

**BEFORE THE ARKANSAS CEMETERY BOARD
CASE NO. C-16--0055**

IN THE MATTER OF:

**ETERNAL REST CEMETERY;
CAMDEN, ARKANSAS**

ORDER NO. C-16-0055-16-OR01

ORDER

The Arkansas Cemetery Board (“Board”) held its quarterly meeting on April 15, 2016, 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 Ms. Fraulene D. Rogers on behalf of Eternal Rest Cemetery to ratify a proposed change in trustee from BancorpSouth Trust & Asset Management as bank trustee to Mr. Roland Gosey as an individual trustee. 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. Eternal Rest Cemetery is located in Rogers, Arkansas and 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—20-17-1029, (“Act”).
2. The cemetery is owned and controlled by Ms. Fraulene D. Rogers.
3. On April 1, 2016, Ms. Fraulene D. Rogers filed a proposed permanent maintenance trust fund agreement with the Board. This permanent maintenance trust fund agreement would replace the cemetery’s current permanent maintenance trust fund agreement and would establish Mr. Roland Gosey as trustee.
4. Mr. Roland Gosey will comply with the requirements of an individual trustee as required in Ark. Code Ann. 20-17-1014(b)(3).

5. 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 agreement proposed by Ms. Fraulene D. Rogers establishing Mr. Roland Gosey as trustee of the Eternal Rest Cemetery permanent maintenance trust fund agreement is hereby approved.

IT IS SO ORDERED.

Dated this 6th day of May, 2016.

ARKANSAS CEMETERY BOARD



G. William "Bill" Booker, II
Chairperson



B. Edmond Waters
Secretary