

to your question, that under the provisions of section 13439-2, General Code, it is the duty of the court to assign counsel for an indigent prisoner. The prosecuting attorney may not in his official capacity oppose the appointment of counsel by the court on the ground that the accused is not indigent, unless requested by the court to investigate the matter and his opposition is a result of such investigation.

Respectfully,

JOHN W. BRICKER,
Attorney General.

2386.

APPROVAL—BONDS OF WELLSTON CITY SCHOOL DISTRICT, JACKSON COUNTY, OHIO—\$6,000.00.

COLUMBUS, OHIO, March 20, 1934.

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

2387.

APPROVAL — BONDS OF VILLAGE OF MURRAY CITY, HOCKING COUNTY, OHIO—\$3,560.00.

COLUMBUS, OHIO, March 20, 1934.

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

2388.

CHILDREN'S HOME—TRUSTEES THEREOF NOT OBLIGATED FOR CARE AND SUPPORT OF MINOR WHERE TEMPORARY COMMITMENT TERMINATED BY SUBSEQUENT ORDER OF JUVENILE COURT.

SYLLABUS:

1. *Under Sections 3093 and 1653 of the General Code, when the commitment of a minor to a children's home is merely temporary and such commitment is terminated by subsequent orders of the juvenile court and there is no further commitment by the juvenile court to the children's home, the trustees of such children's home are no longer obligated to provide for the care and support of such minors.*

2. *Care and support of minors after temporary commitment to a children's home is terminated discussed.*