

Opinion No. 43-4413

November 22, 1943

BY: EDWARD P. CHASE, Attorney General

TO: Honorable C. R. Sebastian, State Comptroller, Santa Fe, New Mexico

In your letter dated November 18, 1943, you inquire whether a District Court Clerk may be appointed for one county or whether the appointment should be for the entire district.

Section 16-326 of the 1941 Compilation authorizes and empowers a District Judge to appoint a clerk or clerks of the District Court in his judicial district, such clerks to serve at the pleasure of the District Judge. Section 16-329 provides that a District Court Clerk may be appointed for the entire district and deputy District Court Clerks appointed for one or more counties within the district, or, in the discretion of the Judge, a District Court Clerk may be appointed for one or more counties with or without deputy clerks in the remaining counties in the district

By C. C. McCULLOH,

First Asst. Atty. General