

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

than one office under the government of this State at the same time."

In view of these constitutional and statutory provisions, I think it doubtful if you could legally hold the two positions referred to at the same time.

Yours very truly,

T. F. WEST,

Attorney General.

QUALIFICATION OF ELECTORS TO VOTE IN
ELECTIONS TO CREATE, OR VOTE BONDS FOR,
SPECIAL ROAD DISTRICTS.

Tallahassee, Fla., December 9, 1916.

My dear Sir:

Yours of the 7 instant has been received and noted.

Only those persons who are *free-holders* are qualified to vote in an election creating a special road and bridge district and authorizing the issuance of bonds by such district. A *free-holder* is one who owns lands.

Yours very truly,

T. F. WEST,

Attorney General.

PHYSICIANS—LIABILITY FOR MUNICIPAL
LICENSE TAX.

Tallahassee, Fla., December 19, 1916.

My dear Sir:

Yours of the 19th instant has been received and noted.

The statute imposing State licenses is Chapter 6421, acts of 1913, laws of Florida, paragraph 7 of section 41 of which reads as follows: