20, supra. Hence, it appears that this case is analogous to the situation which you present and is decisive of your question. Furthermore, I may say that the Bureau has followed the informal ruling of Mr. Crabbe which I have already quoted.

Accordingly, I am of the opinion in specific answer to your question that a county commissioner who was in office from January 1, 1923, to January 1, 1927, is not entitled to receive fees provided for by Section 6602-14, General Code, based on sewer and water improvements, the legislation for which was passed subsequent to July 29, 1923, the effective date of said enacted section.

Respectfully,
GILBERT BETTMAN,
Attorney General.

2510.

APPROVAL, BONDS OF TORONTO VILLAGE SCHOOL DISTRICT, JEFFERSON COUNTY, OHIO—$20,426.25.

COLUMBUS, OHIO, November 6, 1930.

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

2511.

APPROVAL, AGREEMENT BETWEEN STATE OF OHIO AND THE NEW YORK CENTRAL RAILROAD COMPANY FOR ELIMINATION OF GRADE CROSSING IN TRURO TOWNSHIP, FRANKLIN COUNTY, OHIO.

COLUMBUS, OHIO, November 6, 1930.

HON. ROBERT N. WAID, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—You have submitted a proposed form of agreement, in triplicate, between the State of Ohio and The New York Central Railroad Company, relating to the following improvement:

> "In the matter of the elimination of the grade crossing of the New York Central Railroad and State Highway No. 49, located at a point south of Bexley in Truro Township, Franklin County, Ohio."

After examination, it is my opinion that said proposed agreement is in proper legal form, and when properly executed will constitute a binding contract.

Said agreement is being returned herewith.

Respectfully,
GILBERT BETTMAN,
Attorney General.