

N.D.A.G. Letter to Wold (January 20, 1983)

January 20, 1983

James W. Wold
Griggs County State's Attorney
R.R. 2, Box 49A
Luverne, North Dakota 58056

Dear Jim:

Thank you for your letter dated December 28, 1982.

It is my opinion that a board of county commissioners cannot expend emergency funds pursuant to Section 57-15-28 of the North Dakota Century Code for the repair of a county bridge without first having made the determination that the bridge damage was incurred from natural causes.

Section 57-15-28, N.D.C.C., provides, in part:

. . .The emergency fund shall not be used for any road construction or maintenance, except for repair of roads damaged by nature within sixty days preceding such determination to expend emergency funds,

Sincerely,

Robert O. Wefald

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