



1963

## Digest of Attorney General Opinions

North Dakota Law Review

[How does access to this work benefit you? Let us know!](#)

Follow this and additional works at: <https://commons.und.edu/ndlr>



Part of the [Law Commons](#)

---

### Recommended Citation

North Dakota Law Review (1963) "Digest of Attorney General Opinions," *North Dakota Law Review*. Vol. 39: No. 1, Article 15.

Available at: <https://commons.und.edu/ndlr/vol39/iss1/15>

This Note is brought to you for free and open access by the School of Law at UND Scholarly Commons. It has been accepted for inclusion in North Dakota Law Review by an authorized editor of UND Scholarly Commons. For more information, please contact [und.common@library.und.edu](mailto:und.common@library.und.edu).

## DIGEST OF ATTORNEY GENERAL OPINIONS

### HUNTING LICENSES AND PERMITS—FORFEITURE OF WHEN IN VIOLATION OF GAME AND FISH LAWS. SEPTEMBER 29, 1962

Will a violator of Game and Fish laws lose *all* the licenses and permits that he may have purchased during the year for the taking of various game birds and animals under Section 20-03-37? (Emphasis supplied)

The opinion states: Because the forfeiture specifically relates to "the provisions he has violated", we deem it necessary to conclude that the legislature only intended that the forfeiture be applied to those specific licenses or permits which authorize the taking of the specific type of game involved in the violation. We then must also conclude that such violator is prohibited from obtaining only such licenses or permits that apply to that specific specie of game and would not prohibit him from purchasing a license or permit which does not authorize the taking of that specie of game.

### CORPORATION FARMING—FEED LOT OPERATORS OCTOBER 19, 1962

May a farmer in general agricultural pursuit establish a feed lot for cattle as a separate corporate entity apart from his general cattle raising and grain feeding activities?

The opinion states: It is our opinion that a farmer with other farmers or other individuals may form a corporation to operate a "feed lot" without violating the provisions of Chapter 10-06, provided that the corporation will not raise any of the cattle nor the feed it will use; provided further that the corporation will purchase all of the cattle and feed it will use and process in the operation of the feed lot.

### BANKS AND BANKING—POWERS, MANAGEMENT, AND OPERATION—"COMMUNITY" OCTOBER 24, 1962

Can a city be considered to have more than one community?

The opinion states: The term "community" as used in Section 6-03-14 is used to denote an area having common residential, social, business, commercial or industrial inter-

ests. The undefined boundaries that may be established as a result of the common interests as indicated do not necessarily have to coincide with the boundaries of the political subdivision. The coincidence of the boundaries in such instances would be incidental.

Therefore, in direct response to the question, it is our opinion that the term "community" . . . does not mean the same as the boundaries of a municipality or city. It is our further opinion that a city may, under some circumstances . . . have more than one community.