



BOARD OF GOVERNORS  
OF THE  
**FEDERAL RESERVE SYSTEM**  
WASHINGTON, D. C. 20551

ADDRESS OFFICIAL CORRESPONDENCE  
TO THE BOARD

December 19, 2007

Mr. John F. Cross, Jr.  
1539 CR 210  
Eureka Springs, Arkansas 72632

Dear Mr. Cross:

The Board has approved your request for consent to remain as an institution-affiliated party of Eureka Bancshares, Inc. ("Eureka"), Eureka Springs, Arkansas, pursuant to section 19 of the Federal Deposit Insurance Act.<sup>1</sup>

Your request was approved in connection with a notice under the Change in Bank Control Act ("CIC Notice") filed by the Cross Family Control Group to retain 61.7 percent of the voting shares of Eureka, a registered bank holding company that owns all the voting shares of Bank of Eureka Springs, also of Eureka Springs. The Board's approval of the request, however, does not constitute action on the CIC Notice. The Federal Reserve Bank of St. Louis will act on the CIC Notice separately.

In taking this action, the Board considered all the facts of record and relied on all the representations and commitments you made to the Board in connection with the request for consent, the CIC Notice, and related correspondence, including the commitments attached hereto. These representations and commitments constitute conditions imposed in writing in connection with the findings and decisions herein and, as such, may be enforced in proceedings under applicable law.

Sincerely yours,

Robert deV. Frierson  
Deputy Secretary of the Board

Attachment

cc: Federal Reserve Bank of St. Louis  
John F. Cross, President  
Eureka Bancshares, Inc.

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<sup>1</sup> 12 U.S.C. § 1829.

These commitments refer to the change in control notice (“Notice”) filed by the Cross Family Control Group (“Control Group”) to retain 61.7 percent of the voting shares of Eureka Bancshares, Inc. (“Eureka”), a registered bank holding company that owns 100 percent of The Bank of Eureka Springs (“Bank”), a state non-member bank, both of Eureka Springs, Arkansas, pursuant to the Change in Bank Control Act (12 U.S.C. § 1817(j)) and section 225.41 of Regulation Y (12 CFR 225.41).

In connection with the Notice, Mr. John F. Cross, Jr. commits to the Federal Reserve Board that:

1. He will not hold any officer or director positions at Eureka or Bank;
2. He will request prior approval from the Federal Reserve System before directly or indirectly acquiring ownership or control of, or otherwise voting, any shares of stock of Eureka or Bank (including any successor thereto) other than the 134 shares of Eureka stock that are currently held in his name;
3. He will request prior approval from the Federal Reserve System before serving as a trustee for any trust that holds shares of Eureka or Bank (including any successor thereto), including The Cross Family Trust.
4. He will continue to comply with section 19 of the Federal Deposit Insurance Act (12 U.S.C. § 1829), such that, in the event that he proposes to become an institution-affiliated party with respect to any insured depository institution or bank holding company, or proposes to become a direct or indirect owner of any insured depository institution or bank holding company, or proposes to otherwise participate, directly or indirectly, in the conduct of the affairs of any insured depository institution or bank holding company, he will request consent to do so from the appropriate federal banking regulator to the extent required by section 19 and implementing regulations.

Mr. Cross agrees that the foregoing commitments are deemed to be conditions imposed in writing by the Board of Governors of the Federal

Reserve System in connection with its findings and decisions on the Notice filed by the Control Group, and as such, the commitments may be enforced in proceedings under applicable law.

JDS:PEP

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bcc: Bob Frierson  
Pat Robinson  
Stephen Meyer  
Jon Stoloff  
Paige Pidano  
Lisa DeFerrari  
Michael Sexton  
Katie Cox  
Board Records  
Legal Records  
BS&R Clearing



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Sincerely yours,

  
(signed) Robert deV. Frierson  
Robert deV. Frierson  
Deputy Secretary of the Board

Attachment

cc: Federal Reserve Bank of St. Louis  
John F. Cross, President  
Eureka Bancshares, Inc.

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