STATE HIGHWAY COMMISSION: Highways taken by U. S. Government should be excluded in determining amount of gasoline fees distributed to counties.

January 22, 1943.

Mr. Samuel C. Hadden, Chairman,
State Highway Commission of Indiana,
State House Annex,
Indianapolis, Indiana.

Dear Sir:

I have before me your request for an official opinion as to whether county highways within areas taken by the Federal Government as military reservations and which have been ceded to the Federal Government in compliance with the Indiana Statutes on the subject, should be included in determining the total mileage of county highways to enable you to comply with Chapter 168 of the Acts of 1941, in the distribution of funds derived from motor vehicle registration fees, drivers' and chauffeurs' license fees, gasoline taxes, and other fees set out in said Act. I think it is very evident that such highways should not be included. After such ceding by the State of Indiana to the Federal Government the several counties would have no right and no obligation to maintain such roads.

GENERAL ASSEMBLY: Whether Legislature may provide that members in the Armed Forces may vote by proxy.

Elections: Whether provision may be made for voting by proxy.

January 22, 1943.

Hon. J. Otto Lee,
Member, House of Representatives,
Secretary of House Committee on Elections,
Indianapolis, Indiana.

Dear Sir:

I have before me your request for an official opinion in answer to the following question: