

utes must be regarded as silent, and the earlier opinion cited above prevails.

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

1. Under Section 2296-20, General Code, there is authority only to pay service charges for checks drawn on active deposits held in bank under depository contract.

2. There is no authority granted to county officials, including the probate judge, to pay such charges for checks drawn on funds coming into their hands which they have for safe-keeping, but not under depository contract, entrusted to a bank.

Respectfully,

HERBERT S. DUFFY,

Attorney General.

1549.

APPROVAL—BONDS OF NIMISHILLEN TOWNSHIP RURAL
SCHOOL DISTRICT, STARK COUNTY, OHIO, \$108,000.00.

COLUMBUS, OHIO, November 29, 1937.

The Industrial Commission of Ohio, Columbus, Ohio.

GENTLEMEN:

RE: Bonds of Nimishillen Twp. Rural School Dist.,
Stark County, Ohio, \$108,000.00.

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise all of an issue of school bonds dated October 1, 1937, bearing interest at the rate of $3\frac{1}{4}\%$ 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 school district.

Respectfully,

HERBERT S. DUFFY,

Attorney General.