

**BEFORE THE ARKANSAS CEMETERY BOARD  
CASE NO. C-18-0073  
ORDER NO. C-18-0073-18-OR01**

**IN THE MATTER OF:**

**CHAPEL HILL MEMORIAL  
GARDENS; JACKSONVILLE,  
ARKANSAS**

**ORDER APPROVING APPLICATION TO AMEND PERMIT**

The Arkansas Cemetery Board (“Board”) held its quarterly meeting on June 13, 2018, 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 John Harris on behalf of Chapel Hill Memorial Park, Inc. to construct a mausoleum at Chapel Hill Memorial Park (“Chapel Hill”) located in Jacksonville, Arkansas. 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. Chapel Hill is a perpetual care cemetery located in Jacksonville, Arkansas. Chapel Hill is licensed by the Board as a perpetual care cemetery defined by the Cemetery Act for Perpetually Maintained Cemeteries, Ark. Code Ann. §§ 20-17-2001 through 20-17-1030 (“Act”).
2. Chapel Hill is owned and controlled by Chapel Hill Memorial Park, Inc.
3. Chapel Hill filed an application for amendment of its permit on May 22, 2018, in which it sought the authority to construct a mausoleum on the grounds of Chapel Hill. 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

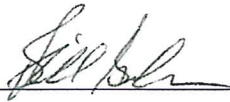
IT IS HEREBY ORDERED that the application to amend the permit to construct a mausoleum on the grounds of Chapel Hill shall be approved. The Staff shall be authorized to issue the amended permit to Chapel Hill. The amended permit shall supersede the existing

permit. Chapel Hill 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.


**ARKANSAS CEMETERY BOARD**

Dated this 28<sup>th</sup> day of June, 2018.



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G. WILLIAM "BILL" BOOKER, II  
Chairperson, Arkansas Cemetery Board  
Board



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B. EDMOND WATERS  
Secretary, Arkansas Cemetery