

**County Commissioners—Powers—Residence for Sheriff.**

The county commissioners have no authority to construct a residence and out buildings for the use of the sheriff and his family.

February 13, 1919.

Hon. H. S. Magraw,  
State Bank Examiner,  
Helena, Montana.

Dear Sir:

I have your letter submitting for an opinion the following questions:

“Have the County Commissioners a legal right to expend the County funds for the purpose of constructing a residence, chicken house and other outbuildings for the Sheriff and his family, even though the buildings are erected on land of the County?”

“Would it be within the legal authority of the County Commissioners to rent a building for the sheriff and his family?”

The laws of this state do not confer upon Board of County Commissioners any authority to construct or to rent a building for the use of the Sheriff and his family.

Respectfully,

S. C. FORD,

Attorney General.