

NOTIFICATION FOR A SHORT DISTANCE RELOCATION OF A BRANCH BANK
submitted to the
ARKANSAS STATE BANK DEPARTMENT

By

Corporate Title of Notificant

Street Address

Charter Number

City

County

State

Zip

(hereinafter referred to as "**Notificant**")

hereby provides notice to the State Bank Commissioner to relocate, within a limited area, its branch bank facility operated at the following location:

Street Address

City

County

State

Zip

to the proposed location:

Street Address

City

County

State

Zip

Name, title, address, and telephone number of person(s) to whom inquiries concerning this notification may be directed:

I hereby certify that the bank's board of directors has authorized the filing of this notification and that to the best of my knowledge, it contains no misrepresentations or omissions of material facts.

Signature of Authorized Officer

Date of Notification

Typed Name

Title

Telephone Number

AUTHORITY

In accordance with A.C.A. § 23-48-702(d)(5)(A) and (B) and Arkansas State Bank Department Rule § 48-702.2, a state bank may relocate an existing full service branch within the immediate neighborhood of an existing branch without requiring a publication of the notice; however, the bank must file a written notice to relocate an existing full service branch with the Commissioner. The relocation notice must be filed at least thirty (30) days prior to the proposed relocation.

PROCEDURES

A notification received by the State Bank Department (hereinafter "Department") will be reviewed for legality and receipt of all requested documentation prior to filing.

In accordance with Arkansas State Bank Department Rule § 48-702.2:

Fee: Notificant shall submit to the Department a non-refundable filing fee of \$250 for a relocation notification.

Notice Published by Applicant: No publication of this notice to relocate an existing full service branch within the immediate area is required by the Arkansas State Bank Department.

Federal publication requirements for a branch relocation application vary by agency. The application should be submitted to the appropriate federal agency within time frames established by the agency.

Approval by Commissioner: A notice of relocation of an existing full service branch within a limited area is deemed approved if the Commissioner takes no action on the notice within thirty (30) days after the date of the filing of the notice.

Definition: As defined in the statute, “within the immediate neighborhood” includes, but is not limited to:

- 1) across the street;
- 2) around the corner;
- 3) within two (2) blocks;
- 4) within one thousand feet (1000’); or
- 5) in densely populated areas, within five thousand feet (5000’).
- 6) for the purpose of relocating within the immediate neighborhood, “densely populated area” is defined as a community with a population of over five thousand (5,000) people.

SUPPORTING INFORMATION/DOCUMENTATION

Notificant must submit the following information and/or documentation in support of the notice to relocate a full service branch bank within a limited area. The Bank Department may also request, on a case-by-case basis, any additional information as needed to process a notification. Please number responses to correspond with the following:

- 1) State the purpose of the proposed branch relocation.
- 2) Provide the distance of the proposed branch relocation as authorized and defined in statute.
- 3) The total anticipated costs associated with the relocation of the branch _____.

Will the relocation of the branch and the total of all outstanding projects approved by the Bank Commissioner and in process, cause Notificant to exceed one hundred and fifty percent (150%) of the bank's capital base as allowable in A.C.A. § 23-47-103(c)?

Yes No

If *yes*, please contact the Bank Department.

Does the relocation of the branch require the purchase of real estate?

Yes No

If *yes*, please provide the date of prior approval obtained from the Bank Commissioner _____.

If prior approval has not been obtained, please refer to the Arkansas State Bank Department Examination Policy #18-01 and provide the requested information for a real estate acquisition.

- 4) Does the notification of the branch relocation concern any involvement, directly or indirectly, by an insider (executive officers, directors, or shareholders who directly or indirectly control five (5) percent or more of any class of outstanding voting stock) of the bank or bank holding company (if applicable) or their immediate family or related interests?

Yes No

If *yes*, please provide the following information regarding any financial arrangements relating to fees, the acquisition of property, leasing of property, and construction contracts:

- a) name of individual or related interest and relationship to Notificant; and
- b) information to reflect that terms and conditions are not more favorable, for seller/lessor, than would be available in a comparable transaction with an unrelated party (information should include the fair market value or appraised value of any property, building, fixtures, equipment, etc., to be acquired and comparative sales information). The appraisal or evaluation submitted must be prepared by an independent party.

- 5) Discuss plans for disposition of any real property owned by Notificant to be vacated upon relocation.
- 6) State the anticipated date the relocated branch office would be open for business.