

RECEIVED

**BEFORE THE ARKANSAS CEMETERY BOARD  
CASE NO. C-12-0140**

12 JUL -9 PM 1:17

ARKANSAS SECURITIES DEPT.

**IN THE MATTER OF:**

**ARLINGTON MEMORIAL PARK  
CEMETERY, EL DORADO, ARKANSAS;  
REST HAVEN MEMORIAL GARDENS,  
EL DORADO, ARKANSAS; MEMORIAL  
PARK CEMETERY, PINE BLUFF,  
ARKANSAS; EDGEWOOD MEMORIAL  
CEMETERY, NORTH LITTLE ROCK,  
ARKANSAS**

**ORDER NO. C-12-0140-OR01**

**ORDER**

The Arkansas Cemetery Board (“Board”) held its quarterly meeting on June 27, 2012, 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 Steve McDonald on behalf of Arlington Memorial Park Cemetery (“Arlington”), Rest Haven Memorial Gardens (“Rest Haven”), Memorial Park Cemetery (“Memorial Park”), and Edgewood Memorial Cemetery (“Edgewood”), to ratify a proposed change in trustee from Bancorpsouth Asset Management & Trust to Regions Bank. 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. Arlington, Rest Haven, Memorial Park, and Edgewood (“Cemeteries”) are each licensed by the Board as perpetual care cemeteries as defined by the Cemetery Act for Perpetually Maintained Cemeteries, Ark. Code Ann. §§ 20-17-1001—20-17-1029, (“Act”). Arlington and Rest Haven are located in El Dorado. Memorial Park is located in Pine Bluff. Edgewood is located in North Little Rock.

2. The Cemeteries are owned and controlled by Serenity Cemeteries II, LLC.
3. On June 25, 2012, Serenity Cemeteries II, LLC filed a proposed permanent maintenance trust fund agreement with the Board. This permanent maintenance fund agreement would replace the Cemeteries' current permanent maintenance trust fund agreements and would establish Regions Bank as trustee.
4. The proposed permanent maintenance trust fund agreement, which involves a change of trustee, meets all statutory requirements as set forth in Ark. Code Ann. § 20-17-1013(d)(1) and (2).

**CONCLUSIONS OF LAW**

5. A new permanent maintenance trust fund shall be executed in writing and approved by the Board. Ark. Code Ann. § 20-17-1013(d)(1) and (2).

**ORDER**

The permanent maintenance trust fund agreements proposed by Serenity Cemeteries II, LLC establishing Regions Bank as trustee of the Arlington, Rest Haven, Memorial Park, and Edgewood permanent maintenance trust fund agreements are hereby approved.

IT IS SO ORDERED.

Dated this 9<sup>th</sup> day of July, 2012.

**ARKANSAS CEMETERY BOARD**

  
\_\_\_\_\_  
G. William "Bill" Booker, II  
Chairperson

  
\_\_\_\_\_  
A. Heath Abshure  
Secretary