

Warehousemen, Bond of. Bonds, of Warehousemen. Liability of Warehousemen, Fees for Bonds of. Public Warehousemen, Fees for Bonds of. Fees, for Bonds of Warehousemen. Limitation, of Bonds of Warehousemen.

Liabilities of warehousemen under provisions of Sec. 37 Chap. 93, Laws of 1915, are covered by his bond provided for in Sec. 26, 27, of said Chapter.

Duration and limitation of a warehouseman's bond, unless otherwise specified therein, is coexistent with the duration of his license.

Helena, Montana, November 4, 1915.

Hon. William Keating,
State Auditor,
Helena, Montana.

Dear Sir:

I am in receipt of your letter of the 18th ultimo, submitting for the consideration of this office certain questions which sufficiently

appear herein without separate statements.

1. Liabilities imposed upon a warehouseman by the provisions of Section 37, Chapter 93, Laws of 1915, are covered by the bond required to be given and furnished by such warehouseman, as provided in Sections 26 and 27 of said Chapter.

2. The provisions of Chapter 71, Laws of 1915, forbid the charging of a greater rate of premium than \$2 per thousand for a public warehouseman's bond, but there is not any limitation in that Chapter as to the duration of such bond. The provisions of Chapter 93, Laws of 1915, as appear in Section 24 et seq. of that Chapter, are to the effect that warehousemen, grain dealers, track buyers, etc., must procure a license, but there is not any provision of law limiting the duration of such license. I am informed that the practice is to issue license for one year. A license cannot lawfully be issued unless the bond is furnished. In view of the fact that said Chapter 71 does not limit the duration of the bond, neither does said Chapter 93 limit the the duration of the license, and of the further fact that the grain inspection law is a police regulation, I am of the opinion that the duration of the bond, unless otherwise provided therein, is co-existent and co-extensive with the duration of the license, and that at the expiration of the license as issued, a new bond should be given, or the old bond renewed in the proper manner.

Yours very truly,

J. B. POINDEXTER,

Attorney General.