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March 7, 1933.

Mr. Benjamin Blake,
Safford, Arizona.

My dear Mr. Blake:

Mr. Jesse Udall, member of the House of Representatives from your county, has called to my attention the matter of the contemplated special election in Graham County, contemplating the organization of a county junior college district. He also called to my attention Section 1087d, Session Laws of 1931, wherein it is provided that a special election

"shall be conducted and returns made in the manner provided by law for special elections."

Mr. Udall and I have both considered this matter in connection with Section 1187, Revised Code of 1928,. Your attention is directed to the last four lines of this section, which reads as follows:

"At least 10 days before any special election the Board of Supervisors shall, in like manner, designate the voting place and appoint an election board for each precinct."

I am of the opinion that this direction as to the manner of conducting a special election might be deemed general legislation with reference to special elections. The procedure provided in Section 1187, supra, is applicable to any special election provided the 10 day notice thereof is given.

The general election laws provide the method for the returns. It is my opinion that the general provisions relating to returns of any general election conducted as provided in Section 1187, establish the procedure also for the returns of any special election conducted as directed in said Section 1187.

If the office of the Attorney General can be of any assistance to you in this or any other matter please feel free to seek our advice.

Very truly yours,

Attorney General.

ATL:MD

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