

**State Fair, Expense of Directors. Directors of Montana State Fair.**

The necessary expense incurred by Directors of the Montana State Fair in going to, attending, and returning from the annual meeting of said Board is a proper charge against the Montana State Fair Fund and not an obligation against the various counties appointing these Directors.

Helena, Mont., Dec. 11, 1908.

Hon. John L. Slattery, County Attorney, Glasgow, Mont.

Dear Sir:

I am in receipt of your letter of December 7th, 1908, asking my opinion as to the interpretation of Section 1322 of the Revised Codes of Montana, with regard to the liability of counties to pay the actual and necessary traveling expenses incurred by the directors of the Montana State Fair.

Sec. 1320 of the same Act to which you refer, provides that all moneys appropriated for and received by the Treasurer from the Montana State Fair shall be kept in a separate fund known as the "State Fair Fund," and directs the treasurer to pay out of that fund whatever expenses may be incurred and approved by the Board of Directors or the Executive Committee of the State Fair.

Sec. 1311 designates the Montana State Fair as "a State Institution." Upon inquiry directed to John W. Pace, Secretary, we find that a regulation has been adopted by the Directors of the State Fair allowing a fixed rate of compensation per diem, in addition to the actual traveling expenses of the Board of Directors.

Considering these various statutes, together with the regulation made by the Board of Directors of the State Fair, you are advised that the County of Valley is not responsible for, or liable to pay the expenses incurred by the Director of the State Fair appointed from that county.

Very respectfully yours,

ALBERT J. GALEN,  
Attorney General.