LINCOLN COUNTY
MONTANA

323770 BOOK: PF PERM/FILES PAGE: 15743 Pages: 2
STATE OF MONTANA LINCOLN COUNTY
RECORDED: 11/04/2026 11:54 KOI: RESOLUTION
CORRINA BROWN CLERK AND RECORDER
FEE: $0.00 BY: Jessa Jenke, Deputy
FOR:LINCOLN COUNTY BOARD OF COMMISSIONERS 512 CALIFORNIA AVE.

RESOLUTION 2026-33

A Resolution Appointing Special Deputy County Attorneys For The Purpose of Providing Prosecutorial Assistance

THE BOARD OF COUNTY COMMISSIONERS FOR LINCOLN COUNTY, MONTANA FINDS:

1. The Lincoln County Attorney has requested prosecutorial assistance in a case identified as the State of Montana v. Matthew David Dye; and

2. It is desired and deemed appropriate that a special deputy county attorney be appointed to assist in the in the prosecution of the aforementioned case; and

3. Montana Code Annotated § 44-4-111 authorizes and contemplates that the training coordinator for county attorneys and the bureau chief of Prosecution Services Bureau (together with the deputies within said bureau) act as special counsel on request of the county attorney and upon approval of the board of county commissioners; and

4. Montana Code Annotated § 2-15-501(6) authorizes the Attorney General to provide assistance to county attorneys in the discharge of his or her duties.

THE BOARD RESOLVES:

1. That the attorneys assigned to the Prosecution Services Bureau of the Department of Justice are hereby appointed as special deputy county attorneys for Lincoln County for the purpose of assisting in the prosecution of the aforementioned case and that any of said deputies can fulfill the functions set out in Mont. Code Ann. § 44-4-103.

2. That under the terms of this agreement, no fee will be charged for attorney time provided by the Bureau. Assistance in such cases is provided without an hourly fee. Witness fees and expenses, jury costs, and other normal costs associated with trial will be the County's responsibility as with all other prosecutions.

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THE BOARD FURTHER RESOLVES:

1. If a provision of this resolution conflicts with a provision of a previously adopted resolution, this resolution will prevail.
2. This resolution and its various sections, clauses and paragraphs are severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid, the remainder of the resolution will not be affected.\
3. This resolution will be effective immediately upon adoption, in accordance with § 7-5-123, MCA.
4. This Board directs that this resolution be entered into the minutes and signed by the Chair of the Board in accordance with § 7-5-121, MCA.

END OF RESOLUTION

Approved as to Form:

Marcia Boris, County Attorney

Date presented to the Board November 4, 2026 Approved [X] Disapproved [ ] Amended [ ]

Adopted this 4 day of November 2026.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Brent Teske, Chair

ATTEST:

Corrina Brown, Clerk of the Board