

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF \_\_\_\_\_ )

IN THE MAGISTRATES COURT

\_\_\_\_\_)  
\_\_\_\_\_)  
\_\_\_\_\_)

PETITIONER(S) )  
VS. )  
 )

PETITION AND MOTION  
FOR ACCESS TO CEMETERY,  
BURIAL GROUND, OR GRAVE  
(for use by Landowner)

\_\_\_\_\_)  
\_\_\_\_\_)  
RESPONDENT(S) )

\_\_\_\_\_  
CIVIL CASE NUMBER

The Petitioner alleges:

1. Petitioner owns or occupies real property located at \_\_\_\_\_, which is in \_\_\_\_\_ County.
2. The Petitioner is informed and believes that said property contains a cemetery, burial ground or grave.
3. On \_\_\_\_\_, 20\_\_\_\_, Respondent made a written request to Petitioner (a copy of which is attached hereto) for reasonable access for the purpose of:
  - visiting a grave(s)
  - maintaining the gravesite or cemetery
  - lawfully burying a deceased person in a cemetery or burial plot by those granted rights of burial to that plot
  - conducting genealogy research.
4. Petitioner responded to Respondent's request in writing by proposing the following schedule of access: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ (a copy of which is attached)
5. Respondent has failed to agree to Petitioner's proposed terms of access and as a result, Petitioner and Respondent are unable to resolve this matter without the intervention of the court.
6. Therefore, Petitioner requests that this Court issue injunctive relief pursuant to § 27-43-310 (C) (5) of the South Carolina Code of Laws, allowing Respondent access to the above stated premises subject to the following conditions \_\_\_\_\_  
\_\_\_\_\_.

7. Petitioner requests the following additional relief from this Court: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SWORN to and Subscribed before me )

)

This \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. )

)

\_\_\_\_\_  
Notary Public for South Carolina )

My Commission expires: \_\_\_\_\_ )

\_\_\_\_\_  
Signature of Petitioner or Person Filing  
on Behalf of Petitioner