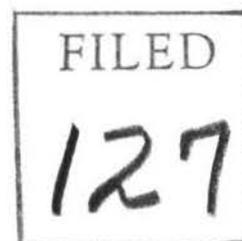


January 5, 1968



OPINION NO. 127
464 (1967)
Answered by letter-
Brannock

Honorable Charles L. Bailey
Prosecuting Attorney
Moniteau County Court House
California, Missouri 65018

Dear Mr. Bailey:

We have your request for an opinion of this office which is as follows:

"The County Treasurer of Moniteau County has inquired of this office if it is permissible for her to assist the County Assessor in the performance of his duties."

We enclose herein the opinion of this office dated November 4, 1965, No. 152 addressed to the Honorable Haskell Holman, which we believe, answers your question. This opinion discusses clerical or stenographic assistance to highway engineers, superintendents of schools, prosecuting attorneys and magistrates in third and fourth class counties, and further discusses Section 54.100, RSMo 1959, relating to county treasurers and the interpretation thereof by the Missouri Supreme Court in State v. Cumpton, Mo., 240 S.W. 2d 877. The opinion held that such statute should be given a reasonable interpretation and does not require a county official to devote his entire time to the office, but if he sees to it that the duties of his office are properly performed, he complies with the statutes.

Honorable Charles L. Bailey

It is, therefore, the view of this office that a county treasurer of a third class county may properly assist the county assessor providing that the duties of the county treasurer are properly performed.

Yours very truly,

NORMAN H. ANDERSON
Attorney General

AB:lch

Enclosure - Op. No. 152 - 11-4-65 - Holman