

Corporations Foreign, Annual Statement Of. Foreign Corporations, Annual Statement Of. Annual Statement, of Foreign Corporations.

A foreign corporation should file its annual statement with the county clerk in accordance with the provisions of Section 4413, Revised Codes of 1907, and not in accordance with Section 3850, Revised Codes. Section 3850, Revised Codes is applicable to domestic corporations only.

January 20, 1911.

Mr. N. H. Morgan,
County Clerk,
Thompson, Montana.

Dear Sir:

I acknowledge receipt of your letter of the 17th inst., asking my opinion on the following:

“Whether foreign corporations doing business in the state are required to file in my office the annual report provided for by the amendment to Section 3850, Session Laws 1909, page 217.”

In reply to your inquiry will state that Section 3850 of the Revised Codes, and Chapter 140 of Laws of 1909 amendatory thereof, are applicable to domestic corporations, said sections being contained in that portion of the codes relative to the formation of corporations under the laws of this State. However, Section 4416 of the Revised Codes provides for the filing of the annual statement of a foreign corporation the same to be made in the same form and to contain the information as required in the statement mentioned in Section 4413, Revised Codes of 1907.

It is therefore my opinion that foreign corporations are not required to file in your office the annual report, provided for by Section 3850, Revised Codes as amended, but should file such statement in accordance with the provisions of Section 4416, Revised Codes.

Yours very truly,

ALBERT J. GALEN,

Attorney General.