

OCTOBER 8, 1952.

HON. WALTER T. MARGETTS, JR.,  
*State Treasurer,*  
State House, Trenton, N. J.

## FORMAL OPINION—1952. No. 34.

DEAR MR. MARGETTS :

I have your memorandum in which you request to be advised whether or not properties acquired by the State Building Authority for motor vehicle inspection stations are in the tax exempt category which is applicable to State-owned property.

The answer to this question is, Yes.

Chapter 255, P. L. 1950, as amended by chapter 224, P. L. 1952 (N. J. S. A. 52:18A-50 to 78) created the "State Building Authority" and set forth its powers, duties and privileges.

Section 21 of chapter 255, P. L. 1950 (N. J. S. A. 52:18A-70) provides :

"The exercise of the powers granted by this act will be in all respects for the benefit of the people of the State, and as the operation and maintenance of projects by the Authority will constitute the performance of a governmental function, the Authority shall not be required to pay any taxes or assessments upon any project acquired or used by the Authority under the provisions of this act or upon the income therefrom, and any project and any property acquired or used by the Authority under the provisions of this act and the income therefrom, and the bonds issued under the provisions of this act, their transfer and the income therefrom (including any profit made on the sale thereof) shall be exempt from taxation."

Yours very truly,

THEODORE D. PARSONS,  
*Attorney General.*

By: JOHN J. KITCHEN,  
*Deputy Attorney General.*

jjk/n