

allowances and that such commission may, under section 2941, General Code, establish such reasonable rules which it deems advisable to govern the giving of emergency relief, and where its rules so provide, it could, in a proper case, make payment to a grocer for food furnished by him on the order of the commission to a person needing immediate relief without the indorsement of such person.

Respectfully,
GILBERT BETTMAN,
Attorney General.

4822.

TOWNSHIP TRUSTEES—MAY NOT CONTRIBUTE TO SUPPORT
OF VILLAGE BAND.

SYLLABUS:

A board of township trustees may not contribute toward the support of a band supported by a village located in the township.

COLUMBUS, OHIO, December 16, 1932

HON. PAUL A. FLYNN, *Prosecuting Attorney, Tiffin, Ohio.*

DEAR SIR:—Your recent communication is as follows:

“The trustees of a township in this county inquire whether or not they may contribute the sum of \$50.00 toward the support of the band supported by a village located in the township. I find nothing in the statute authorizing the township trustees to do so, but they are insistent that your opinion be obtained.”

Article X, Section 5 of the Ohio Constitution provides:

“No money shall be drawn from any county or township treasury, except by authority of law.”

An examination of the powers and duties of a board of township trustees discloses no authority whereby township moneys may be expended for the support of a band aided by a village in the township.

In this respect, Section 3620, General Code, relative to the powers of municipalities should be noted. Such section reads:

“To establish, maintain and regulate free public band concerts, free public libraries and reading rooms, to purchase books, papers, maps, and manuscripts therefor, to receive donations and bequests of money or property therefor, in trust or otherwise, and to provide for the rent and compensation for the use of any existing free public libraries established and managed by a private corporation or association organized for that purpose.”

If the intent of the legislature was to authorize the expenditure of township moneys for the support of a band, it could have so provided.

In view of the constitutional prohibition against the expenditure of moneys from the township treasury except when the same is authorized by law, and since no authority has been given to a township to support a band, I am of the opinion that a board of township trustees may not contribute toward the support of a band supported by a village located in the township.

Respectfully,

GILBERT BETTMAN,
Attorney General.

4823.

APPROVAL, BONDS OF WICKLIFFE VILLAGE SCHOOL DISTRICT,
LAKE COUNTY, OHIO, \$5,000.00.

COLUMBUS, OHIO, December 16, 1932.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

4824.

APPROVAL, BONDS OF MASSILLON CITY SCHOOL DISTRICT,
STARK COUNTY, OHIO, \$12,000.00.

COLUMBUS, OHIO, December 16, 1932.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

4825.

APPROVAL, CONDITIONALLY, ABSTRACT OF TITLE TO LAND OF
EVERETT LEE, IN HARRISON TOWNSHIP, HENRY COUNTY,
OHIO.

COLUMBUS, OHIO, December 16, 1932.

HON. EARL H. HANEFELD, *Director of Agriculture, Columbus, Ohio.*

DEAR SIR:—There have been submitted for my examination and approval an abstract of title, warranty deed and encumbrance record No. 50 relating to a certain tract of land consisting of 3.16 acres, more or less, in Harrison Township, Henry County, Ohio, and being a part of the north fractional part of the west half of the southeast quarter of Section 9, more particularly described as follows:

Beginning at the point of intersection of the center line of I. C. H. No. 457 (U. S. Highway No. 24), and the north and south half section line of Section 9, Township 5 North, Range 7 East, Harrison Township, Henry County, Ohio; said point being 1872 feet northerly as measured along the said half section line from the south line of said section 9; thence N. 2 degrees 09' East along said half section line, 103 feet to