

BEFORE THE ARKANSAS CEMETERY BOARD

IN THE MATTER OF:

**DOGWOOD CEMETERY;
BLYTHEVILLE, ARKANSAS**

ORDER NO. 4754-09-OR01

ORDER APPROVING APPLICATION FOR AMENDMENT TO PERMIT

The Arkansas Cemetery Board (“Board”) held its quarterly meeting on May 6, 2009, pursuant to Ark. Code Ann. § 20-17-1005 and Rule 4 of the Rules of the Arkansas Cemetery Board. Among the matters considered was an application by Cobb Cemetery Company to construct a mausoleum at Dogwood Cemetery. Upon consideration of the testimony of the witnesses, the exhibits, and all other matters presented, the Board hereby finds and concludes:

FINDINGS OF FACT

1. Dogwood Cemetery is a perpetual care cemetery located in Blytheville, Arkansas. Dogwood Cemetery is licensed by the Board as a perpetual care cemetery as defined by the Cemetery Act for Perpetually Maintained Cemeteries, Ark. Code Ann. §§ 20-17-1001 through 20-17-1029 (“Act”).
2. Dogwood Cemetery is owned and controlled by Cobb Cemetery Company.
3. Cobb Cemetery Company filed an application for amendment of its permit on February 24, 2009, in which the Cobb Cemetery Company sought the authority to construct a mausoleum on the grounds of Dogwood Cemetery. The original application has since been supplemented to include

documents and information requested by the staff of the Arkansas Securities Department (“Staff”).

4. The application contains the required information and documentation as set forth in Ark. Code Ann. § 20-17-1011, and Rule 12 of the Rules of the Arkansas Cemetery Board and meets all statutory and regulatory requirements as set forth for the amendment of a permit of a perpetual care cemetery.

CONCLUSIONS OF LAW

5. A cemetery company proposing to amend its present permit under the Act shall file an application for amendment of the permit with the Board. Ark. Code Ann. § 20-17-1011(a) and Rule 12, Rules of the Arkansas Cemetery Board.
6. The application for amendment of a permit must contain various statements, documents, and other information necessary to provide justification for the amendment of the permit. Ark. Code Ann. § 20-17-1011.
7. If the Board finds that an existing permit should be amended, the Board shall issue a new permit. The new permit shall supersede the previous permit. Rule 12.05, Rules of the Arkansas Cemetery Board.

ORDER

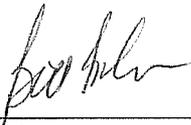
IT IS HEREBY ORDERED that the application to amend the permit of Dogwood Cemetery to construct a mausoleum on the grounds of Dogwood Cemetery shall be approved. The Staff shall be authorized to issue the amended permit to Cobb Cemetery

Company. The amended permit shall supersede the existing permit, shall be recorded with the Mississippi County Clerk's office, and shall be mailed to the Arkansas Department of Health.

IT IS SO ORDERED.

Dated this 2nd day of June, 2009.

ARKANSAS CEMETERY BOARD



Bill Booker
Chairperson



A. HEATH ABSHURE
Secretary