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HEALTH AND SAFETY CODE - HSC

DIVISION 8. CEMETERIES [8100 - 9703] (*Division 8 enacted by Stats. 1939, Ch. 60.*)

PART 3. PRIVATE CEMETERIES [8250 - 8829] (*Part 3 enacted by Stats. 1939, Ch. 60.*)

CHAPTER 3. Acquisition, Dedication and Sale [8500 - 8585] (*Chapter 3 enacted by Stats. 1939, Ch. 60.*)

ARTICLE 5. Removal of Dedication [8580 - 8581] (*Article 5 enacted by Stats. 1939, Ch. 60.*)

8580. Property dedicated to cemetery purposes shall be held and used exclusively for cemetery purposes, unless and until the dedication is removed from all or any part of it by an order and decree of the superior court of the county in which the property is situated, in a proceeding brought by the cemetery authority for that purpose and upon notice of hearing and proof satisfactory to the court:

- (a) That no interments were made in or that all interments have been removed from that portion of the property from which dedication is sought to be removed.
- (b) That the portion of the property from which dedication is sought to be removed is not being used for interment of human remains.

(Amended by Stats. 1939, Ch. 1032.)

8581. The notice of hearing provided in section 8580 shall be given by publication once a week for at least three consecutive weeks in a daily newspaper of general circulation in the county where said cemetery is located, and the posting of copies of the notice in three conspicuous places on that portion of the property from which the dedication is to be removed. Said notice shall:

- (a) Describe the portion of the cemetery property sought to be removed from dedication.
- (b) State that all remains have been removed or that no interments have been made in the portion of the cemetery property sought to be removed from dedication.
- (c) Specify the time and place of the hearing.

(Added by Stats. 1939, Ch. 1032.)