

IN THE CIRCUIT COURT OF BENTON COUNTY, ARKANSAS

2ND Div.  
ARKANSAS STATE HIGHWAY COMMISSION

PLAINTIFF

VS.

NO. CV-2015-1062

SHAWN RICHARD CHENEY; TERI L. CHENEY;  
MORTGAGE ELECTRONIC REGISTRATION  
SYSTEMS, INC., MORTGAGEE; GLENN (BEAR)  
CHANEY, IN HIS OFFICIAL CAPACITY AS  
BENTON COUNTY TAX ASSESSOR; GLORIA  
SPRING PETERSON, IN HER OFFICIAL CAPACITY  
AS BENTON COUNTY TAX COLLECTOR;  
CERTAIN LANDS BEING 0.11 ACRE, MORE OR  
LESS, IN BENTON COUNTY, AND ANY PERSONS  
OR ENTITIES CLAIMING AN INTEREST THEREIN

FILED  
2015 AUG 5 PM 4 00  
BRENDA DESHIELDS  
CLERK AND RECORDER  
BENTON COUNTY, AR.

DEFENDANTS

ORDER

On this day comes to be heard the motion of Plaintiff, Arkansas State Highway Commission, for an Order of this Court granting it the right of immediate possession of the land designated as Tract No. 38, Job No. 090373, in the Complaint and Declaration of Taking filed herein. Upon consideration thereof, it being shown to the Court that said land was taken by Plaintiff pursuant to the provisions of Ark. Code Ann. §§ 27-67-301 to 319 (Repl. 2010), and that estimated compensation for the taking is now in the registry of this Court, the Court is of the opinion that Plaintiff's motion should be granted.

**IT IS THEREFORE CONSIDERED, ADJUDGED, AND ORDERED** that Plaintiff's motion for immediate possession be, and is hereby granted, and that Defendants be, and are hereby, ordered and directed to immediately surrender possession of said land to Plaintiff. This Order shall be held in abeyance for a period of thirty (30)

days after service of same upon Defendants within which time Defendants may appear and show cause why this order should not be effective as entered.

  
CIRCUIT JUDGE *Brad Kamen*

8-5-15  
DATE

**APPROVED AS TO FORM:**

  
Rita S. Looney, Chief Legal Counsel  
Ark. Bar No. 85091