

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

# A Bill

SENATE BILL 282

5 By: Senator T. Garner  
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## For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING THE SALE OF  
9 TIMBER; AND FOR OTHER PURPOSES.  
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## Subtitle

12 TO AMEND THE LAW CONCERNING THE SALE OF  
13 TIMBER.  
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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19 SECTION 1. Arkansas Code § 15-32-501(b)(1), concerning the sale of  
20 timber by a co-owner or coheir, is amended to read as follows:

21 (b)(1) A buyer may purchase the timber from unknown or unlocatable co-  
22 owners or coheirs of land and may remove the timber without the consent of  
23 the unknown or unlocatable co-owners or coheirs when:

24 (A) At least ~~eighty percent (80%)~~ sixty percent (60%) of  
25 the ownership interest in the land has consented;

26 (B) He or she has made a diligent search and inquiry for  
27 any unknown or unlocatable co-owners or coheirs, including publishing a  
28 notice in a newspaper of general circulation in the county in which the  
29 property is located in accordance with subdivision (b)(2) of this section,  
30 and after diligent search and inquiry, he or she is unable to ascertain and  
31 locate any other co-owners or coheirs; and

32 (C)(i) He or she has filed with the circuit clerk of the  
33 county in which the property is located a record of his or her diligent  
34 search and inquiry, together with a certificate of affirmation under the  
35 penalties of perjury that the facts stated therein are within his or her  
36 personal knowledge and are true, for which the circuit clerk may charge the



1 same fees as are allowed by law for similar services.

2 (ii) The circuit clerk shall maintain these records  
3 for a period of five (5) years.

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