

From the foregoing it appears that the language employed in Section 5078-1, General Code, quoted in your Instructions to Absent Voters, is very clearly sufficiently comprehensive to include notaries public. The compensation to be received by notaries public is partially prescribed in Section 127, General Code, and further in Section 1746-2, General Code, providing for compensation for Justices of the Peace. In neither of these sections do we find provision for compensation for the particular services provided by Section 5078-3, General Code, in assisting voters.

Answering your question specifically, my opinion is that notaries public may not charge a fee for services performed in assisting absent voters under Section 5078-3, General Code.

Respectfully,

EDWARD C. TURNER,
Attorney General.

2759.

APPROVAL, BONDS OF THE VILLAGE OF CHESAPEAKE, LAWRENCE COUNTY, OHIO—\$6,240.00.

COLUMBUS, OHIO, October 19, 1928.

Industrial Commission of Ohio, Columbus, Ohio.

2760.

APPROVAL, BONDS OF CLEVES-NORTHBEND VILLAGE SCHOOL DISTRICT, HAMILTON COUNTY—\$31,000.00.

COLUMBUS, OHIO, October 19, 1928.

Industrial Commission of Ohio, Columbus, Ohio.

2761.

ELECTIONS—REGISTRATION CITIES UNDER 300,000 POPULATION—EXTRA COMPENSATION OF JUDGE OF ELECTION.

SYLLABUS:

1. *In registration cities containing less than three hundred thousand population there is no compensation provided for the judge carrying the returns to the deputy state supervisors or the judge carrying the returns to the county or township clerk or clerk or auditor of the municipality.*

2. *In registration cities containing less than three hundred thousand population, the judge of elections, who is selected as the chairman of the meeting for organization, shall receive one dollar for calling for the sealed package of ballots, and he is not entitled to any further compensation for delivering the ballots, poll books, tally sheets, etc.*

COLUMBUS, OHIO, October 19, 1928.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMEN:—This will acknowledge receipt of your recent communication requesting my opinion as follows: