

Secretary of Carey Land Act Board—Salary—How Paid.

The general appropriation bill passed by the last session of the legislature appropriated \$1,500.00 each for the office and traveling expenses of the Carey Land Act Board, and House Bill No. 222, Section 28, appropriated \$1,000.00 each year for paying the secretary, office and traveling expenses of said board, and provided further that out of any funds received by said board from the sale of lands reclaimed, the additional sum of \$2,000.00 was

appropriated to be used at the discretion of the board. The salary of the secretary should be paid out of these two appropriations.

Helena, Montana, May 18, 1905.

State Board of Examiners, Helena, Montana.

Gentlemen:—In reply to your request for an opinion as to the fund out of which the salary of Dave Marks, Secretary of the Carey Land Act Board, is to be paid, I respectfully submit the following:

The general appropriation bill passed by the last session of the legislature appropriated \$1,500 each year for the office and traveling expenses of the Carey Land Act Board. House Bill No. 222, of the last session of the legislature, Section 28, also appropriated \$1,000 each year for paying the secretary, office and traveling expenses of the Carey Land Act Board, and provided further that out of any funds that may be received by said Board from the sale of lands reclaimed there was appropriated an additional \$2,000, which may be used at the discretion of the board.

I am of the opinion that the salary of the clerk of such Board would properly be paid out of these two appropriations.

Yours very truly,

ALBERT J. GALEN,

Attorney General.