

in the absence of acts of the board or its agents that encourage or promote the wrongful things done by the wards.

It may be presumed that one contracting to board such children does so knowing that they may be mischievous, inquisitive and full of pranks, as the young usually are, and that annoyance and injury may possibly result therefrom, and so assumes some considerable risk in that respect, to be subverted, if at all, by extra care, attention and forethought on the part of those furnishing the keep of these children.

It is believed that no action may be maintained by the one who is boarding these children for the board against it because it is one of the agencies of the executive power of the state, and certainly no express authority of law makes it liable to pay the claim spoken of in your letter, even though such action were possible under the laws governing guardian and ward.

From what has been said and upon the authorities cited it is the opinion of this department that the board of state charities cannot pay the alleged claim set out in your letter out of any fund it may have or that may be available. A discussion, therefore, as to the fund from which payment should be made is unnecessary in the absence of a legal liability to pay the alleged claim.

In reply to your inquiry as to whether or not this matter should be presented as a sundry claim, you are advised that it is not within the province of this department to suggest or direct the determination of such a proceeding, and nothing is said in reference thereto.

Respectfully,
 JOHN G. PRICE,
Attorney-General.

1804.

APPROVAL, BRIDGE BONDS OF MONTGOMERY COUNTY, OHIO, IN
 AMOUNT OF \$18,000.

COLUMBUS, OHIO, January 21, 1921.

Industrial Commission of Ohio, Columbus, Ohio.

1805.

APPROVAL, REFUNDING BONDS OF MONROE TOWNSHIP RURAL
 SCHOOL DISTRICT, LOGAN COUNTY, OHIO, IN AMOUNT OF \$9,000.

COLUMBUS, OHIO, January 21, 1921.

Industrial Commission of Ohio, Columbus, Ohio.