

### **Butchers—Meat Peddlers—Licenses.**

A person having a butcher's license in the county where he slaughters cattle need not obtain a license as a meat peddler in another county in which he sells but does not slaughter.

Mr. Charles Davidson,  
Deputy County Attorney,  
Great Falls, Montana.

October 20, 1931.

My dear Mr. Davidson:

I have your request for an opinion. You are advised as follows:  
Section 1 of chapter 172, laws of 1931, provides:

“Every person, firm or corporation or association who slaughters or causes to be slaughtered neat cattle for the purpose of selling or distributing any of the meat or by-products of such cattle in this state, and who maintains slaughter houses or meat markets for this purpose shall, for the purpose of this Act, be designated a ‘butcher.’”

Section 2 of the same chapter provides:

“Every butcher shall, before engaging in or conducting any business as such, in any county, pay to the county treasurer of such county a license of Five Dollars (\$5.00).”

From your letter, as we take it, the Brady Meat Market does not slaughter or cause to be slaughtered any neat cattle in Cascade county nor maintain a slaughter house or meat market.

The latter part of section 1 provides as follows:

“Every other person, firm, corporation or association, who slaughters or causes to be slaughtered any neat cattle or who buys and sells any dressed beef or veal, and who does not maintain a licensed slaughter house or market, shall, for the purpose of this Act, be designated a ‘meat peddler’.”

Evidently a butcher, that is, one who maintains his own slaughter house, is not included in the definition of “meat peddler,” and while the Brady Meat Market appears to be engaging in the business of a “meat peddler” in Cascade county, as the term is generally understood, it does not come within the definition of the statute.

You are accordingly advised that it is my opinion that the Brady Meat Market need not obtain a license in the county of Cascade.

Very truly yours,

L. A. FOOT,

Attorney General.