

2610.

APPROVAL—BONDS OF TOLEDO CITY SCHOOL DISTRICT, LUCAS COUNTY, OHIO, \$20,000.00

COLUMBUS, OHIO, May 2, 1934.

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

2611.

APPROVAL—BONDS OF CITY OF DAYTON, MONTGOMERY COUNTY, OHIO, \$103,000.00.

COLUMBUS, OHIO, May 2, 1934.

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

2612.

POOR RELIEF—INTENTION OF INDIGENT FACTOR IN DETERMINING LEGAL SETTLEMENT UNDER SECTION 3479, GENERAL CODE.

SYLLABUS:

The question of intention of an indigent affects the question of legal settlement as defined in Section 3479, General Code, and such intention is a factor in determining the legal settlement of such person.

COLUMBUS, OHIO, May 2, 1934.

HON. S. L. CHENEY, *Prosecuting Attorney, Chardon, Ohio.*

DEAR SIR:—This acknowledges receipt of your recent communication, which reads as follows:

“I have been requested by the trustees of two townships in Geauga County to obtain your opinion on a question of settlement of an indigent person, for convenience called S, who has settlement in Geauga County. The question has arisen as to whether he has settlement in A or C township in said county.

By the provisions of General Code 3479, residence in C Township for three months would under proper circumstances constitute settlement therein. I find under the law as layed down in *Henrietta Township vs. Oxford Township*, 2 O. S. 32, ‘the domicile must be clear, notorious and continuous,’ and ‘when a settlement is obtained, it is not lost by the person residing in another township for a year, if there is the intention of returning to the former.’

In the case presented to me S had settlement in A Township where he had always lived with his brother. Sometime in June, 1933, he went