

York cannot confer upon the holder of such certificate this privilege while he resides in the State of Florida. While here he is subject to the laws of this State, and there is no statute giving this exemption in this State or authorizing it to be given to holders of certificates of this kind from other State while they are residents of this State.

Respectfully submitted,

T. F. WEST,

Attorney General.

OFFICER—STATE AND FEDERAL OFFICE BY  
SAME PERSON.

Tallahassee, Fla., May 1, 1917.

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

Dear Sir:—

The letter of Mr. I. E. Diefendorf, of DeLeon Springs, Florida, addressed to Honorable James E. Alexander, has been referred by you to this office for attention.

Under the Constitution county commissioners are officers; and it is provided by the Constitution that no person holding or exercising the functions of any office under any foreign government, under the government of the United States or any other state, shall hold any office of honor or profit under the government of this State.

If the employment of Mr. McBride under the Federal government is such as would constitute him an officer under the government of the United States, he cannot hold such office and continue to fill the position of county commissioner, but without definite information

as to the character of this employment, I would not be able to say that the effect of his acceptance of it is to vacate the office of county commissioner. If additional information can be secured showing whether or not he is a commissioned officer of the Federal government, with the character of the duties performed and service rendered, I shall take pleasure in giving further consideration to the matter and advising you in regard to it.

Yours very truly,

T. F. WEST,  
Attorney General.

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PEDDLERS—AUTHORITY OF GOVERNOR TO  
GRANT PERMIT TO CRIPPLES TO PEDDLE  
WITHOUT LICENSE.

Tallahassee, Fla., May 11, 1917.

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

Dear Sir:

Yours of the 9th instant, with letter from Honorable A. D. Carmichael, of Chipley, and certificate of Doctors W. H. Green and W. E. Coleman, of Chipley, relative to the condition of Mr. James T. Morris and his desire for a permit to peddle without being required to pay the license tax imposed upon those who engage in this occupation, has been received.

The statute on this subject is Section 57 of Chapter 6421, Acts of 1913, Laws of Florida, reading as follows:

"That all confirmed cripples or invalids, physically incapable of manual labor, or all Confederate Veterans of the Civil War, and widows who are dependent upon their