

the treasurer could secure whatever information might be necessary in a given case. This would seem to be an unquestionably lawful procedure for ascertaining the facts which have to be disclosed. It is perhaps a little less convenient than the procedure first above outlined, in that ordinarily, at least, the compensation of deputies, assistants or other employes of a county office is a salary payable monthly (see Section 2981, General Code), though it is not clear that this is required. So that it might be somewhat impracticable to determine the exact cost of making an abstract by the use of a regular county employe in the cases in which by subsequent order of court the cost of making such abstract is allowed as a part of the costs of a case. This may not, however, afford in practice as much difficulty as may at first sight appear; while it is rather clear that the method now under discussion has the merit of unquestioned legality.

It may be added that from a strictly technical point of view a distinction might be drawn between the service of ascertaining the facts through a search of the records, etc., and the preparation of a formal abstract. In the first place, it seems doubtful to this department that a formal abstract would be necessary in all cases, while it is reasonably clear that some slight service of the former character would be necessary in any case. In the second place, the preparation and delivery of an abstract is not an unmixed personal service, inasmuch as something has to be prepared and delivered, whereas services of the former character are clearly the same kind of services as would be rendered by any assistant or deputy in a county office. It has therefore seemed impracticable to this department to attempt to draw a hard and fast line and to say that all services that might conceivably be required or deemed necessary are as a matter of law in the category of such services as must be provided for through the employment of deputies, assistants, etc., under the county officers' salary law. It does seem clear, however, that a considerable proportion—perhaps the greater part—of the services that will in practice be found necessary in order to enable the prosecuting attorney to make the proper parties, will be such services as can, and therefore should, be performed by regular deputies and assistants.

Respectfully,  
 JOHN G. PRICE,  
*Attorney-General.*

3239.

APPROVAL OF SYNOPSIS FOR PROPOSED LAW TO PROVIDE FOR  
 OLD AGE PENSIONS.

COLUMBUS, OHIO, June 20, 1922.

HON. GEORGE B. OKEY and HON. TIMOTHY S. HOGAN, *Columbus, Ohio.*

GENTLEMEN:—This department has received from you a synopsis of a proposed law to be submitted to the General Assembly, in form entitled:

“A bill to provide for the payment, by the state, of pensions to aged persons under certain conditions,”

which said synopsis reads as follows:

“Synopsis of Proposed Law.

To provide for the payment, by the state of Ohio, of pensions to persons of the full age of sixty-five years or upwards, while in the state of Ohio,

under certain conditions; to create a State Pension Commission and County Boards of Welfare; and providing for the administration of said proposed law."

I hereby certify that the foregoing synopsis is a truthful statement regarding the above entitled proposed law.

Respectfully,  
JOHN G. PRICE,  
*Attorney-General.*

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3240.

APPROVAL OF SYNOPSIS FOR PROPOSED AMENDMENT TO ARTICLE XII OF OHIO CONSTITUTION TO PROVIDE REVENUE FOR OLD AGE PENSIONS.

COLUMBUS, OHIO, June 20, 1922.

HON. GEORGE B. OKEY and HON. TIMOTHY S. HOGAN, *Columbus, Ohio.*

GENTLEMEN:—This department has received from you a synopsis of a proposal to amend Article XII of the Ohio Constitution which reads as follows:

"Synopsis

A proposition, by initiative petition, to so amend Article XII of the Constitution, by the addition of a section to said article, to be known as section 12 thereof as to require the passage of laws providing for the payment, by the state, of pensions to aged persons; to require the passage of laws providing for the taxation of the right to receive, or succeed to, estates, and for the taxation of incomes; and providing that the revenue of the state arising from such taxation be devoted exclusively to the payment of old age pensions and the administration of the laws providing therefor.

The amendment carries a schedule designed to put it into effect on the first of January, 1924."

I, John G. Price, Attorney-General of the State of Ohio, do hereby certify that the foregoing is a fair and impartial synopsis of the proposed amendment to the Ohio Constitution to be designated Section 12, Article XII, and is a truthful statement of the contents and purpose of such proposed amendment.

Respectfully,  
JOHN G. PRICE,  
*Attorney-General.*

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3241.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN FAYETTE COUNTY.

COLUMBUS, OHIO, June 20, 1922.

*Department of Highways and Public Works, Division of Highways, Columbus, Ohio.*