

**Precincts—Counties—Wards—Incorporated Cities.**

A precinct may not be created by the County Commissioners not in conformity to the wards of an incorporated city.

June 4th, 1919.

Mr. Luke Tinker,  
Co. Clerk & Recorder,  
Sidney, Montana.

Dear Sir:

I am in receipt of your letter of May 29th, relative to the creating of precincts in Richland County. I am not clear as to the information desired, but if I am correct in the conclusions I have drawn from your letter, I am of the opinion that the county commissioners may not create a precinct which does not conform to the boundaries of the wards of an incorporated town. Section 2, Chapter 122, Laws of the 1915 Session Laws, provides among other things "precinct boundaries shall conform to the boundaries of the wards of incorporated cities or towns."

It is my opinion from a careful study of the laws relating to the precincts that the legislature intended that the ward boundaries of incorporated cities should be followed by the county commissioners in established precincts. In other words, that territory situated outside of an unincorporated city or town could not be attached to a precinct within such incorporated city or town.

Respectfully,  
S. C. FORD,  
Attorney General.