

**Opinion No. 31.****County Commissioners, Powers and  
Duties—Printing—Publication of  
Minutes and Proceedings.**

HELD: The county commissioners have no power to authorize the publication of the minutes and proceedings of the Board in any other newspaper except the newspaper holding the contract for the public printing.

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January 25, 1935.

Mr. H. O. Vralsted  
County Attorney  
Stanford, Montana

You have submitted the question whether the county commissioners may publish their minutes and proceedings in some other newspaper in the county than the one holding the contract for county printing.

I believe this question is covered by our opinion dated October 10, 1933, to R. N. Hawkins, found in Volume 15, Opinions of the Attorney General, page 265 (Opinion No. 384).

It is my opinion that Section 4482, Revised Codes, and Section 4465, as amended by Chapter 100, Laws of 1931, are not necessarily in conflict or repugnant to each other; that they may both stand and be operative. Section 4465, as amended, prescribes the duty of the county commissioners with reference to the publication of

minutes and proceedings. Section 4482 prescribes the method of performing it. It was said in *State ex rel. Wynne v. Quinn*, 40 Mont. 472, 107 Pac. 506, by Chief Justice Brantly, who delivered the opinion of the court: "Repeals by implication are not favored. Where two Acts of the legislature deal with the same subject, effect must be given to both, if possible."

We also call your attention to the rules of construction stated in 59 C. J. 904 et seq., and particularly to Sections 508, 510, 511, 514, 515, 516 and 518.