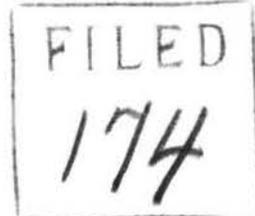


Opinion No. 174
Answered By Letter
(Ashby)

February 17, 1966

Mr. Joseph Jaeger, Jr.
Executive Secretary
State Inter-Agency Council For
Outdoor Recreation
Capitol Building
Jefferson City, Missouri 65102



Dear Mr. Jaeger:

Reference is made to the recent inquiry by the Bureau of Outdoor Recreation of the United States Department of Interior as to what constitutes satisfactory evidence of title in Missouri for state agencies and political subdivisions.

The State Comptroller will certify for payment a warrant drawn on the State Treasury for the purchase of land for the State of Missouri where the following has been accomplished:

1. A warranty deed has been executed to the state and duly filed.
2. An abstract showing merchantable title is in fact in the state or a certificate of title insurance in an acceptable title insurance company.
3. An opinion by the Attorney General of Missouri that merchantable title in fact has vested in the state.

Political subdivisions have their separate requirements but it is substantially the same procedure which we have set forth above. However, as political subdivisions are separate entities with each having their own procedures, we can not give a further detailed statement as to their requirements than this general statement.

Yours very truly,

NORMAN H. ANDERSON
Attorney General

RCA:mm