

State Fair, Salary of Custodian. Salary, Additional for Extra Duties. Officer, Extra Salary for Additional Duties.

Directors of the State Fair have authority to appoint the secretary as custodian of the fair grounds. These duties not being a part of his duties as secretary he is entitled to extra compensation therefor.

Helena, Montana, April 28, 1909.

State Board of Examiners, Helena, Montana.

Gentlemen:

I am in receipt of your communication of the 26th instant, requesting an opinion as to whether the claim of Martin Martin, for salary as custodian of the state fair for the month of March, is a proper charge against the appropriation for the maintenance of the state fair.

A similar question was presented to this office by Mr. Jown W. Pace, and an opinion rendered thereon on November 14, 1907. (See Opinions of Attorney General, 1906-'08, p. 185.) In this opinion it was held that such claim was a proper charge against the appropriation for the maintenance of the state fair.

It appears that the directors of the state fair have imposed the additional duties of custodian of the fair grounds upon the secretary, and, under the authority of

State v. Granite Co., Commrs. 23 Mont. 250,

you are advised that where additional duties are imposed upon an officer he is entitled to additional compensation for such duties.

Very truly yours,

ALBERT J. GALEN,

Attorney General.