

Railroad Commission, Railroads.

There is nothing in Chapter 52, Laws of the Thirteenth Legislative Assembly, which either directly or impliedly, repeals or modifies Section 4340, Revised Codes of Montana, 1907.

January 12th, 1914.

Honorable Railroad and Public Service Commission,

Helena, Montana.

Gentlemen:

I am in receipt of your communication, under date of the 8th instant, asking my opinion as to whether Sec. 4340, Revised Codes of Montana, 1907, is repealed by Chap. 52, Laws of the Thirteenth Legislative Assembly. I have examined the two sections referred to, and am of the opinion that Sec. 4340 is in no wise repealed by any of the provisions of Chap. 52 of the Laws of the Thirteenth Legislative Assembly. Chap. 4340 comes under a chapter on general regulations and business of corporations, and is in the nature of a police regulation by the legislature, and I think there is nothing in Chap. 52, Laws of the Thirteenth Legislative Assembly which either directly or impliedly repeals or modifies said Sec. 4340.

Yours very truly,

D. M. KELLY,
Attorney General.