



**THE ATTORNEY GENERAL
OF TEXAS**

AUSTIN 11, TEXAS

**JOHN BEN SHEPPERD
ATTORNEY GENERAL**

July 30, 1953

Hon. E. L. Martin
County Attorney
Armstrong County
Claude, Texas

Opinion No. S-78

Re: Maximum compensation of the
county judge and ex officio
county superintendent fol-
lowing the effective date
of Chapter 322, Acts 53rd
Legislature, 1953.

Dear Mr. Martin:

You have requested an opinion on the maximum compensation of the county judge of Armstrong County who also acts as ex officio county superintendent.

Armstrong County has a population of 2,215 inhabitants, and its county officers are compensated on a fee basis. Therefore, the compensation of the county judge is governed by the provisions of Articles 3883, 3891, and 3912g, Vernon's Civil Statutes, and Article 3888, Vernon's Civil Statutes, as amended by Chapter 322, Acts 53rd Legislature, 1953, p. 793.

The maximum compensation of the county judge of Armstrong County is \$4687.50. Articles 3883, 3891 and 3912g, V.C.S. Chapter 322, Acts 53rd Legislature authorizes an additional compensation of \$2600 to the county judge while acting as ex officio county superintendent. Therefore, the maximum annual compensation of the county judge of Armstrong County is \$7287.50 (\$4687.50 plus \$2600). Likewise, in a salary county the county judge who acts as ex-officio county superintendent shall receive and retain the compensation authorized by Chapter 322, Acts 53rd Legislature, 1953, "in addition to all other compensation provided by law."

SUMMARY

The maximum compensation of the county
judge acting as ex officio county superintendent

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of Armstrong County /a fee county/ is \$7287.50
(\$4687.50 plus \$2600).

A county judge acting as ex officio county superintendent is entitled to receive and retain the compensation authorized in Chapter 322, Acts 53rd Legislature, 1953, p. 793, amending Articles 3888, 2688c and 2701 in addition to all other compensation provided by law beginning September 1, 1953, whether he is compensated on a fee or salary basis.

Yours very truly,

JOHN BEN SHEPPERD
Attorney General

APPROVED:

J. C. Davis, Jr.
County Affairs Division

Willis E. Gresham
Reviewer

Robert S. Trotti
First Assistant

John Ben Shepperd
Attorney General

JR:am

By *John Reeves*
John Reeves
Assistant