

February 26, 1952

Mr. William L. Chapman
Commissioner of Agriculture
Capitol Building
Cheyenne, Wyoming

Dear Mr. Chapman:

We have your letter of February 25, 1952, noting the question as to the eligibility of Mr. Elmer Brock in his capacity as President of the Newly formed Natural Resource Board to Serve as a member of the State Soil Conservation Committee; that by virtue of Section 34-1401, Wyoming Compiled Statutes, 1945, the President of the State Planning and Water Conservation Board was originally designated as a member of the State Soil Conservation Committee, but that the Legislature by Section 13 of Chapter 73, Session Laws of Wyoming, 1951, assigned the duties of such State Planning and Water Conservation Board to the newly organized Water Resource Board.

You have assumed that because the 1951 law transfers to the newly formed Natural Resource Board the appropriations, funds records, powers, duties and regulatory measures imposed or conferred upon the State Planning and Water Conservation Board, Mr. Brock as President of such new Board would automatically become a member of the State Soil Conservation Committee.

While it is true that Section 13 of Chapter 73 of the Session Laws of Wyoming, 1951, does not specifically prescribe that the President of the new Board should succeed to the activities of the President of the abolished Board, it seems altogether reasonable and sensible to conclude that in order that the State Soil Conservation Committee continue and function in accordance with the provisions of Section 34-1404, Wyoming Compiled Statutes, 1945, that its members include the President of the new Natural Resource Board, which last named Board is specifically given the powers, rights and duties of the abolished Board.

We, therefore, conclude that your assumption is correct.

Very truly yours,

Harry S. Harnsberger,
Attorney General