

Chapter 97

Property Rights in Human Bodies; Cemetery Lots

97.020

CASE CITATIONS: *Hovis v. City of Burns*, (1966) 243 Or 607, 415 P2d 29.

ATTY. GEN. OPINIONS: Application to an endowment care cemetery owned by an I.O.O.F. lodge, 1966-68, p 19.

97.120

CASE CITATIONS: *Hovis v. City of Burns*, (1966) 243 Or 607, 415 P2d 29.

97.130

NOTES OF DECISIONS

This section does not take from surviving spouse her right to recover for mental anguish caused by unauthorized or negligent handling of the deceased. *Hovis v. City of Burns*, (1966) 243 Or 607, 415 P2d 29.

This section does not apply to city cemeteries. *Id.*

The cemetery association was an improper party in a suit to remove remains entombed in violation of statute. *Pilloud v. Linn-Benton Memorial Park Assn.*, (1961) 228 Or 324, 365 P2d 116.

97.170

ATTY. GEN. OPINIONS: Use of bodies of deceased old-age pensioners for educational and scientific purposes, 1948-50, p 269; participation in program with National Institute for Health, 1958-60, p 383.

97.220

NOTES OF DECISIONS

This section does not take from surviving spouse her right to recover for mental anguish caused by unauthorized or negligent handling of the deceased. *Hovis v. City of Burns*, (1966) 243 Or 607, 415 P2d 29.

This section does not apply to city cemeteries. *Id.*

FURTHER CITATIONS: *Pilloud v. Linn-Benton Memorial Park Assn.*, (1961) 228 Or 324, 365 P2d 116.

97.230

CASE CITATIONS: *City View Cemetery Assn. v. Salem Mausoleum & Crematorium, Inc.*, (1956) 209 Or 199, 305 P2d 379.

97.310

ATTY. GEN. OPINIONS: Necessity of thoroughfares, 1962-64, p 225.

97.320

ATTY. GEN. OPINIONS: Necessity of approval by planning commission, 1962-64, p 225.

97.330

NOTES OF DECISIONS

Cemetery thoroughfares are not public roads. *City View Cemetery Assn. v. Salem Mausoleum and Crematorium, Inc.*, (1956) 209 Or 199, 305 P2d 379.

97.340

NOTES OF DECISIONS

Once dedicated, the premises are subject to that use so long as bodies remain buried there and until they are removed by public authority or by friends or relatives. *Eugene Pioneer Cemetery Assn. v. Spencer Butte Lodge No. 9*, (1961) 228 Or 13, 363 P2d 1083.

97.350

CASE CITATIONS: *Eugene Pioneer Cemetery Assn. v. Spencer Butte Lodge No. 9*, (1961) 228 Or 13, 363 P2d 1083.

97.360

NOTES OF DECISIONS

Cemetery thoroughfares are not public roads. *City View Cemetery Assn. v. Salem Mausoleum and Crematorium, Inc.*, (1956) 209 Or 199, 305 P2d 379.

FURTHER CITATIONS: *Eugene Pioneer Cemetery Assn. v. Spencer Butte Lodge No. 9*, (1961) 228 Or 13, 363 P2d 1083.

97.380

CASE CITATIONS: *Eugene Pioneer Cemetery Assn. v. Spencer Butte Lodge No. 9*, (1961) 228 Or 13, 363 P2d 1083.

97.450

ATTY. GEN. OPINIONS: Discontinuance of cemetery as one unit, notice, effect on title of lots, condemning right of way through cemetery for a street, 1950-52, p 338.

97.480

NOTES OF DECISIONS

The cemetery association is an improper party in a suit to remove remains entombed in violation of this section. *Pilloud v. Linn-Benton Memorial Park Assn.*, (1961) 228 Or 324, 365 P2d 116.

97.510

ATTY. GEN. OPINIONS: Necessity of thoroughfares and approval by county court, 1962-64, p 225.

97.570

CASE CITATIONS: Pilloud v. Linn-Benton Memorial Park Assn., (1961) 228 Or 324, 365 P2d 116.

97.590

CASE CITATIONS: Pilloud v. Linn-Benton Memorial Park Assn., (1961) 228 Or 324, 365 P2d 116.

97.710

CASE CITATIONS: Schaefer v. West Lawn Memorial Cemetery, (1960) 222 Or 241, 352 P2d 744.

97.730

ATTY. GEN. OPINIONS: Inheritance tax aspects of gift to a cemetery, 1940-42, p 629, 1942-44, p 176, 342.

97.810

CASE CITATIONS: Schaefer v. West Lawn Memorial Cemetery, (1960) 222 Or 241, 352 P2d 744.

ATTY. GEN. OPINIONS: Application to an endowment care cemetery owned by an I.O.O.F. lodge, 1966-68, p 19.

97.820

ATTY. GEN. OPINIONS: Authority of bond commission to approve securities held in trust by bank or trust company, and whether bank, as trustee, can act as both creditor and trustee in trust transaction, 1952-54, p 17.

97.990

ATTY. GEN. OPINIONS: Participation in program with National Institute for Health, 1958-60, p 383.