

PRESALE AGREEMENT

**Columbarium of St. Joseph Catholic Church
607 University Drive
Starkville, MS 39759**

I, _____, am purchasing the right to inurn cremated remains in a Columbarium niche in the St. Joseph Catholic Church Columbarium (hereinafter "Columbarium") located in Starkville, MS. I understand that in purchasing this niche, I am purchasing a right to store cremated ashes in the location, to be selected below, and that I have no property rights whatsoever in the Columbarium. I am purchasing a right of inurnment for the deceased of my choosing consistent with the eligibility requirements in Section III of the "Rules, Policies and Regulations Governing the Columbarium of St. Joseph Catholic Church," provided such inurnment is approved by the Columbarium Committee of St. Joseph Catholic Church, and that I will have no property rights whatsoever in the Columbarium. The Columbarium is and will always remain the sole property of St. Joseph Catholic Church, Starkville, Mississippi. I understand that the Columbarium is currently in existence. I further understand and agree that the terms of use for the purchase of the niche herein made is controlled by the *Rules, Policies and Regulations Governing the Columbarium of St. Joseph Catholic Church*, a copy of which has been supplied me herewith and which is made a part of this agreement as fully as though copied herein in full.

I understand and agree that the niche purchase price is \$1500.00 for a single niche and \$1000.00 for each niche beyond the initial purchased niche. The purchase price includes the selected niche to hold cremated ashes, engraved inscription on the faceplate containing the name of the deceased and dates of birth and death, and perpetual maintenance of the niche. I understand that if I am purchasing a single niche, I may purchase additional niches at a later time for an additional \$1000.00 (or the prevailing purchase price) per niche. I understand and agree that there is a non-refundable down payment of \$500.00 for a single niche and \$250.00 for each niche beyond the initial purchased niche, and that the balance of the purchase price will be paid as agreed upon and as shown in the TERMS SECTION of this agreement. I further understand and agree that if the balance is not received by the church treasurer by the due date as shown in the TERMS SECTION of this agreement, the tendered down payment will be forfeited and the niche will be available for purchase by another person.

I understand also that the prices mentioned above will remain in effect as long as the final payment is received by the due date as shown in the TERMS SECTION of this agreement, and if the price of the niche does rise due to economic considerations, my price will be guaranteed as long as the final payment is received by the due date as shown in the TERMS SECTION of this agreement and I am responsible for paying that balance of that agreed price on that date. If the balance has not been paid by the final payment as shown in the TERMS SECTION of this agreement, I will be responsible for paying the remaining balance of the adjusted price increase.

I further understand that if I have not paid any remaining unpaid balance by the due date as shown in the TERMS SECTION of this agreement, I will have forfeited my down-payment, and that thereafter if I wish to purchase the right to store cremated ashes in a niche I will be required to purchase such right at the then-prevailing price.

I hereby select niche _____, as shown on the attached document and incorporated fully herein. I understand that the faceplate on the niche will contain the name of the deceased, the deceased's date of birth, as provided below, and date of death.

I UNDERSTAND THAT PAYMENT IN FULL IS REQUIRED PRIOR TO THE INURNMENT OF ASHES IN THE COLUMBARIUM REGARDLESS OF THE AGREED UPON PAYMENT TERMS AS SHOWN IN THIS AGREEMENT.

I understand that the prices listed herein are for the purchase of the right to use the niche as a resting place for cremains only, and that this agreement does not include the cost of cremation. I understand that St. Joseph Catholic Church is not a funeral home and does not have the legal or actual ability to cremate my remains.

I understand that St. Joseph Catholic Church is not liable for incorrectly supplied names, birth dates or dates of death; further, that if the faceplate name and dates match those given by the purchaser or their family, and such are incorrect, the family may have the faceplate corrected at their own expense. St. Joseph Catholic Church will correct any such information on faceplates that does not conform to the name(s), birth date(s) or date(s) of death supplied by the purchaser or their family.

Understanding the purchase price structure and the terms and conditions of the agreement, all as contained hereinabove and in the *Rules, Policies and Regulations Governing the Columbarium of St. Joseph Catholic Church*, I agree to the following purchase: Check the plan that applies below:

_____ A single niche at \$1500.00, with a down-payment of \$500.00 paid with this agreement, and the balance of \$1000.00 due on or before _____;

_____ A single niche at \$1500.00 fully paid with the execution of this agreement;

_____ Two (or more) niches at \$1500.00 for the first niche and \$1000.00 per each additional niche, with a down-payment of \$500.00 plus \$250.00 per additional niche paid with this agreement, and the balance due on or before _____; Number of niches purchased _____, Balance due _____.

_____ Two (or more) niches at \$1500.00 for the first niche and \$1000.00 per each additional niche fully paid with the execution of this agreement;

_____ I chose to upgrade from one niche to two niches on this the ____ day of _____ with the additional payment of \$ _____. Additional charges may be necessary if the face has been engraved for the single niche.

PAYMENT TERMS SECTION

Rights Holder agrees to pay _____ as a down payment at time of signing and agrees to pay the balance of _____ in full on or before _____.

The information I wish to be inscribed on the faceplate of the niche is officially shown on the inscription order form.

First Person

Name

Date of Birth

Second Person

Name

Date of Birth

Rights Holder:

Name Print _____

SIGNATURE

DATE

SIGNATURE

DATE

St. Joseph Catholic Church

BY: _____ Date _____

Rev 16 Feb. 2011