

tering upon his duties shall * * * execute a bond in the sum of twenty-five hundred (\$2500.00) dollars payable to the state and for the use and benefit of any aggrieved party who may have a cause of action against any such patrolman for misconduct while in the performance of his duties * * * .”

Upon examination of the bond, it has been noted that line 17, paragraph 3, refers to sections 1178-2 and 1178-3, General Code. These sectional numbers are incorrect, as the subject matter of such sections has no bearing on state highway patrolmen. However, pursuant to my letter to you under date of July 18, 1935, calling attention to this error, I have received a rider of the Glens Falls Indemnity Company, executed July 19, 1935, recognizing the incorrectness of the reference to sections 1178-2 and 1178-3, General Code, and substituting sectional numbers 1181-2 and 1181-3, General Code, for such sectional numbers.

Finding said bond and rider in proper legal form, in accordance with the statutory provisions, I hereby approve such bond and rider as to form, and am returning the same to you herewith.

Respectfully,

JOHN W. BRICKER,
Attorney General.

4456.

APPROVAL, BOND FOR THE FAITHFUL PERFORMANCE OF HIS DUTIES AS RESIDENT DISTRICT DEPUTY DIRECTOR—WALTER J. NEIDHARDT.

COLUMBUS, OHIO, July 23, 1935.

HON. JOHN JASTER, JR., *Director of Highways, Columbus, Ohio.*

DEAR SIR:—You have submitted a bond in the penal sum of \$5,000.00, with sureties as indicated, to cover the faithful performance of the duties of the official as hereinafter listed:

Walter J. Neidhardt, Resident District Deputy Director, Van Wert County—Glens Falls Indemnity Company.

The above bond is undoubtedly executed pursuant to the provisions of sections 1183 and 1182-3, General Code, which state, in so far as pertinent:

Sec. 1183. " * * * Such resident district deputy directors shall * * * give bond in the sum of five thousand dollars. * * * "

Sec. 1182-3. " * * * All bonds hereinbefore provided for shall be conditioned upon the faithful discharge of the duties of their respective positions, * * * shall be approved as to the sufficiency of the sureties by the director (of highways), and as to legality and form by the attorney general, and be deposited with the secretary of state. * * * "

(Words in parenthesis the writer's.)

Finding the above bond to have been properly executed pursuant to the above statutory provisions, I have approved the same as to form, and return it herewith.

Respectfully,

JOHN W. BRICKER,
Attorney General.

4457.

COUNTY COMMISSIONERS—DUTIES AS TO ALLOWANCE OF CLAIMS FOR ANIMALS INJURED OR KILLED BY DOGS DISCUSSED.

SYLLABUS:

1. *The provisions of Sections 5840 et seq., General Code, outlining the procedure to be followed in presenting claims for injuries to certain animals, caused by dogs, are all conditions precedent to the final consideration of said claims by the county commissioners.*

2. *When a claim for loss or injury to sheep, caused by a dog, has been approved by the township trustees and transmitted by them to the county commissioners, the county commissioners may allow the amount previously determined by the township trustees or a part thereof, or any amount in addition thereto as they may find to be just.*

COLUMBUS, OHIO, July 23, 1935.

HON. CHARLES W. LYNCH, *Prosecuting Attorney, Woodsfield, Ohio.*

DEAR SIR:—Your recent request for my opinion reads as follows:

"Two questions have been presented to this office, upon which we respectfully request your opinion. The questions are: