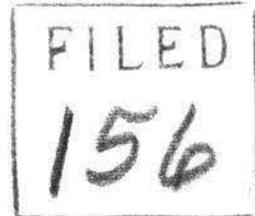


April 7, 1965



Mr. Clifford L. Summers
Executive Director
Water Resources Board
P. O. Box 271
Jefferson City, Missouri

Dear Mr. Summers:

This letter is in response to your request of March 3, 1965, for an official opinion concerning the authority of the Water Resources Board to provide reasonable assurances as to the use and repayment of storage costs allocated to municipal and industrial water supply in the Joanna Dam and Reservoir project.

We note that House Bill No. 95, with an emergency clause, has been passed by the 73rd General Assembly and approved by the Governor. Section 3 of this Act provides as follows:

"The water resources board is authorized to make reasonable assurance that demands for use will be made within a period of time to permit payment of costs allocated to water supply within the life of the project, and upon receipt of specific appropriations from the fund may enter into contract with the appropriate federal departments for purposes of discharging non-federal responsibilities relating to municipal and industrial water supply storage as permitted by applicable federal legislation on water resource projects and, in so doing, shall consider the projected water needs of the area that can be served

Mr. Clifford Summers

by the project and shall also consider the ability of future users to reimburse any investment of funds that may be made by this state."

We believe that in compliance with the Water Supply Act of 1958 and the commitments provided for therein by the local political subdivision, the Water Resources Board of Missouri is authorized by House Bill 95 and particularly Section 3 thereof, to give the "reasonable assurances" provided by the said laws.

Yours very truly,

NORMAN H. ANDERSON
Attorney General

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