

ever, provided by Section 22 of Article V of the Constitution of the State of Florida, by which a Justice of the Peace is authorized to conduct preliminary examinations of persons charged with crime in this State, although the offense may have been committed outside of his district. You will find this provision of the Constitution at page 39 of the General Statutes of 1906.

Yours very truly,

T. F. WEST,
Attorney General.

**ELECTIONS—UNNECESSARY THAT NAMES OF
CANDIDATES APPEAR IN ALPHABETICAL
ORDER ON BALLOT.**

Tallahassee, Fla., November 6, 1916.

My dear Sir:

Yours of the 4 instant has been received and noted.

I have examined the form of ballot enclosed therewith and note your request for my opinion as to whether or not this is a legal ballot.

The statute regulating this subject is Section 219 of the General Statutes as amended by Chapter 5612 of the Acts of 1907, and Section 220 of the General Statutes in which the form ballot is set out.

You will note that there is nothing in the law which expressly directs that the names of the candidates for the various offices shall appear in alphabetical order. I understand that some of the boards of county commissioners, in preparing the ballots, place the names on the ticket in alphabetical order, but other boards place the names of all

the candidates of the several parties for the various offices in groups, as they seem to be placed on the form forwarded to me. This, I think, is permissible and, in my opinion, the ballot sent me is a legal ballot.

The Attorney General is not authorized to officially advise in a case of this kind and, therefore, what is said in this letter can not be regarded as an official expression from this office.

Very truly yours,

T. F. WEST,
Attorney General.

**HOLDING TWO OFFICES—DEPUTY SHERIFF AND
CONSTABLE.**

Tallahassee, Fla., November 22, 1916.

My dear Sir:

Yours of the 18th inst, in which you inquire if you can hold the positions of Constable of your district and Deputy Sheriff of the county at the same time, has been received and noted.

The office of Constable is a constitutional office and is provided for by Section 23 of Article V of the Constitution of this State.

A Deputy Sheriff is a bonded officer of the county for which he acts, under the provisions of Chapter 6478, Acts of 1913, Laws of Florida.

By Section 15 of Article XVI of the Constitution, it is provided that:

"No person shall hold or perform the functions of more