

**Inheritance Tax, Shares of Stock When Not Subject To.  
Taxation, Sites of Property For.**

Shares of stock in a Montana corporation owned by a non-resident at the time of his death are not subject to the Montana Inheritance Tax.

April 10, 1912.

Hon. E. E. Esselstyn,  
State Treasurer,  
Helena, Montana.

Dear Sir:

I acknowledge receipt of the letter addressed to you by Messrs. Carter, Ledyard & Milburn, which you have submitted to this office for consideration of the question therein propounded to you, to-wit:

Whether shares of stock in a Montana corporation owned by a resident in the State of New York at the time of his death is subject to the payment of the Montana inheritance tax?

The situs for the taxation of shares of stock in a corporation is the residence of the owner, hence if a party residing in the state of New York owned shares of stock in a Montana corporation at the time of

his death, the same are not subject to the payment of the Montana inheritance tax.

Opinions Attorney General 1905-06, 368 et seq.

Yours very truly,

ALBERT J. GALEN,

Attorney General.