

In view of the foregoing, it would appear that the powers granted to the township trustees in the section last above quoted, have not been taken away by the enactment of Section 3298-60, General Code. It therefore appears to be clear that if there is a volunteer fire company of such character as to give the assurance of permanency and efficiency, the township trustees may purchase fire apparatus and appliances for the use of said company. Furthermore, in my opinion No. 2376, issued under date of September 26, 1930, it was held as disclosed by the second branch of the syllabus:

“The board of township trustees may lawfully enter into a contract and pay a volunteer fire company for its services in furnishing fire protection to the township.”

I am therefore of the opinion, in specific answer to your question that Section 3298-60, does not authorize the township trustees to enter into a contract with a volunteer fire company to furnish fire protection to the township, for the reason that this section specifically mentions “city, village and township.” However, said section authorizing contracts by townships with other subdivisions in no wise cuts down the power to contract for fire protection with volunteer fire companies or to furnish equipment for volunteer fire companies under Section 3298-54, General Code.

Respectfully,
GILBERT BETTMAN,
Attorney General.

3599.

APPROVAL, BONDS OF STRUTHERS CITY SCHOOL DISTRICT, MAHONING COUNTY, OHIO—\$16,000.00.

COLUMBUS, OHIO, September 25, 1931.

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

3600.

APPROVAL, NOTES OF PERRY COUNTY, OHIO—\$17,000.00.

COLUMBUS, OHIO, September 25, 1931.

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