

BEFORE THE ARKANSAS CEMETERY BOARD

CASE NO. C-11-0318

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ARKANSAS SECURITIES DEPT.

IN THE MATTER OF:

**RIVERWOOD MEMORIAL
GARDENS**

ORDER NO. C-11-0318-11-OR01

ORDER

The Arkansas Cemetery Board ("Board") held its quarterly meeting on August 25, 2011, pursuant to Ark. Code Ann. § 20-17-1005 and Rule 5 of the Rules of the Arkansas Cemetery Board. Among the matters considered was a request by Bill Booker on behalf of Riverwood Memorial Gardens ("Riverwood Memorial"), located in Maumelle, Arkansas, to construct a mausoleum at Riverwood Memorial. 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. Riverwood Memorial is a perpetual care cemetery located in Maumelle, Arkansas. Riverwood Memorial is licensed by the Board as a perpetual care cemetery defined by the Cemetery Act for Perpetually Maintained Cemeteries, Ark. Code Ann. §§ 20-17-1001 through 20-17-1029 ("Act").
2. Riverwood Memorial is owned and controlled by Denver Roller, Inc.
3. Riverwood Memorial filed an application for amendment of its permit on June 20, 2011, in which it sought the authority to construct a mausoleum on the grounds of Riverwood Memorial. The original application has since been supplemented to include additional documents and information.
4. The application contains the required information and documentation as set forth in Ark. Code Ann. § 20-17-1011 and Rule 11 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 11 of the 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 11.07 of the Rules of the Arkansas Cemetery Board.

8. Pursuant to Rule 11.07 of the Rules of the Arkansas Cemetery Board, the cemetery company shall file the new amended permit with the County Clerk in the county in which the cemetery is located and a copy sent to the Department of Health.

ORDER

The application to amend the permit of Riverwood Memorial to construct a mausoleum on the grounds of Riverwood Memorial is approved. The Staff shall be authorized to issue the amended permit to Riverwood Memorial. The amended permit shall supersede the existing permit. Riverwood Memorial is ordered to record the amended permit with the Pulaski County Clerk's office, and mail a copy to the Arkansas Department of Health.

IT IS SO ORDERED.

Dated this  day of September, 2011.

ARKANSAS CEMETERY BOARD

02/16/15

John Harris
Acting Chairperson

A. Heath Abshire

A. Heath Abshire
Secretary