

While it is true that it will work a certain amount of hardship upon Vinton County if Fairfield County is permitted to retain these fines, nevertheless it would seem that the remedy, if any, would rest with the legislature.

In view of the above and in specific answer to your inquiry, it is my opinion that:

1. Where a person is indicted for a felony and is tried but the jury disagrees and such person is re-indicted and convicted on the later indictment, the costs accruing in the first trial may not be legally assessed against the defendant.

2. Where a person is indicted for a felony in one county but secures a change of venue to another county where he is convicted and sentenced to pay a fine, such fine shall be paid into the County Treasury of the County where the trial was conducted.

Respectfully,

JOHN W. BRICKER,
Attorney General.

3950.

APPROVAL, BONDS OF CITY OF SHAKER HEIGHTS, CUYAHOGA COUNTY,
OHIO, \$17,550.00.

COLUMBUS, OHIO, February 16, 1935.

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

3951.

APPROVAL, BONDS OF WILLOUGHBY RURAL SCHOOL DISTRICT, LAKE
COUNTY, OHIO, \$8,000.00.

COLUMBUS, OHIO, February 16, 1935.

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

3952.

APPROVAL, BONDS OF COAL RURAL SCHOOL DISTRICT, JACKSON
COUNTY, OHIO, \$4,035.03.

COLUMBUS, OHIO, February 16, 1935.

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