

BY-LAWS AND CONSTITUTION

of

CONGREGATION
SHAARAI SHOMAYIM

Lancaster, Pa.

AS AMENDED AND
REVISED

Adopted January, 1928

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LANCASTER, PA.

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CHARTER OF CONGREGATION SHAAARAI
SHOMAYIM, LANCASTER, PENNSYL-
VANIA (AS AMENDED)

WHEREAS, we the undersigned citizens of the Commonwealth of Pennsylvania, residing in Lancaster City, who with a number of others constitute the Reform Jewish Congregation, chartered by the Court of Common Pleas of Lancaster County under the name of Shaarai Shomayim, on November 18th, 1856, which charter is on file in the Record Book N, Vol. 8, page 370, etc., and amended August 25, 1879, May 15, 1914, and October 21, 1922, being desirous of making material alterations and changes, have adopted the following amendments to the Charter:

All Laws and Regulations incorporated in said Charter are herewith declared null and void, and in lieu thereof the following are inserted:

FIRST: The name of the Corporation shall be as heretofore: "Shaarai Shomayim" (Gates of Heaven).

SECOND: The said Congregation is formed for the holding of Divine Services according to the faith, directions, disciplines and usages of the Jewish Religion.

THIRD: The business of this Congregation is to be transacted in the City of Lancaster, County of Lancaster and State of Pennsylvania.

FOURTH: (a) This Congregation is to exist perpetually.

(b) So long as this Congregation shall have three or more members who will support the Constitution thereof, it cannot by any means be declared non-existent by the declension of members who leave the Society since they do not possess the least claim to the property of the Society.

(c) In case the membership of this Congregation should be diminished from three members to one member, or two members, then the one, if not more members are living in the City, shall take possession of the moveable as well as immoveable property of this Congregation, giving security for the same in the Office of the Prothonotary of this County.

(d) In case no member should be found capable or willing to give security as aforesaid for the property of the Congregation consisting of moveable and immoveable goods and effects, then the whole of said property shall be entrusted to a chartered Jewish congregation in Philadelphia, who shall give full security, and who shall retain possession thereof until another chartered Congregation shall be formed in Lancaster, to whom upon demanding restitution, the property so demanded must be restored.

FIFTH: The number of members forming the Board of Trustees of said Congregation shall be eleven.

CONSTITUTION

BY-LAWS

ARTICLE I

NAME AND OBJECT

SECTION I. The name of this Congregation shall be Shaarai Shomayim.

SECTION II. The purpose of the Congregation shall be to promote Judaism in all relations of life by means of public and private worship, by proper instruction in the Religious School and from the pulpit, and by such other means and methods as may be appropriate.

SECTION III. The Corporation shall not be conducted for gain or profit and shall be supported and maintained by such membership dues or seat rentals as may from time to time

be prescribed and by voluntary benefactions, contributions, legacies, devises and endowments.

ARTICLE II

MEMBERSHIP AND RENTAL OF SEATS

SECTION I. Any person of the Jewish faith, being twenty-one years of age or over, desiring to become a member of the Congregation, must apply in writing to the Board of Trustees, and such application must be accompanied by three months' dues, and must lie over until the next meeting of the Board. If he receives a majority of the votes at such meeting, or any subsequent meeting to which the balloting may be adjourned, he shall be declared a member.

SECTION II. Seats in the Congregation shall be assigned upon such terms and upon the payment of such dues, rents or charges as may be from time to time fixed and determined. Any single person, including a widow, or widower may have assigned one or more seats in the Temple. A married man may have assigned not less than two seats for himself and his wife, which shall be termed a "sitting".

SECTION III. A member shall be entitled to occupy the seat or seats assigned him so long as his dues are promptly paid.

SECTION IV. Members cannot change their sittings except as approved by the Board of Trustees.

SECTION V. Members shall pay their dues quarterly in advance. All rentals shall be paid monthly in advance. Each member or seatholder shall be responsible for his dues or rentals to the end of the fiscal year.

SECTION VI. A member in arrears cannot resign.

SECTION VII. A member who is three months in arrears, loses his voting rights, and the Board may, after six months' arrearage and due notice to him, declare his sitting forfeited to the Congregation, for non-payment

of dues. The same regulation is to apply to a seatholder in case he is in arrears six months for a renting of a seat.

SECTION VIII. The minimum dues per membership shall be \$36.00 per annum. Members voluntarily paying a greater sum shall be bound for said sum for the fiscal year. Should they desire to decrease the amount of their dues for the following year, they must present their resignation to the Congregation accompanied by a new application for membership in the Congregation, stating the amount they desire to pay.

SECTION IX. Any person who is not a member of this Congregation desiring to rent a seat, exclusive of membership, shall apply to the Board of Trustees or to the properly Constituted Committee and state the duration of the period for which he desires to rent a seat, and should there be any vacant, the officers or committee may grant the application.

SECTION X. Persons renting seats in accordance with the last section, shall abide by all the rules and regulations of the Congregation. They shall enjoy undisturbed possession of the same, but shall not be entitled to any further rights or privileges of the Congregation.

ARTICLE III

PRIVILEGES OF MEMBERS

SECTION I. Any member in good standing shall have the following privileges:

- (a) He shall have the right to vote at any meeting of the Congregation.
- (b) His children shall be taught free of charge in the Religious School of the Congregation and may be confirmed in the Temple.
- (c) He and family may worship in the Temple, occupying the seats assigned by the Seating Committee.
- (d) Members shall notify the President and Rabbi promptly in the event of death in the family.

- (e) At the marriage of any member of his family or at the funeral of any member thereof, the Rabbi shall officiate, if requested.
- (f) The Rabbi shall officiate at services held in the house of mourning following the funeral if desired.
- (g) If a member of the Congregation shall desire the services of a Rabbi other than the incumbent, he may secure same after consulting the Rabbi of the Congregation.
- (h) A member shall be entitled to have the wedding or funeral service of any member of his family solemnized in the Temple upon permission had from the Board of Trustees, and upon payment to the Congregation of such sum as may be fixed by the Board of Trustees.
- (i) A member or seatholder may have such other rights or privileges as may be specified in the By-Laws from time to time.

ARTICLE IV

EXPULSION OF MEMBERS

SECTION I. A member may be expelled for such gross misconduct as may be prejudicial to the interests and welfare of the Congregation. Such expulsion shall be by vote of three-fourths of the members present and entitled to vote at any special meeting of the Congregation called for such purpose upon the advice and recommendation of the Board of Trustees. Five days' notice of such meeting and of the charges to be preferred against him shall be given to the member whose expulsion is to be voted upon.

SECTION II. Any member six months in arrears in the payment of dues without formal expulsion by vote of the members, may by vote of the Board of Trustees be dropped from the roll of members. Such member shall thereupon lose his rights as a member, including the right to occupy his seat in the Congregation.

ARTICLE IV

MEETINGS OF MEMBERS

SECTION I. The annual meeting of the members of the Congregation shall be held at such place and at such time during the month of January in each year as shall be designated by the Board of Trustees. Special meetings of the members may be called at any time by the President.

SECTION II. Special meetings may also be called by the Board of Trustees or by seven of the members of the Congregation, requesting such meeting and specifying the object thereof in writing, lodged with the Secretary. Upon receipt of such written request the Secretary, or if there be no Secretary, or if he shall refuse to call such meeting, or fail for any reason to issue a call therefor within ten days after thereunto requested, then the persons making the request shall give notice of such meeting to all members and officers of the Congregation as hereinafter provided.

SECTION III. Notice of the annual or of any special meeting of the Congregation shall be given by written or printed notice mailed to the last known post office address of each member at least three days prior to the date of such meeting, exclusive of the day of mailing. Notice of all special meetings shall specify the objects and purpose thereof.

SECTION IV. Voting upon all questions, at all elections and at all meetings of the Congregation shall be by closed ballot cast by the members in person. A majority of the votes cast shall be required for any decision or election. No member in arrears for dues or assessments shall be permitted to attend meetings, to vote or be elected to office.

SECTION V. Members not present at the election are ineligible to office, unless they signify in writing previously obtained, their intention to accept in case of election.

SECTION VI. Twenty members of the Congregation shall be necessary to constitute a quorum at any meeting of the Congregation.

If a quorum be not present, the meeting may be adjourned without notice other than announcement at such meeting or meetings until a quorum shall be present.

ARTICLE VI

THE BOARD OF TRUSTEES AND MEETINGS THEREOF

SECTION I. The Board of Trustees shall be composed of eleven members, two of whom must be women. The president, vice-president, treasurer and secretary shall be members of the Board of Trustees. All trustees shall be elected for a term of one year at the annual meeting of the Congregation.

SECTION II. The Board of Trustees shall have entire charge, management and control of the Congregation's affairs and property with full power to transact its business and to do and perform all things necessary in order to carry out the objects and purposes of the Congregation. The Board of Trustees shall also elect the Rabbi subject, however, to the ratification of such choice by the members of the Congregation, for a term not to exceed five years. They shall at the annual meeting of the Congregation submit the minutes of their meetings, the reports of all Standing Committees and Officers, and a statement of the finances together with an estimate of the probable receipts and expenditures for the ensuing year.

SECTION III. In the case of death, resignation, removal or disability of any of its members, the Board of Trustees may fill the vacancy until the next annual meeting of the Congregation. If any Trustee shall absent himself from three successive meetings of the Board without good and sufficient cause, he may be removed from his office as trustee and his seat as a member of the Board may be declared vacant by a majority vote of the remaining trustees present at any regular or special meeting of the Board.

SECTION IV. The Board of Trustees shall meet at last once each month, except during the months of July and August. Special meetings of the Board may be called at any time by the President or by three Trustees upon one day's notice given by mail or telegram to the last known address of each trustee, or may be held at any time or place upon waiver of notice signed by all the trustees. Six trustees shall constitute a quorum for the transaction of business and the act of the majority of the trustees present at any meeting at which there is a quorum shall be the act of the trustees.

SECTION VI. The Board of Trustees at their regular meeting next preceding the annual meeting of the Congregation shall appoint a committee of five members, two of whom shall be from the Board and three of whom from the membership at large, to act as a nominating committee for the purpose of presenting suitable nominees to the Congregation at their annual meeting. This does not preclude the presenting of nominations from the floor.

ARTICLE VII

OFFICERS

SECTION I. The Congregation shall at its annual meeting elect a President, a Vice-President, a Treasurer and Secretary. The officers so elected shall hold office for one year and until their successor or successors are duly elected and qualified.

SECTION II. Any trustee or officer of the Congregation may resign his office at any time. such resignation must be made in writing, but the acceptance of such resignation shall not be required to make it valid or effective.

SECTION III. Any vacancy in any of the offices of the Congregation, occurring by death, removal, resignation or otherwise between the annual meetings of the Congregation shall be filled by the Board of Trustees for the remainder of the term of such office.

ARTICLE VIII

POWERS AND DUTIES OF OFFICERS

The President

SECTION I. The President shall be the chief executive officer of the Congregation. He shall preside at all meetings; he shall have general and active management of the affairs of the Congregation, and see that all orders and resolutions of the Board are carried into effect, subject, however, to the right of the trustees to delegate any specific powers, except such as may be by statute exclusively conferred on the President, to any other officer or officers of the Congregation. He shall appoint all Committees and shall be ex-officio a member thereof. He and the Treasurer shall execute bonds, mortgages and other contracts requiring the seal of the Congregation. He shall render an annual report of the affairs of the Congregation to the members at their annual meeting.

The Vice-President

SECTION II. The Vice-President shall in the case of death, resignation, absence or incapacity of the President exercise the powers and perform the duties of that office for the unexpired term.

The Treasurer

SECTION III. The Treasurer in the absence of the Vice-President shall assume all the duties and responsibilities incumbent upon the President. He shall safely keep all the money, securities, title deeds, and other valuable papers belonging to the Congregation. He shall keep full and accurate account of the receipts and expenditures of the Congregation in books belonging to it and shall deposit all moneys of the Congregation in separate bank accounts to the credit of the Congregation, to his order as Treasurer in such depositories as may be designated by the Board of Trustees.

He and the President shall disburse the funds of the Congregation under the general supervision of the Board of Trustees, taking proper vouchers for such disbursements, and shall render to the Board of Trustees at its meetings or whenever required by it, accounts of all his transactions as Treasurer and of the financial condition of the Congregation. He shall at every regular meeting of the Board of Trustees submit an exact statement of the receipts and expenditures since the preceding meeting, and he shall also annually prepare and submit to the annual meeting of the members a full statement of the finances of the Congregation and of its transactions during the preceding year. Whenever requested he shall submit for audit and examination all the books, papers, receipts and vouchers, and other property of the Congregation in his charge. Upon his retirement from office or at any time upon demand of the Board of Trustees he shall deliver to them all moneys, securities, deeds, books, valuables and other property of the Congregation in his charge, together with an inventory thereof. He shall perform such duties pertaining to his office as may be designated by the Board of Trustees and shall furnish a corporate bond at the expense of the Congregation in such amount as the Board of Trustees may approve to insure the faithful performance of his duties. The salary of the Treasurer shall be \$1.00 per annum.

The Secretary

SECTION IV. The Secretary shall record the minutes of all meetings of the Congregation and of the Board of Trustees in books kept for that purpose. He shall keep a correct account of all receipts and expenditures as well as all amounts due by members and seatholders for dues and other assessments, and shall deliver promptly to the Treasurer or deposit to his account all moneys collected. He shall keep a complete list of all the members, and seatholders of the Congregation. He shall attend the meetings of the Committee on Finances;

he shall make out and mail all bills due by members, and others, the issue and payment of which have been approved by the Board of Trustees. He shall issue printed or written notices of all meetings to the members of the Congregation or to the Board of Trustees. He shall have custody of the corporate seal, unless otherwise directed by the Board, and shall affix said seal and attest the affixing thereof to all documents requiring such seal, and shall in general perform such other duties pertaining to his office as may be required of him by the Board of Trustees. At the expiration of his term, he shall deliver to his successor when duly qualified, all moneys and other property of the Congregation, and all books and papers pertaining to his office which may be in his possession. He shall furnish a corporate bond at the expense of the Congregation in such amount as the Board of Trustees may approve to insure the faithful performance of his duties. The Board of Trustees may appoint an Assistant Secretary and define his duties. The Secretary shall receive \$1.00 per annum as salary.

ARTICLE IX

CHECKS AND NOTES

Checks on funds standing to the credit of the Congregation, and promissory notes issued by the Congregation shall be signed by the President and Secretary and countersigned by the Treasurer.

ARTICLE X

BORROWING MONEY AND DISPOSING OF REAL ESTATE

SECTION I. The Board of Trustees may at any of its meetings authorize the proper officers of the Congregation to borrow any specified sum of money up to the sum of one thousand dollars, to meet the current expenses of the Congregation and to give as evidence thereof its due bill, promissory note or other

certificate of indebtedness of the Congregation in its name and under its corporate seal. The members of the Congregation may at any annual meeting or special meeting called for such purpose authorize the Board of Trustees and the officers of the Congregation to borrow and specified sum of money for any purpose within the scope of the objects of the Congregation, and likewise to give as evidence thereof the certificate of indebtedness of the Congregation in its name and under its corporate seal.

SECTION II. The Congregation shall have power to mortgage or sell any or all of its property whenever such sale or mortgage may be deemed proper for congregational purposes.

ARTICLE XI

DUTIES OF THE RABBI

SECTION I. The Rabbi shall be present at and conduct the religious services in the Temple. He shall officiate at the marriage ceremony in the families of the members of the Congregation, when requested by the family, and keep a record of such marriages. He shall officiate at the house of mourning in the families of members of the Congregation, and deliver a funeral sermon when desired by the family of the deceased. The Rabbi shall be at the service of any member of the Congregation to perform any religious ceremony in conformity with the practice of Reform Judaism requested of him. He shall prepare for Confirmation all children who are qualified and take part in the teaching of the pre-confirmation and Confirmation Classes. He shall outline the course of studies to be pursued in the Religious School of the Congregation, and perform such other duties pertaining to his position as may be required of him by the Board of Trustees.

SECTION II. He shall conduct a Normal Class for the Teachers of the Religious School of the Congregation, and for such others as may care to join. He shall also superintend

the instruction of the High School Grades of the Religious School of the Congregation. He shall aid the organist in the arranging of the proper musical service, and in giving instruction in congregational singing. He shall perform such other duties pertaining to his position as may be required of him.

SECTION III. As the Superintendent of the Religious School, the Rabbi shall have the general direction of all matters pertaining to the administration of the school. He shall see that the curriculum of studies prescribed is faithfully carried out. He shall appoint the teachers and other employees of the Religious School. He shall from time to time visit the various classes for the purpose of observation. He shall make such recommendations to the Board concerning the teaching staff, the instruction, and the school property as in his judgment will tend to benefit the school. He shall from time to time conduct meetings of the Faculty, and attendance upon such meetings shall be a condition of the employment of all teachers. He shall endeavor to enlist the interest and co-operation of the parents of the children by parents' meetings and such other means as may seem advisable.

SECTION IV. The Rabbi shall notify the President of the Congregation whenever he desires to absent himself from the city.

ARTICLE XII

DUTIES OF THE SEXTON

SECTION I. The Sexton shall keep the Temple Building and the Buildings connected therewith and all parts thereof clean and in proper order. He shall be present at the Temple Buildings during Religious Services, at school hours, and at all meetings held therein properly authorized by the Board of Trustees. He shall attend to the heating and lighting of the buildings and shall have the Temple in readiness for services and the school rooms for use at least one-half hour before the appointed time for the beginning of such

services or school sessions. He shall have charge of and be responsible for the safe-keeping of all moveable property of the Congregation and shall perform such other duties pertaining to his office as the Board of Trustees may direct.

ARTICLE XIII

COMMITTEES

SECTION I. At the first meeting of the Board of Trustees after the annual meeting of the Congregation in each year, the President shall appoint Standing Committees of not less than three members each, not necessarily members of the Board:— on Finance, Religious School, Membership and Seating, Repairs and Furnishings, Printing and Supplies, Choir, Library, Memorial, Community Rooms, Ritual, and Cemetery. The Chairman of each Committee shall be a member of the Board of Trustees.

SECTION II. It shall be the duty of the Finance Committee to recommend to the Board of Trustees the amount of dues, assessments and the disposition of the receipts and funds of the Congregation; to make a detailed estimate of the income and current expenses for each year, and to audit the accounts of the Congregation.

SECTION III. It shall be the duty of the Committee on Religious School to make all regulations necessary for the government of the school, including employment of teachers and the adoption of courses of study. The Rabbi shall be ex officio a member of such Committee.

SECTION IV. It shall be the duty of the Committee on Membership and Seatings to take full charge of the rental and assignment of seats; to attend to the preservation of order and decorum during Divine Services, and to promote such activities as shall tend to increase the membership of the Congregation.

SECTION V. It shall be the duty of the Committee on Repairs and Furnishings to pur-

chase all furniture or other articles necessary for the use of the Congregation, when so ordered by the Board of Trustees, and to superintend all repairs and alterations ordered by the Board of Trustees to the end that such work be properly done.

SECTION VI. It shall be the duty of the Committee on Printing and Supplies to purchase all supplies and printed matter required for the use of the Congregation.

SECTION VII. It shall be the duty of the Committee on Choir to engage an organist and the members of the choir, when so ordered by the Board of Trustees, and to supervise the music arranged for Religious Services. The Rabbi shall be ex officio a member of such committee.

SECTION VIII. It shall be the duty of the Committee on Library to take charge of the Library and make all necessary rules and regulations for its books and property. It shall report semi-annually to the Board of Trustees and render annually and whenever required an account of its finances and the funds in its custody. The Rabbi shall be ex officio a member of such Committee.

SECTION IX. It shall be the duty of the Committee on Memorials to have charge of the ways and means for the proper commemoration of the names of those persons who have been benefactors of the Congregation. The Rabbi shall be ex officio a member of such committee.

SECTION X. It shall be the duty of the Committee on Community Rooms to supervise the activities housed therein; to receive and, subject to the instructions of the Board of Trustees, to act on applications for the use of any part of the said building for any purpose whatsoever; and to supervise the care of the said building and the contents thereof.

SECTION XI. The Committee on Ritual shall be composed of the Rabbi of the Congregation and the Chairman of all Standing Committees. All matters relating to the Ritual of the Congregation shall be referred to them

for consideration and by them reported for final action to the Board of Trustees of the Congregation.

SECTION XII. It shall be the duty of the Committee on Cemetery to take full and complete charge of the cemetery and to make such regulations concerning the same not inconsistent with the By-Laws, subject, however, to the ratification of the Board of Trustees.

ARTICLE XIV

NOTICES

SECTION I. Whenever under the provisions of the By-Laws notice is required to be given to any member or officer of the Congregation, it shall not be construed to mean personal notice, but such notice may be given by mail addressed to such member or officer at his last known address and the time of giving such notice shall be deemed the time when the same shall be thus mailed.

ARTICLE XV

DEFICITS

Any deficit in the finances of the Congregation must be met by a pro-rata assessment against the membership dues, levied by the Board of Trustees.

ARTICLE XVI

The masculine personal pronoun whenever used in these By-Laws shall be construed as including the feminine.

ARTICLE XVII

AMENDMENTS

Any portion or all of these By-Laws may be amended, rescinded, changed or added to at any regular or special meeting of the members by the affirmative vote of two-thirds of

the members present at such meeting, provided, however, that in the notice of said meeting, the proposed amendment or amendments be specifically set forth.

ARTICLE XVIII

RULES OF ORDER

1. The President, or in his absence, the Vice-President, or in his absence, the Treasurer, shall take the chair and the roll shall be called.

2. A quorum being present, the minutes of the preceding meeting shall be read and disposed of.

3. Reading of the minutes of the Board of Trustees.

4. Treasurer's report.

5. Reports of President and of Standing Committees.

6. Reports of Special Committees.

7. Reading of Communications and action thereon.

8. Unfinished Business.

9. Election of officers.

10. New Business.

ARTICLE XIX

RULES GOVERNING CEMETERY AND BURIAL

After the passage of the following, all rules, regulations and By-Laws respecting the cemetery of Congregation Shuarai Shomayim are hereby repealed.

SECTION I. The burial ground of this Congregation shall be divided into family plots or graves. Each plot or grave is to be numbered and a plan thereof kept by the Congregation.

SECTION II. The control and management of the burial ground shall be vested in the Board of Trustees of Congregation Shuarai Shomayim, subject to such laws as from time to time shall be adopted by the Congregation.

SECTION III. Any member in good standing in this Congregation shall have the privilege to purchase, if available, the grave adjoining the one of his deceased relative or friend, at such price as the Board of Trustees may determine.

SECTION III-A. If any person who is not a member of this Congregation desires to have a deceased friend or relative buried on its burial ground, application shall be made to the President and in his absence, the Vice-President or any other officer. Permits for burial may be granted by them upon the minimum payments in advance as follows: For a single grave, \$25.00, plus digging charges. In case of inability to comply with the foregoing the Board of Trustees shall have the right to reduce or remit the amount.

SECTION III-B. If a person not a member of this Congregation desires to purchase a grave adjoining the one of his deceased friend or relative, the Board of Trustees shall be empowered to sell such grave for a sum not less than \$25.00.

SECTION III-C. One-third of purchase price for plots or graves is to be set aside in a separate fund, the interest of which is to be used for the maintenance of said plot or grave.

SECTION IV. The officers of Congregation Shaarai Shomayim shall appoint the Superintendent of the Cemetery. No other person shall have the right to dig or cause to be dug, any grave therein.

SECTION V. The Board of Trustees shall fix the compensation of the Superintendent and make the scale of charges for digging graves or other services of a similar character, for which charges the owner of the plot shall be liable.

SECTION VI. The perpetual care and maintenance of all graves and plots and the cost thereof is to be paid by Congregation Shaarai Shomayim.

SECTION VII. The Sunday preceding the Day of Atonement shall be set aside for the

holding of a Memorial Service in the Cemetery.

SECTION VIII. Any member shall have the right to purchase a burial plot at such price as shall from time to time be fixed by the Board of Trustees, agreeing at the time of purchase to the following rules and regulations and to be bound by all By-Laws in relation thereto heretofore made or hereafter to be enacted:

1ST. The owner of said plot shall have the right to bury therein any member of his family, or any relative, professing the Jewish Religion.

2D. Said plot shall not be used for any other purpose than as a burial place for the dead who died professing the Jewish Faith, except that a non-Jewish wife or husband may be buried therein by a two-thirds vote of the Board of Trustees, provided that none but the Jewish Burial Rites shall be performed on the Burial Grounds or such Fraternal Rituals alone used as shall be sanctioned by the Board of Trustees.

3D. The owner of said plot shall have the right to devise the same. In case no such devise is made, the said plot shall descend to the heirs at law, according to the Intestate Laws of Pennsylvania.

4TH. The owner of said plot shall have no right to sell or transfer the same during his or her lifetime without the consent in writing first had and obtained from the Board of Trustees.

5TH. The said plot shall be indivisible. Upon the death of any owner the devisee or the heirs at law of said plot shall be entitled to all privileges and subject to all the obligations of the original owner.

6TH. One purchasing a plot shall at the time of purchase pay 50% of the purchase price in cash, 25% within a year thereafter and the balance within two years thereafter.

7TH. Owners of plots may ornament their burial plots or graves with flowers and shrubbery. Within one year from the date of the

first grave being opened therein, they shall inclose the plot purchased with iron chains or railings or with marble, stone or iron posts not exceeding 48 inches in height. The gates of the inclosure with the name of the owner thereon, must open inward. They may also place over those buried therein suitable stone tombs, headstones, monuments or vaults provided that the Board of Trustees shall have the right to control and regulate all such improvements, that the same may not in their judgment be unsightly or mar the fit and proper appearance of the grounds or obstruct any general view or that the monument or inscription thereon be not contrary to Jewish Law and Usage.

8TH. No grave shall be less than six feet deep.

9TH. The owner of each and every plot at the opening of a grave must deposit with the Board of Trustees at their discretion the sum of ten dollars as a guarantee that within twelve months thereafter a marker with the name of the decedent thereon will be placed above the grave. If the same is not erected within the specified time the Board of Trustees shall use the sum for that purpose. If the same is done by the owner the money shall be returned.

10TH. All materials and rubbish remaining after fixing the fences, graves, vaults, monuments, headstones or markers must be removed by the owner at the time such fixing or improvement takes place.

11TH. It shall be the duty of every owner or owners of a plot or their heirs or devisees, to hand in a certificate to the Sexton of the Cemetery previous to any interment in said plot. This certificate shall be obtained from the President of the Congregation and there shall be specified therein the name, age, sex, and date of death of deceased and name of parents. A special book shall likewise be kept by the Secretary of the Congregation in which a copy of said permits shall be entered.

12TH. No owner of any plot shall suffer

the remains of any person to be deposited within the bounds of their plots for hire or for any pecuniary consideration whatever.

13TH. The owners of plots shall be entitled to visit their plots and the cemetery grounds, and to introduce their friends with them at such hours and upon such conditions as the Board of Trustees may determine.

14TH. If any trees or shrubs in any plot shall in any way become detrimental to an adjacent plot, or dangerous or inconvenient, it shall be the duty of the Board of Trustees to enter into said plot and remove said trees or shrubs or such parts thereof as in their opinion are detrimental, dangerous or inconvenient.

15TH. If any monument or effigy, cenotaph, vault, monument or any other structure whatsoever, or any inscription placed in or upon said plot which shall be determined by the majority of the Board of Trustees to be offensive or improper, the said officers or a majority of them shall have the right and it shall be their duty to enter upon said plot and remove said offensive or improper object or objects.

16TH. If within ten days after due notice, the owner of any plot or his legal representatives shall fail to perform and observe any of the restrictions, limitations or conditions herein contained or any by-law, rule or regulation, now made or hereinafter to be made, by said Congregation relating to said Cemetery, the rights therein, and title thereto of any owner of said plot or his legal representative shall revert to said Congregation unless otherwise determined or directed by it.

17TH. All plots shall be held subject to all By-Laws, rules and regulations made and to be made by the said Congregation in pursuance of the authority granted to it, in and by any act or acts of the Commonwealth of Pennsylvania.

