

own exertions, shall be allowed to peddle without paying a license, using their own capital only, not in excess of five hundred (\$500.00) dollars, and in counties in which they live; Provided, such exemption shall be allowed only upon the certificate of the county or other reputable physician of the disability herein named; Provided, This exception shall not apply to the sale of spirituous, vinous or malt liquors, lightening rods and cigarettes."

If Mr. Morris comes within the terms of this statute he of course should be allowed to peddle without being required to pay the license tax imposed, but there is no authority in the Governor of the State to grant to him a permit for this purpose. The local officers, whose duty it is to issue licenses, might give him a certificate showing that he is not required to pay this license tax before engaging in this occupation, if it is made to appear to them that he is within the class which is exempt under this statute.

I am returning herewith the letter and certificate referred to herein.

Respectfully,

T. F. WEST,

Attorney General.

## FISHING—AUTHORITY OF GOVERNOR TO GRANT PERMISSION TO FISH IN CERTAIN LAKES.

Tallahassee, Fla., May 1, 1917.

*Honorable Sidney J. Catts, Governor,  
Tallahassee, Florida.*

Dear Sir:

The communication of Mr. J. E. Milton, of Frostproof, Florida, together with the petition of citizens of that community relative to the fishing by the people in certain lakes referred to in the petition, has been received.

Under the law of this State the Governor has no authority to waive or change in any way the provisions of a statute after it has been duly passed by the Legislature and approved by the Governor, and, therefore, you would have no authority to grant this petition and the people who fish in the lakes would be required to fish in the manner prescribed by the law applicable to this subject.

The Legislature, however, is now in session and the matter could be taken care of if the parties who are interested would submit it to the representatives in the Legislature from the county in which the lakes are located, provided, of course, it is deemed advisable and in the public interest to do so.

Very respectfully,

T. F. WEST,

Attorney General.

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**BRIDGES—AUTHORITY OF COUNTY TO PAY DAMAGES SUSTAINED BY DEFECTIVE BRIDGE.**

Tallahassee, Fla., May 11, 1917.

*Honorable Sidney J. Catts, Governor,  
Capitol.*

Dear Sir:

Yours of the 8th instant, with letter from Dr. E. Porter Webb, of Laurel Hill, has been received and noted.

The inquiry from Dr. Webb relates to the loss sustained by Mr. Owen of Okaloosa County, who lost his wife and child, together with considerable property, as a result of the alleged defective condition of one of the county bridges, and it appears that the court has held that the county is not liable or that it cannot be sued by Mr. Owen and recovery had for the damage sustained by him.