OFFICE OF THE ATTORNEY GENERAL OF TEXAS

AUSTIN

GERALD C. MANN
ATTORNEY GENERAL

Dr. Geo. W. Cox
State Health Officer
Austin, Texas

Dear Sir:

Opinion No. O-802
Re: May a city and county join in the purchase of land for the purpose of establishing a dumping ground for refuse disposal to accommodate the citizens of the county and those in the city limits?

We acknowledge your letter of June 6, 1939, requesting our opinion on the question of whether a city and county may join in the purchase of land for the purpose of establishing a dumping ground for refuse disposal to accommodate the citizens of both the city and the county.

We refer you to article 4434, Revised Civil Statutes of 1925:

> "Co-operation.- The municipal authorities of towns and cities, and commissioners' courts of the counties wherein such towns and cities are situated, may co-operate with each other in making such improvements connected with said towns, cities and counties as said authorities and courts may deem necessary to improve the public health and to promote efficient sanitary regulations; and, by mutual arrangement, they may provide for the construction of said improvements and the payment therefor."

The authority conferred upon cities and counties to co-operate for the purpose expressed in your letter seems clear.

It is our opinion, therefore, that your question may be answered in the affirmative.

Yours very truly

ATTORNEY GENERAL OF TEXAS

By Hugh Q. Buck

Hugh Q. Buck
Assistant

HQB:cmb

APPROVED
OPINION
COMMITTEE
BY B.W.
CHAIRMAN

APPROVED JUN 22, 1939

Gerald C. Mann

ATTORNEY GENERAL OF TEXAS