

Opinion No. 40-3403

January 24, 1940

BY: FILO M. SEDILLO, Attorney General

TO: Mr. David S. Bonem, City Attorney, Tucumcari, New Mexico.

{*133} This opinion is in response to your letter of January 22nd making inquiries with reference to municipal elections.

Insofar as Section 90-608 of the 1929 Compilation refers to the manner of calling of municipal elections, it is still the law.

Further answering your inquiries, it appears that the only thing delivered by the county clerks to the municipal clerks in connection with municipal elections is the registration lists pursuant to Section 24, Chapter 152, Laws of 1939; that is to say, the original bound affidavits of all voting divisions which lie in whole or in part within the limits of the municipality. See also Chapter 99, Laws of 1939.

With the exception of two things, to-wit, voting divisions and registration, the old municipal election laws are still applicable {*134} to municipal elections insofar as I am able to ascertain.

By: FRED J. FEDERICI,

Asst. Atty. Gen.