

3110.

APPROVAL, BONDS OF AUGLAIZE COUNTY, \$124,000, FOR ROAD IMPROVEMENTS.

COLUMBUS, OHIO, May 17, 1922.

*Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.*

3111.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN RICHLAND AND ROSS COUNTIES.

COLUMBUS, OHIO, May 17, 1922.

*Department of Highways and Public Works, Division of Highways, Columbus, Ohio.*

3112.

WEIGHING JACKS—COUNTY COMMISSIONERS MAY, UNDER SECTION 2419 G. C., PURCHASE SAID JACKS FOR USE IN ENFORCEMENT OF SECTION 7246 G. C. (109 O. L. 546).

*County commissioners may in their discretion under authority of section 2419 G. C., purchase weighing jacks for use in the enforcement of the provisions of sections 7246 G. C. as amended, 109 O. L. 546, et seq., and relating to weights of vehicle and load upon the public highways.*

COLUMBUS, OHIO, May 18, 1922.

HON. LAWRENCE H. WEBBER, *Prosecuting Attorney, Elyria, Ohio.*

DEAR SIR:—YOU inquire whether your county commissioners have authority to purchase weighing jacks for use by deputy sheriffs in weighing trucks upon the road to see that they are not overloaded.

Your inquiry is somewhat more broadly stated than is necessary to a solution of the point involved; since the authority in question does not, for reasons herein-after pointed out, turn on the question whether the jacks are to be used "on the road". If they may be purchased at all, the purchase might just as well be for use at one central point, such as the court house grounds; and your inquiry will accordingly be answered upon this narrower basis.

Your inquiry has its origin in the amendments to sections 7246 et seq. as made by an act found in 109 O. L., page 546. That act, after prescribing maximum weights for vehicles and loads upon the public highways, makes further provision that

**"the sheriff of any county is hereby authorized to detail one or more deputies for the special work of enforcing the provisions of this act for such periods of time and in such manner as he shall deem necessary."**