

Auctioneers—Sales—Licenses—Bonds.

Auctioneers required to have license in order to hold sales of livestock, farm machinery, et cetera.

Mr. Denzil R. Young,
County Attorney,
Baker, Montana.

June 19, 1931.

My dear Mr. Young:

I have your request for an opinion whether, under the provisions of code sections 4147 to 4156, inclusive, dealing with auctioneers, all auctioneers are required to have licenses in order that they may hold sales of livestock, farm machinery, etc.

Section 4147, R.C.M. 1921, provides as follows:

“Any citizen of this state may become an auctioneer, and be authorized to sell real or personal property at public auction in any county in this state, on giving a bond in accordance with the provisions of this chapter for the faithful performance of his duties.”

There appears to be no exception. Accordingly, each auctioneer calling a sale is required to file his bond with the county clerk and recorder, except assistants, as provided in section 4150, R.C.M. 1921, and sheriffs and constables in any city or town where there is no auctioneer.

Very truly yours,

L. A. FOOT,
Attorney General.