

July 7th, 1927

Mr. W. C. Lefebvre,
State Engineer,
Phoenix, Arizona.

Dear Mr. Lefebvre:

We have read with much interest the very carefully prepared analysis of Chapter 76 Laws 1923 in view of the recent Supreme Court decision, State Engineer vs. State Treasurer, made by Mr. W. W. Lane state chief engineer.

We take it the feature you are now most concerned with is in regard to co-operative contracts between the state and the various counties relative to the 76% apportionment act.

The requirements of such contracts are provided by Section 6 of said chapter 76. These requirements were passed upon by the Supreme Court in the recent case of Koch v. Johnson. You are, of course, familiar with that case. Mr. Lynch of this department prepared forms for the co-operative agreement between your department and the board of supervisors of Cochise County, which agreement was entirely approved by the Supreme Court. A reference to your files in regard to the Koch-Johnson case, or the highway involved in that controversy, we are sure will give you reference to the proper methods and forms of co-operative agreements with the various counties.

Respectfully yours,

JOHN W. MURPHY,

Attorney General.

JWM/ns