

OFFICERS, HOLDING COUNTY AND MUNICIPAL,
AT SAME TIME.

Tallahassee, Fla., March 21, 1917.

My dear Sir:

Yours of the 17th instant has been received. I note your inquiry as follows:

"I am Justice of the Peace for District No. 4, in this county. My friends want me to run for Mayor of the town. Can I hold the office of J. P. and Mayor at the same time or will it be contrary to the State Constitution in regard to holding two offices by the same man."

Replying to same will say that there is nothing in the law in this State that would prevent one individual holding the positions of Justice of the Peace and Mayor of a town in this State at the same time.

Yours very truly,

T. F. WEST,

Attorney General.

COUNTY PRISONERS—COUNTY COMMISSIONERS
NOT AUTHORIZED TO REDUCE TERM OF
SENTENCE.

Tallahassee, Fla., March 23, 1917.

My dear Sir:

Yours of the 20th instant has been received and noted.

The last statute on the subject referred to is Chapter 6917 of the Acts of 1915, but this seems to apply only to State prisoners.

There is no statute that I know of authorizing the

sheriff or board of county commissioners to reduce the term for which a county prisoner is sentenced by the court trying the case.

The Attoreny General is not authorized to officially advise in matters of this kind and, therefore, what is said in this letter cannot be regarded as an official expression from this office.

Yours very truly,

T. F. WEST,

Attorney General.

CONSTABLE NOT AUTHORIZED TO APPOINT
DEPUTY.

Tallahassee, Fla., April 12, 1917.

My dear Sir:

Yours of the 11th instant has been received and noted.

Under the laws of this State a constable is not authorized to appoint one to act in his place during his absence from the district, but, if you are only temporarily out of the district for a short time, the justice of the peace of the district could appoint some one, as occasions require, to serve papers issued from his court during your absence.

Yours very truly,

T. F. WEST,

Attorney General.