

OPINION No. 400
answered by letter.

November 1, 1962



Honorable Eugene S. Heitman
Prosecuting Attorney
Bollinger County
Marble Hill, Missouri

Dear Mr. Heitman:

We have your letter of October 26, 1962, in which you request an opinion of this office on the effective date of the change of the status of Bollinger County in the classification of counties. We assume that the question is prompted by the case of Chaffin v. The County of Christian et al., decided by the Supreme Court of Missouri, en banc, on September 10, 1962 and reported at 359 S. W. 2d 730.

You did not send the figures concerning assessed valuation of Bollinger County in your letter and I have obtained from the state auditor's office the following figures concerning the assessed valuation of Bollinger County:

1956 -	10,016,543
1957 -	9,977,418
1958 -	10,432,910
1959 -	10,767,665
1960 -	11,145,177
1961 -	12,208,997

In answer to your question I am enclosing a copy of an opinion of this office issued on October 16, 1962, to Honorable Clifford Crouch, Prosecuting Attorney, Taney County, Forsyth, Missouri.

Section 48.030, RSMo 1959, requires the assessed valuation of the county to be such as to place it in another class for five successive years before the

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change can become effective. Since the assessed valuation for Bollinger County dropped below \$10,000,000 in 1957, there are now only four successive years of valuation in excess of \$10,000,000. Any change in the classification of Bollinger County will depend upon the amount of the assessed valuation for the year 1962. When the assessed valuation for the year 1962 is determined I am sure you can then determine the effective date of the change in status of the county, in accordance with the procedures or rules set forth in the enclosed opinion to Honorable Clifford Crouch of October 16, 1962.

If you have any further questions we will be happy to help you in any way we can.

Very truly yours,

THOMAS F. EAGLETON
Attorney General

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1 enclosure