

**Estray Funds, Publication of Advertised Lists of Estrays
Proper Charge Against. Cost of Publishing Advertised Lists of
Estrays, Proper Charge Against Estray Funds. Publication of
Advertised Lists of Estrays, Proper Charge Against Estray
Funds.**

Payment for publishing advertised lists of Estrays in an expense which should be borne by the fund received from sale of estrays and should be paid from the fund collected from sale of estrays during year for which such list is published, before making payment of same and accounting to state treasurer.

Helena, Mont., May 13th, 1908.

Hon. W. G. Preuitt,
Secretary State Board of Stock Commissioners,
Helena, Montana.

Dear Sir:—

I am in receipt of your favor of the 11th inst., in relation to the question of the method of payment of the amount due certain newspapers for the publishing of advertised lists of estrays for the year 1907. You ask from what fund said claims for publication should be paid, and you are advised, in my judgment, you should pay the same from the estray funds in your hands collected in the year 1907, before making payment over to the state treasurer and accounting to him. That is an expense which should be borne by the fund by you received from the sale of estrays, and a proper charge against such fund, the advertising having been for the use and benefit of persons interested, and after such payment of the claims, any amount remaining in your hands should be turned over to the state treasurer, together with a statement of account.

Yours very truly,

ALBERT J. GALEN,
Attorney General.