

Pearline DANIELS, Trustee, et al *v.*
ARKANSAS POWER & LIGHT CO.

80-31

601 S.W. 2d 845

Supreme Court of Arkansas
Opinion delivered June 30, 1980

BILLS & NOTES – CHECKS AS COMPENSATION – REDEEMABLE IN LEGAL TENDER. – A check is redeemable in federal reserve notes (money) which is legal tender; therefore, appellant's argument that a check is not compensation as required by law in eminent domain proceedings, is without merit.

Appeal from Independence Circuit Court, *Leroy Blankenship*, Judge; affirmed.

Raymond A. Harrill, P.A., for appellants.

House, Holmes & Jewell, by: *Robert L. Robinson, Jr.* and *Charles R. Nestrud*, for appellee.

DARRELL HICKMAN, Justice. The only issue in this case is whether a check from Arkansas Power and Light Company to the appellants, redeemable in federal reserve notes (money) is compensation required by law in an eminent domain case.

The appellants argue the United States Constitution, the Arkansas Constitution, and Arkansas law require payment in gold, silver or certificates redeemable in such medium of exchange. U.S. CONST. art. I, § 10, cl. 1; Ark. CONST. art. 12, § 9.

Federal reserve notes are legal tender and, therefore, the appellants' argument has no merit. 31 U.S.C. § 392 (1976); *United States v. Wangrud*, 533 F. 2d 495 (1976); *United States v. Rifen*, 577 F. 2d 1111 (1978).

Affirmed.
