

October 28, 1943

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

Mr. Frank M. Gold
County Attorney
Flagstaff, Arizona

Dear Sir:

We have your recent letter relative to the method of filing the office of Justice of the Peace where a new precinct has been established by the Board of Supervisors, with which letter you enclosed an opinion from Mr. McQuatters the then County Attorney, and also a copy of an opinion rendered to the Arizona Tax Research Association by E.G. Frazier, Attorney at Law.

It is our opinion that where a new precinct is established and the office of Justice of the Peace consequently established which does not in any way impinge upon the existing office of Justice of the Peace from which the territory embraced in the new precinct was taken, that a vacancy exists in the office and therefore under the provisions of Suodivision 16 of Section 17-309, A.C.A. 1939 the same should be filled by appointment by the Board of Supervisors of the county.

Very truly yours,

JOE CONWAY
Attorney General

EDWARD P. CLINE
Assistant Attorney General

EARL ANDERSON
Chief Assistant
Attorney General