose of their lots by will, either to one person specifically named, or to "heirs at law," " devisees," or " trustees," who take as tenants in common, but, under the construction of Sec. 8 of the Charter, are treated as one person, in law, and for whom, or of whom, some one is designated to represent the lot. If, however, the design is to devise the lot for the benefit of a number of individuals, the less circuitous and more practicable method is to make such devise to one person as *trustee*.

SOLE HEIR AT LAW.

By reference to the 8th Section of the Charter, and to the 20th By-Law, it will be seen that provision is made for any one who claims to be the *sole* heir-at-law of a proprietor, to assert his title to a lot. By making the affidavit required, he will gain a *presumptive* title, and will be treated as the proprietor until his claim to the lot shall be shown to be void.

REPRESENTATIVE OF A DECEASED PROPRIETOR.

Section 8th of the Charter, and Articles 16th and 20th of the By-Laws, indicate the importance of giving attention to this matter. The need of such representative results from the provision of the Charter that a lot can have but one proprietor. Consequently, upon his death, whenever it may fall by devise or inheritance to *several* persons, provision is made for *one* of them to step into the place of such proprietor, and exercise the legal control of the lot during the continuance of his appointment, which may last for his lifetime, or he may be superseded at any time, as circumstances shall require. Of course, therefore, no heir or devisee parts with any title which he may have, by reason of such appointment of his co-heir or devisee. It is the practice of the Trustees to appoint such representative upon the petition of the parties in interest, in which the person deemed by them most suitable or desirable is nominated. Such person may be the husband or the widow of the deceased, or either of the children of proper age, the guardian of minor children, or a trustee under the will—preference generally being given, however, to a person resident in this vicinity, or to the one residing *nearest* to the Cemetery.

A blank for such petition may always be had upon application to the Secretary, who will furnish any requisite information upon the subject.

CARE OF LOTS.

For the *transient* care of lots, proprietors are at liberty to contract with any suitable person whom they may select; but they are recommended to employ the person who holds the ap-