

1264.

APPROVAL—BONDS OF CITY OF CLEVELAND, CUYAHOGA COUNTY, OHIO, \$4,000.00 (Limited).

COLUMBUS, OHIO, October 2, 1937.

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

GENTLEMEN:

RE: Bonds of City of Cleveland, Cuyahoga County, Ohio, \$4,000.00 (Limited).

I have examined the transcript relative to the above bonds purchased by you. These bonds comprise part of an issue of city portion sewer bonds in the aggregate amount of \$400,000, dated March 1, 1923, bearing interest at the rate of $4\frac{1}{2}\%$ per annum.

From this examination, in the light of the law under authority of which these bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute a valid and legal obligation of said city.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

1265.

JUSTICE OF THE PEACE—FEES AS COST OF PROSECUTION
—GRAND JURY—PLEA OF GUILTY—PROBATION—FEES
NOT COLLECTIBLE FROM COUNTY OR STATE—FEES
OF JURORS AND WITNESSES—STENOGRAPHER, ETC.

SYLLABUS:

The personal fees of a justice of the peace, as costs of prosecution in a case where the defendant was bound over to the grand jury, who plead guilty, who was put on probation by the common pleas court, and who served his period of probation, are not collectible from the treasury of the county nor from the State.

Other fees and costs, such as witness, psychiatrists, stenographers and jurors fees, as are specifically provided for by statute, are payable