

viz: "Horse hire, no more per day than—\$1.00," but what is a proper case in which to allow this item is not entirely clear. It does not mean, in my opinion, that this item should be charged in each case of service made by the Sheriff, or for each day without regard to service rendered. Since the Sheriff is paid mileage for distances actually travelled in rendering service to the county, the law does not contemplate that a conveyance should be supplied by the county, and therefore, I would say that in cases of emergency where a situation arises which was not contemplated or expected by the Sheriff, and it therefore becomes necessary that he engage a conveyance in order to properly perform the service, that then this charge may appropriately be made, the County Commissioners having discretion to determine the necessities of the case, and each case to be considered from the circumstances surrounding it, and in the consideration of such cases, the County Commissioners should have in view Section 1737 of the General Statutes, prohibiting improper charges against the county.

This office is not authorized to officially advise County Commissioners and this cannot, therefore, be regarded as an official opinion, but only as expressing my views upon the subject after a rather hurried examination of the law touching the question.

Yours very truly,

T. F. WEST,

Attorney General.

FRACTIONAL LICENSE TAX ON AUTOMOBILES.

Tallahassee, Fla., March 26, 1913.

My Dear Sir:—

Yours of 22nd inst. has been received and noted.

Chapter 6212, providing for license tax on automobiles

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and other motor driven vehicles using the public roads or highways in this State, fixes the amount of such tax for each year, and there is no suggestion in this Chapter that a fractional license for any portion of the year may be issued.

This being the case, it seems to me that the proper course to be pursued is to require that the full amount be paid in each case.

You will understand, of course, that this is not an official opinion, as this office is not authorized to officially advise county officers.

With kind regards, I am

Yours very truly,

T. F. WEST,

Attorney General.

TAKING PUBLIC RECORDS FROM OFFICES TO BE BOUND.

Tallahassee, Fla., April 10, 1913.

My Dear Sir:—

Yours of 3rd inst. has been received and noted.

The Board of County Commissioners of the county have power "to order the county clerk to transcribe any book or books of record whenever the same are not properly bound or becomes mutilated. You will note that authorizes them to take such action as may be necessary to properly transcribe any book or record, which is not properly bound or becomes mutilated. You will note that it directs that the book be transcribed and does not authorize the sending of a public record out of the office in which it is required to be kept to a printer for the purpose of being rebound.

A public record should be kept in the custody of the appropriate officer, and delivering it to some one else for