

It may be further noted that there were introduced in the 90th General Assembly, the House Bill No. 36, and Senate Bills 2 and 85, which in part sought to lower the rate of compensation of judges and clerks of elections, by amendment of section 4785-28, General Code. However, none of said bills was enacted into law.

In view of the foregoing, the conclusion is irresistible that the board of elections of a county has no power to reduce the compensation provided by section 4785-28, General Code, for judges and clerks of elections.

Inasmuch as I am of the opinion that a county board of elections has no authority to reduce the compensation provided for clerks and judges of elections by section 4785-28, General Code, your second question does not require an answer.

Respectfully,

JOHN W. BRICKER,

*Attorney General.*

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1603.

APPROVAL, CONTRACTS FOR HIGHWAY IMPROVEMENT IN HAMILTON COUNTY, OHIO.

COLUMBUS, OHIO, September 22, 1933.

HON. O. W. MERRELL, *Director of Highways, Columbus, Ohio.*

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1604.

MILFORD-HILLSBORO ROAD—CONTRACT FOR IMPROVEMENT OF PART THEREOF CONSTRUED (S. H. NO. 9, U. S. ROUTE NO. 50).

*SYLLABUS:*

*Contract for the improvement of part of the Milford-Hillsboro Road, S. H. No. 9, U. S. Route No. 50, construed.*

COLUMBUS, OHIO, September 23, 1933.

HON. O. W. MERRELL, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—I acknowledge receipt of your communication which reads as follows:

"I respectfully request your opinion on the following:

Under a letting of June 19, 1931, a contract was awarded to The S. Monroe & Son Company of Portsmouth, Ohio, for the widening with concrete and surfacing with T-25 of Sections P—Q—L—K—Pt—SH 9 in Brown and Highland Counties with proposal No. 1 in Brown County and proposal No. 2 in Highland County. It is stated in the two proposals that there should be a certain number of square yards of a certain average compacted depth.