

**Bonds, Issuance Of In Installments—County Commissioners, Power Of.**

The Board of County Commissioners has authority to issue bonds in installments in payment for work on highways.

April 10, 1920.

Mr. J. M. Fabian, Chairman,  
County Commissioners,  
Butte, Montana.

Dear Sir:

I have your letter of March 20th, in which you inquire as to whether or not you have the authority to issue bonds to Marco Medin & Company, in installments for construction of highways for which this Company was the successful bidder.

You are advised that you have authority to issue the amount of bonds voted accepting the contractor's bid therefor, and issue the same in installments as the work progresses. This is, I understand from your letter, what you desire to do. In other words the issuance of the bonds in installments and delivery thereof to the contractor is to be a payment as the work progresses.

You have this authority under Chapter 172 of the Session Laws of 1917, and also under Section 2908 of the Revised Codes of 1907.

Respectfully,

S. C. FORD,  
Attorney General.