

TAXATION - Owner of grain stored in warehouse liable for taxes thereon.

May 21st, 1934.

5-23



Honorable W. H. Massingill
Assessor of Atchison County
Rock Port, Missouri

Dear Sir:

We have your request as to who is responsible for taxes on corn or other grain stored in a warehouse, upon which the Federal Government has made a loan to the farmer, the loan being made on warehouse certificates issued in accordance with the Laws of Missouri, 1933, Special Session, p. 168.

The reference to the warehouse laws, Laws of Missouri, 1933, Special Session, p.p. 168-173, was created for the purpose of enabling farmers to borrow money from the Federal Government - Section 17 of the Act. The form of the warehouse certificate to be issued is set out specifically in Section 8 of the Act, and shows upon its face that the money obtained from the Federal Government by the farmer is a loan on the warehouse certificate.

Under the provisions of Section 9756, Revised Statutes of Missouri, 1929, it is made the duty of the Assessor to assess all taxable property against the owner of such property, and the owner is liable for the taxes.

Even though a loan has been obtained from the Federal Government upon warehouse certificates, the farmer obtaining the loan is still the owner of the grain stored in the warehouse, and is, therefore, in the opinion of this

#2 - Honorable W. H. Massingill

office, liable for the taxes which may be assessed
against that grain in storage.

Yours very truly,

FRANKLIN E. REAGAN
Assistant Attorney General

APPROVED:

ROY McKITTRICK
Attorney General

FER:FE