

JOHN W. GILGER,

Attorney at Law,

839-840  
LUMBER EXCHANGE. } Minneapolis, Minn.

September 2nd, 1898.

Mr. Daniel Peebles,

Blaine, Minn.

Dear Sir:--

While the statute Sec. 13, Chap. 97 Laws of 1887 prohibits the letting of ditch contracts until the 30 days in which appeals may be taken has expired there is nothing in that statute prohibiting the Auditor from advertising for bids during that time.

I am of the opinion that 3 weeks before the expiration of the time for appeal the Auditor might properly and legally advertise that on a day after the time for appeal will expire, naming the day, he will, in case no appeal is taken in the mean time, receive bids for the work. This would enable the County to proceed with the work 3 weeks earlier, than could be done if the bids were not advertised for until the expiration of the 30 days. There is no law which prohibits this course. In fact it seems to me it would be in strict compliance with the law. The only loss which could occur would be the cost of advertising in case an appeal should be taken.

Respectfully yours,

*John W. Gilger*