

Mr. Dewel E. Viker, Jr.
State's Attorney
Traill County
Hillsboro, ND 58045

Dear Mr. Viker:

Enclosed is a copy of an opinion addressed to Mr. M.C. Hiaasen involving Benson County and concluding that the county commissioner are all up for election.

We have examined the additional information you submitted to us on June 22, 1972, but are convinced that pursuant to the provisions of Section 11-07-04 of the North Dakota Century Code, the county commissioners must be up for election. This is in line with the reasoning and conclusions reached in the opinion addressed to Mr. M.C. Hiaasen, State's Attorney for Benson County.

Your county has been redistricted and for this reason we cannot escape the dictates of the aforementioned section of law.

Yours very truly,

Paul M. Sand
First Assistant Attorney General

Enclosure