

**STORY CITY MUNICIPAL CEMETERY
STORY CITY, IOWA
ADDENDUM TO THE DEED**

1. INTERMENT RIGHTS:

- A. The interment space(s) is to be used for interment purposes only and the Purchaser's rights are limited by and subject to the Cemetery's rules and regulations as now existing or as amended in the future.
- B. This certificate of interment rights conveys only a right to be interred in the interment space(s) and in no way is any real estate title conveyed to the Purchaser. Furthermore, only one interment will be permitted in the interment space unless specifically authorized by the Cemetery.
- C. The Cemetery must receive the following information prior to an interment. The notice must include the name of the deceased, the deceased's birth date, the deceased's date of death, next-of-kin, funeral establishment (if any) and any other required information.
- D. The terms and conditions described herein are binding upon the Purchaser's heirs, successors and assigns and enforceable only by the Cemetery.

2. OWNERSHIP RIGHTS OF INTERMENTS:

- A. The surviving spouse of the lot owner shall have the first right to interment or to direct the right of interment.
- B. In the event the owner shall not have arranged for further interments, then the devisee or heirs as the case may be, of such owner, shall have the right of interment or direction for interment in the order of their need.
- C. If the owner of a lot gives permission for others to be buried in remaining spaces of the lot, this permission must be given in writing to the City Clerk's office and the owner's signature shall be notarized.

If a lot owner wishes to relinquish ownership of a cemetery lot in the Story City Municipal Cemetery, a transfer may be made only by the legal owner or the devisee or heirs as the case may be, of such owner, and then by surrendering the original deed, explanation of relinquishment and approval by the City Council. A refund of the original cost of the cemetery lot shall be made to the owner. Perpetual care costs are non-refundable.

3. PURCHASE OF LOTS:

All lots sold and the use of such lots are subject to the rules and regulations of the Story City Municipal Cemetery now existing or as amended in the future. Upon having made a lot selection the purchaser of the lot will make payment at City Hall, who shall at a later date issue a cemetery deed.

Individuals purchasing cemetery lots will be advised that the perpetual care for these lots is to be paid at the time of the purchase. Any monies paid to the City of Story City for the purchase of a cemetery lot shall first be credited to the cost for the perpetual care.

Under certain circumstances, the City will issue a lease for a cemetery lot to those needing to make a partial payment at the time of purchase and then monthly payment installments not to exceed six (6) months. A downpayment in a minimum amount equal to 20% per burial space will be required with the balance paid in six (6) monthly installments starting with the month following the initial payment. This lease reserves to the City the right to resell unused portion upon failure to make final payment. The City reserves the right to cancel said option on 24 hours' notice.

It is the duty of the lot owner to notify the cemetery management of any change in address.

CEMETERY FEES:

*Traditional Cemetery Space - \$600.00 (\$120.00 of this fee is applied to the Perpetual Care Fund)

*Cremation Space - \$400.00 (\$80.00 of this fee is applied to the Perpetual Care Fund)

*Baby Garden Space - \$150.00 (\$50.00 of this fee is applied to the Perpetual Care Fund)

***THESE FEES ARE SUBJECT TO CHANGE BY RESOLUTION OF THE CITY COUNCIL**

FEE FOR OPENING & CLOSINGS:

Traditional Grave Opening & Closings

Monday – Friday - \$600.00

Saturday - \$750.00

Cremation Opening & Closings

Monday – Friday - \$300.00

Saturday - \$375.00

Baby Garden Opening & Closings

Monday – Friday - \$250.00

Saturday - \$300.00

***THESE FEES ARE NOT INCLUDED IN THE PURCHASE PRICE OF LOTS. THEY WILL NEED TO BE PAID AT TIME OF BURIAL. THESE FEES ARE SUBJECT TO CHANGE BY RESOLUTION OF THE CITY COUNCIL.**

4. PERPETUAL CARE:

At the time of purchase of a cemetery lot in the Story City Municipal Cemetery, a fee shall be paid for the perpetual care of the cemetery lot. The money to pay for the perpetual care shall be placed in a Perpetual Care Fund. The fund is an irrevocable trust from which deposits can not be withdrawn, and the income from said fund shall be used by the City of Story City for the maintenance, repair and care of Story City Municipal Cemetery.

Amounts paid for perpetual care shall be set by Resolution of the City Council, and payments made for the purchase of a cemetery lot shall first be credited to the Perpetual Care Fund.

THIS AGREEMENT IS SUBJECT TO RULES ADMINISTERED BY THE IOWA INSURANCE DIVISION. YOU MAY CALL THE INSURANCE DIVISION WITH INQUIRIES OR COMPLAINTS AT (515)281-4441. WRITTEN INQUIRIES OR COMPLAINTS SHOULD BE MAILED TO: IOWA SECURITIES & REGULATED INDUSTRIES BUREAU, 330 MAPLE STREET, DES MOINES, IOWA 50319-0066