www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

THE STATE OF OHIO

LEGISLATIVE ACTS

www.libtool.com.cn

PASSED

AND

JOINT RESOLUTIONS

Adopted

BY THE

EIGHTIETH GENERAL ASSEMBLY

At Its Special Session

BEGUN AND HELD IN THE CITY OF COLUMBUS,
JULY 20, 1914.

VOLUME CV.

STANFORD LIBRARY

Springfield, Ohio:
The Springfield Publishing Company,
State Printers.
1915.
Bound at the State Bindery.

Digitized by Google

www.libtool.com.cn

221478

STANFORD LIBRARY

Digitized by Google

www.libtool.com.cn

GENERAL LAWS

[House Bill No. 1.]

AN ACT

To amend sections 17 and 18 of an act entitled: "An act to further define the powers, duties and jurisdiction of the state liability board of awards with reference to the collection, maintenance and disbursement of the state insurance fund for the benefit of injured, and the dependents of killed employes and requiring contributions thereto by employers, and to repeal sections 1465-42, 1465-43, 1465-45, 1465-46, 1465-53, 1465-54, 1465-55, 1465-56, 1465-57, 1465-58, 1465-59, 1465-60, 1465-61, 1465-62, 1465-63, 1465-64, 1465-65, 1465-66, 1465-67, 1465-68, 1465-69, 1465-70, 1465-71, 1465-72, 1465-73, 1465-74, 1465-75, 1465-76, 1465-77, 1465-78, 1465-79 of the General Code," passed February 26, 1913, approved March 14, 1913, and filed in the office of the secretary of state March 17, 1913, relating to the amount to be contributed to the insurance fund by the state and its several subdivisions.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 17 and 18 of an act entitled: "an act to further define the powers, duties and jurisdiction of the state liability board of awards with reference to the collection, maintenance and disbursement of the state insurance fund for the benefit of injured, and the dependents of killed employes and requiring contributions thereto by employers, and to repeal sections 1465-42, 1465-43, 1465-45, 1465-46, 1465-53, 1465-54, 1465-55, 1465-56, 1465-57, 1465-58, 1465-59, 1465-60, 1465-61, 1465-62, 1465-63, 1465-64, 1465-65, 1465-66, 1465-67, 1465-68, 1465-69, 1465-70, 1465-71, 1465-72, 1465-73, 1465-74, 1465-75, 1465-76, 1465-77, 1465-78, 1465-79 of the General Code," passed February 26, 1913, approved March 14, 1913, and filed in the office of the secretary of state March 17, 1913, be and they are hereby amended to read as follows:

Section 1465-64. Sec. 17. In the month of January in the year 1914 the auditor of state shall draw his warrant on the treasurer of state, in favor of said treasurer as custodian of the state insurance fund, and for deposit to the credit of said fund, for a sum equal to one per centum of the amount of money expended by the state during the last preceding fiscal year, for the service of persons described in sub-division one of section fourteen hereof, which said sums are hereby appropriated and made available for such payments; and

When warrant shall be drawn and payment made to credit of fund.

Digitized by Google

thereafter in the month of January of each year, such sums of money shall in like manner be paid into the state insurance fund as may be provided by law; and it shall be the duty of the industrial commission of Ohio to communicate to the general assembly on the first day of each regular session thereof, an estimate of the aggregate amount of money necessary to be contributed by the state during the two years next ensuing as its proper portion of the state insurance fund.

www.pdfpdf.com.cn

Section 1465-65. Annual list for each county showing amount expended by and amount due from taxing districts.

Sec. 18. In the month of December of each year, the auditor of state shall prepare a list for each county of the state, showing the amount of money expended by each township, city, village, school district or other taxing district therein for the service of persons described in subdivision one of section fourteen hereof, during the fiscal year last preceding the time of preparing such lists; and shall file a copy of each such list with the auditor of the county for which such list was made, and copies of all such lists with the treasurer of state. Such lists shall also show the amount of money due from the county itself, and from each city, township, village, school district and other taxing district thereof, as its proper contribution to the state insurance fund, and the aggregate sum due from the county and such taxing districts located therein.

List shall not be filed when sufficient money in fund to the credit of a county.

Provided, however, that should the industrial commission of Ohio on or before the first day of December in any year certify to the auditor of state that sufficient money is in the state insurance fund to the credit of any county or counties to provide for the payment of compensation to the injured and to the dependents of killed employes of such county or counties and the several taxing districts therein for the ensuing year, the auditor of state shall not prepare and file with the county auditors and the treasurer of state said list or lists for such county or counties specified in such certificate; and it shall be the duty of the industrial commission of Ohio to make and file such certificate with the auditor of state whenever in its judgment there is sufficient money in the state insurance fund to the credit of any county or counties to provide for the probable disbursements required to be made to the injured and to the dependents of killed employes of such county or counties and the several taxing districts therein for the ensuing year.

SECTION 2. That original sections 17 and 18 of an act entitled: "An act to further define the powers, duties and jurisdiction of the state liability board of awards with reference to the collection, maintenance and disbursement of the state insurance fund for the benefit of the injured, and the dependents of killed employes and requiring contribution thereto by employers, and to repeal sections 1465-42, 1465-43, 1465-45, 1465-46, 1465-53, 1465-54, 1465-55, 1465-56, 1465-57, 1465-58, 1465-59, 1465-60, 1465-61, 1465-62, 1465-63, 1465-64, 1465-65, 1465-66, 1465-67, 1465-68, 1465-69, 1465-70, 1465-71, 1465-72, 1465-73, 1465-74, 1465-75, 1465-76 1465-77, 1465-78, 1465-79 of the General Code," passed

Digitized by Google

The sectional numbers on the margin hereof are designated as provided by law.
TIMOTHY S. HOGAN, *Attorney General.*

February 26, 1913, approved March 14, 1913, and filed in the office of the Secretary of State March 17, 1913, be and they are hereby repealed.

C. L. SWAIN,
Speaker of the House of Representatives.

W. A. GREENLUND,
President of the Senate.

Passed July 20, 1914.
Approved July 20, 1914.

JAMES M. COX,
Governor.

Filed in the office of the Secretary of State, July 20, 1914.
1G.

[Senate Bill No. 1.]

AN ACT

To amend sections 6859-1 (being section 1 of an act entiled "An act providing a levy and to create a fund for the purposes provided in the act passed May 31st, 1911, entitled, 'An act creating a state highway department, defining the duties thereof and providing aid in the construction and maintenance of highways and to repeal certain sections of the General Code,' approved June 9th, 1911, and for other purposes defined therein." 103 O. L. 155) and 7575 of the General Code, relating to the levying of taxes for highway, school and sinking fund purposes.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 6859-1 (being section 1 of an act entitled "an act providing a levy and to create a fund for the purposes provided in the act passed May 31st, 1911, entitled, 'an act creating a state highway department, defining the duties thereof and providing aid in the construction and maintenance of highways and to repeal certain sections of the General Code,' approved June 9th, 1911, and for other purposes defined therein." 103 O. L. 155) and 7575 of the General Code be amended to read as follows:

Creation of state highway improvement fund. Tax levy.

Sec. 6859-1. There shall be levied annually a tax of three-tenths of one mill on all the taxable property within the state to be collected as are other taxes due the state and the proceeds of which shall constitute the state highway improvement fund.

Tax levy for state common school fund.

Sec. 7575. For the purpose of affording the advantages of a free education to all the youth of the state, there shall be levied annually a tax of fifty-five thousandths of one mill on the grand list of the taxable property of the state, to be collected as are other state taxes and the proceeds of which shall constitute "the state common school fund," and for

Digitized by Google

the payment of interest on the irreducible or trust fund debt for school purposes, twenty-five ten thousandths of one mill, such fund to be styled "the sinking fund."

The sectional numbers herein are in conformity to the General Code. TIMOTHY S. HOGAN, *Attorney General.*

SECTION 2. That said original sections 6859-1 and 7575 of the General Code be and the same are hereby repealed.

www.libtool.com.cn

C. L. SWAIN,
Speaker of the House of Representatives,

W. A. GREENLUND,
President of the Senate.

Passed July 20, 1914.
Approved July 20, 1914.

JAMES M. COX,
Governor.

Filed in the office of the Secretary of State, July 20, 1914.
2G.

[Senate Bill No. 3.]

AN ACT

To provide for the conservation of the oil, gas, coal and other minerals upon the school and ministerial lands of the state, and to amend sections 3209-1, 3210, 3214, 3222, 3232 and 3233 of the General Code, and to enact new sections to be known as sections 3211-1 and 3229-1 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 3209-1, 3210, 3214, 3222, 3232 and 3233 be amended to read as follows:

Auditor of state authorized to lease unsold portions of sections 16 and 29 and other land in lieu thereof for oil, gas or other minerals.

Sec. 3209-1. The auditor of state is hereby authorized to lease for oil, gas, coal, or other minerals, any unsold portions of section sixteen and section twenty-nine, or other lands granted in lieu thereof, of the original surveyed townships, for the support of schools and religion, to any person, persons, partnership or corporation, upon such terms and for such time as will be for the best interest of the beneficiaries thereof, but nothing herein shall be construed so as to require the auditor to so lease; and the auditor of state in such lease is empowered to grant to such lessee the right to use so much of the surface of such land as may be reasonably necessary to carry on the work of prospecting for, extracting, piping, storing and removing all oil, or gas, or prospecting for and producing coal or other minerals, and for sinking shafts, depositing waste material and maintaining such buildings and constructions as may be reasonably necessary for the mining, handling and removal of such coal or other minerals; provided, however, that such lease shall require the lessee to pay all damage to the holder of the lease holding under a lease from the trustees of the original township.

Digitized by Google

When question of damages submitted to arbitration; where award shall be filed.

Should the lessee of the gas, oil, coal, or other minerals, be unable to agree with the lessee holding under lease from the trustees of the original township, upon the damages sustained by the latter by reason of such occupancy of the surface, then the determination of the damages shall be submitted to the arbitrament or umpirage of a commission of three consisting of one person selected by each of the lessees, and one person selected by the attorney general. Such commission shall hear evidence, shall have the powers given to arbitrators under the provisions of chapter 1, division 9, title 4, of the General Code, and shall make an award in writing, signed by a majority of them. Such award shall be filed with the auditor of state and shall be binding upon all parties.

www.libpof.com.cn

Proceedings on failure to pay damages awarded.

Should the lessee of the oil, gas, coal, or other minerals, fail to pay the damages so awarded, the auditor of state shall file a certified copy of the award in the court of common pleas of the county in which the lands, or the greater part of the lands, may be located, and proceedings thereon may be had as provided for awards of arbitrators by sections 12155, 12156, 12158, of the General Code.

Settlement for minerals taken from lands prior to lease; approval by governor and attorney general.

In the event of any productive oil or gas wells having been drilled on any of said lands or coal or other minerals taken therefrom prior to obtaining a lease therefor, said auditor of state is hereby authorized to settle, adjust and compromise with the person, persons, firm or corporation, drilling such wells or removing other minerals upon such terms as may be just and equitable to such persons, and for the best interest of the beneficiaries of said lands. Provided that before any such lease, settlement, adjustment or compromise shall be binding, or in any manner affect existing rights or claims, the same shall be presented to and approved by the governor and attorney general, and providing further, that all moneys arising from any such lease, settlement, adjustment or compromise shall be paid to the treasurer of state monthly, to be disposed of in the same manner as is provided by law for the proceeds of sale of said section.

Re-entry and further procedure when satisfactory settlement cannot be secured.

And further provided, that if, in such cases, a satisfactory settlement cannot be secured, then upon ten days' notice upon the persons sought to be dispossessed the auditor of state by and with the consent of the attorney general and governor is authorized to re-enter upon such lands, to hold such oil or gas wells or coal or mineral developments with all the appurtenances thereunto belonging, and to either lease the same under the provisions of this act, or to operate such producing wells, or developments and dispose of the proceeds upon the market, and also to pay the net proceeds arising therefrom into the state treasury to the credit of the irreducible debt of the state, to be held and disbursed as other monies derived from sales of school and ministerial lands, and he shall also file a detailed statement of all receipts and expenditures covering such operation and sale.

Digitized by Google

When facts shall be submitted to board of arbitration.

If it should be made to appear to the auditor, attorney general and governor that the occupancy of such lands, so re-entered, and the making of improvements thereon in the development of such gas or oil wells, or coal or other minerals, was in good faith, there shall be submitted all the facts to a board of arbitration, one member of which shall be appointed by the governor, one by the auditor of state and one by the trespasser, and such board of arbitration shall determine what just and equitable settlements shall be made with such trespasser for such improvements and the auditor of state is authorized and directed to make a settlement with such trespasser in accordance with the finding of such arbitration board.

School lands may be sold; sales shall reserve to the state all oil, gas and other minerals.

Sec. 3210. Section sixteen and all lands instead thereof, granted for school purposes, may be sold, and such sales shall be according to the regulations hereinafter prescribed. The proceedings for the sale of such lands for which a deed has been duly executed and delivered by the state to the purchaser thereof at such sale, or his assigns, shall be conclusively presumed to be regular and according to law, but this provision shall not apply to, or affect, pending litigation. Provided, that such sales shall exclude all oil, gas, coal, or other minerals on or under such lands, and all deeds executed and delivered by the state shall expressly reserve to the state all gas, oil, coal, or other minerals, on or under such lands, with the right of entry in and upon said premises for the purpose of selling or leasing the same, or prospecting, developing or operating the same, and this latter provision shall affect and apply to pending actions.

Appraisement of lands; existence of minerals excluded.

Sec. 3214. If the court is satisfied that the statements of the petition are true, it shall appoint three persons to divide and appraise the lands according to the prayer of such petition. After being duly sworn before an officer authorized to administer oaths, and taking to their aid, if they think necessary, the county surveyor, such appraisers shall proceed to divide such lands into such parcels or tracts as, in their opinion, will be best for the sale thereof, and return in writing such divisions, suitably numbered and described, to the court with a just valuation of each separate division in money.

In making such valuation the appraisers shall exclude from their considerations the existence or possible existence of oil, gas, coal, or other minerals upon such lands.

Appraisers of such leases and how valuation shall be made.

Sec. 3222. On being satisfied of the truth of the facts set forth in such petition, the court shall appoint such appraisers who shall proceed under oath to make a just valuation of the premises in money without reference to the improvements made thereon under and by reason of such lease, or to any gas, oil, coal, or other minerals that may be upon such lands, and shall return such valuation in writing to the court. If satisfied that the valuation is just, the court shall confirm it, and order it, with the petition and other proceedings therein to be recorded.

Digitized by Google

Final certificate to purchaser on sale and payment for land; deed.

Sec. 3232. Except when sold under proceedings in civil action, when such lands so sell the purchaser shall pay to the treasurer of the county the amount so bid for such premises. On producing to the auditor the treasurer's receipt for such payment, the auditor shall give him a final certificate, stating the fact of such sale, the name of the purchaser, description of the lands sold, the amount for which sold, the payment thereof, and that the purchaser is entitled to receive from the state a deed in fee simple therefor pursuant to the provisions and conditions of section 3210 of the General Code, on producing to the proper officer such certificate.

Final certificate in other cases.

Sec. 3233. When the purchaser or lessee, his heirs or assigns, has made payment in full, the auditor shall give such person a final certificate, containing, in addition to the former one, the fact of payment in full and that such person is entitled to receive from the state a deed in fee simple pursuant to the provisions and conditions of section 3210 of the General Code, for such premises, on presentation of this certificate to the proper officer.

SECTION 2. That new sections 3211-1 and 3229-1 be enacted as follows:

Notice to auditor when vote is to be taken.

Sec. 3211-1. Whenever a vote is caused to be taken pursuant to sections 3211-3223 of the General Code, the trustees shall mail a certified notice thereof to the auditor of state at least thirty days prior to the taking of such vote.

Notice of pendency of proceedings to sell before order shall issue.

Section 3229-1. In proceedings commenced under the provisions of sections 3213, 3221, 3231 and 3237, notice of the pendency thereof shall be given to the auditor of state thirty days before any order of court may issue therein, and all orders of the court and returns of appraisers under sections 3214, 3218, 3219, 3220 and 3222 of the General Code shall be certified to the auditor of state ten days prior to any action or proceedings thereunder. The auditor of state or attorney general may intervene in any such proceedings.

SECTION 3. That original sections 3209-1, 3210, 3214, 3222, 3232 and 3233 be and the same are repealed.

In sales and leases of canal and other state lands, oil, gas and other minerals shall be reserved.

SECTION 4. All sales or leases of canal, public or other state land shall exclude all oil, gas, coal or other minerals on or under such lands, and all deeds executed and delivered by the state shall expressly reserve to the state all gas, oil, coal or other minerals on or under such lands with the right of entry in and upon said premises for the purpose of selling or leasing the same, or prosecuting, developing or operating the same and this provision shall affect and apply to pending actions.

Sections in conflict with this act are repealed.

SECTION 5. All sections of the General Code and the amendments thereto in conflict with provisions of this act, shall be and hereby are repealed; and should any of the provisions or parts thereof of this act be declared to be unconstitutional, such decision shall not affect any other part hereof.

Emergency law.

SECTION 6. This act is hereby declared to be an emergency law necessary for the immediate preservation of the

Digitized by Google

The sectional numbers herein are in conformity to the General Code.
TIMOTHY S. HOGAN,
Attorney General.

public safety. The necessity therefor lies in the fact that the state is now suffering, and is being threatened with, great financial loss by reason of the waste and loss of valuable mineral resources now in existence on the lands described in the act and which if immediately conserved will result in great material benefit to the state and its citizens.

www.nbtool.com.cn

C. L. SWAIN,
Speaker of the House of Representatives.
W. A. GREENLUND,
President of the Senate.

Passed July 20, 1914.
Approved July 20, 1914.

JAMES M. COX,
Governor.

Filed in the office of the Secretary of State, July 20, 1914.
3G.

Digitized by Google

www.libtool.com.cn

JOINT RESOLUTIONS

[Senate Joint Resolution No. 1.]

JOINT RESOLUTION

Notifying governor that General Assembly is in session.

Be it resolved by the General Assembly of the State of Ohio:

That a committee of three on the part of the Senate and five on the part of the House of Representatives be appointed to notify the governor that the general assembly is now in extraordinary session in obedience to his call.

C. L. SWAIN,
Speaker of the House of Representatives.
W. A. GREENLUND,
President of the Senate.

Adopted July 20, 1914.

1.

[House Joint Resolution No. 2.]

JOINT RESOLUTION

Relative to enrolling certain bills in typewriting.

WHEREAS, On account of the lack of time it is impossible to enroll Senate Bills Numbers 1 and 3 and Senate Joint Resolution Number 1 and House Bill Number 1 and House Joint Resolutions Numbers 2 and 3 in print as is provided in section 66 of the General Code, therefore,

Be it resolved by the General Assembly of the State of Ohio:

That S. B. No. 1, S. B. No. 3, S. J. R. No. 1, H. B. No. 1, H. J. R. No. 2 and H. J. R. No. 3 be enrolled in typewriting.

C. L. SWAIN,
Speaker of the House of Representatives.
W. A. GREENLUND,
President of the Senate.

Adopted July 20, 1914.

2.

Digitized by Google

[House Joint Resolution No. 3.]

JOINT RESOLUTION

Relative to adjournment.

www.libtool.com.cn

Be it resolved by the General Assembly of the State of Ohio:

That when the Senate and House of Representatives adjourn today, July 20th, 1914, it be sine die.

C. L. SWAIN,
Speaker of the House of Representatives.
W. A. GREENLUND,
President of the Senate.

Adopted July 20, 1914. 3

Digitized by Google

www.libtool.com.cn

STATE OF OHIO,
OFFICE OF THE SECRETARY OF STATE.

I, CHAS. H. GRAVES, secretary of state of the state of Ohio, do hereby certify that the foregoing acts and joint resolutions were printed under and by the authority of the general assembly of said state, and that the same are true copies, copied from the original rolls on file in this office of the acts passed and the joint resolutions adopted by the eighteenth general assembly of the state of Ohio, at its special session, begun July 20, 1914, and ended July 20, 1914, and held in the city of Columbus.

In testimony whereof, I have hereunto subscribed my name, and affixed my official seal, at Columbus, the 25th day of July, A. D. 1914.

CHAS. H. GRAVES,
Secretary of State.

(Seal)

Digitized by Google

TIMES FOR HOLDING THE COURTS OF APPEALS AND COURTS OF COMMON PLEAS IN OHIO IN 1914.

Counties.	County Seats.	Appellate District.	Courts of Appeals.	District.	Sub-Division.	Courts of Common Pleas.
Adams	West Union	4	March 17, November 24	7	3	February 16, May 18, October 12.
Allen	Lima	3	January 6, September 16	3	1	January 5, April 13, November 9.
Ashland	Ashland	5	April 21, October 20	6	2	January 12, April 6, September 14.
Ashtabula	Jefferson	7	January 26, August 31	9	3	January 5, April 6, September 28.
Athens	Athens	4	January 13, October 13	7	1	February 9, May 4, November 9.
Auglaize	Wapakoneta	3	January 6, September 16	8	2	January 5, April 6, October 5.
Belmont	St. Clairsville	7	May 11, December 7	8	2	January 6, March 24, September 22.
Brown	Georgetown	4	March 24, November 26	5	1	January 13, April 28, October 13.
Butler	Hamilton	1	April 13, October 12	2	1	January 5, May 4, October 5.
Carroll	Carrollton	7	February 10, September 15	9	1	January 12, May 11, September 21.
Champaign	Urbana	2	April 8, October 28	2	2	January 5, May 4, October 5.
Clark	Springfield	2	May 18, November 30	2	2	January 5, May 4, October 5.
Clermont	Batavia	1	April 6, October 5	5	1	January 19, April 13, September 28.
Clinton	Wilmington	1	April 27, October 26	2	3	January 5, May 4, October 5.
Columbiana	Lisbon	7	April 6, November 9	9	1	January 19, May 18, September 14.
Coshocton	Coshocton	5	May 26, November 24	6	3	January 12, April 6, September 14.
Crawford	Bucyrus	3	January 6, September 16	10	2	January 26, May 11, October 12.
Cuyahoga	Cleveland	8	January 5, October 13	11		January 5, April 6, July 13, September 1.
Darke	Greenville	2	April 27, November 16	2	2	January 5, May 4, October 5.
Defiance	Defiance	3	January 6, September 16	3	3	January 12, May 4, November 2.
Delaware	Delaware	5	May 19, December 1	6	1	January 5, April 6, September 14.
Erie	Sandusky	6	April 6, September 21	4	1	January 5, April 6, September 14.
Fairfield	Lancaster	5	April 7, September 15	7	2	January 5, April 20, October 26.
Fayette	Washington C. H.	2	May 11, November 23	5	2	January 5, May 4, October 5.
Franklin	Columbus	2	January 5, September 14	5	3	January 5, April 13, September 14.
Fulton	Wauseon	6	May 18, November 4	3	3	March 23, June 8, October 26.
Gallia	Gallipolis	4	February 10, November 4	7	2	January 5, April 6, September 28.
Geauga	Chardon	7	February 4, September 9	9	3	January 5, April 6, September 14.
Greene	Xenia	2	March 30, October 19	2	3	January 5, May 4, October 5.
Guernsey	Cambridge	7	April 20, November 16	8	1	February 2, May 4, October 12.
Hamilton	Cincinnati	1	January 5, November 2	1		1st Monday January, April, July and October.
Hancock	Findlay	3	January 6, September 16	10	1	January 5, April 13, September 14.
Hardin	Kenton	3	January 6, September 16	10	1	February 9, May 11, September 21.
Harrison	Cadiz	7	April 27, November 23	8	3	January 6, March 24, September 1.
Henry	Napoleon	3	January 6, September 16	3	2	January 6, April 7, September 29.
Highland	Hillsboro	4	March 31, December 1	5	2	January 5, May 4, October 5.
Hocking	Logan	4	January 20, October 20	7	2	January 12, April 20, October 26.
Holmes	Millersburg	5	April 2, October 27	6	3	February 9, May 4, October 12.
Huron	Norwalk	6	April 13, September 28	4	1	January 12, April 13, September 21.
Jackson	Jackson	4	May 5, December 17	7	3	January 19, April 20, September 21.
Jefferson	Steubenville	7	May 14, December 14	8	3	January 5, April 6, September 8.
Knox	Mt. Vernon	5	March 24, October 13	6	1	February 2, May 4, October 19.
Lake	Painesville	7	February 2, September 7	9	3	January 26, May 4, October 12.
Lawrence	Ironton	4	February 17, November 10	7	3	January 19, May 11, November 16.
Licking	Newark	5	March 3, October 6	6	1	January 5, April 6, September 14.

www.libtool.com.cn

Digitized by Google

Logan	Bellefontaine	3	January 6, September 16	10	3	January 2, May 11, October 19.
Lorain	Elyria	8	April 6, October 5	4	2	January 5, April 6, September 28.
Lucas	Toledo	6	January 5, November 9	4	3	January 5, April 6, September 14.
Madison	London	2	April 6, October 26	5	2	February 23, May 18, November 2.
Mahoning	Youngstown	7	March 2, October 5	9	2	January 5, May 4, September 7.
Marion	Marion	3	January 6, September 16	10	2	January 26, May 11, October 12.
Medina	Medina	8	April 2, September 29	4	2	January 12, April 13, September 21.
Meigs	Pomeroy	4	February 3, October 29	7	2	February 2, May 4, October 26.
Mercer	Celina	3	January 6, September 16	3	1	February 9, May 11, November 9.
Miami	Troy	2	April 13, November 2	2	2	January 5, April 6, October 5.
Monroe	Woodsfield	7	May 5, December 1	7	1	January 6, March 31, September 22.
Montgomery	Dayton	2	May 25, December 7	2	3	January 5, April 6, October 5.
Morgan	McConnelsville	2	May 14, November 4	2	3	January 6, April 7, October 6.
Morrow	Mt. Gilead	5	June 2, December 8	6	2	January 26, April 20, September 28.
Muskingum	Zanesville	5	May 5, November 10	8	1	January 5, April 6, September 21.
Noble	Caldwell	7	May 4, November 30	8	1	January 5, April 6, September 14.
Ottawa	Port Clinton	6	April 27, October 12	4	1	February 16, April 20, November 9.
Paulding	Paulding	3	January 6, Septmber 16	3	3	January 12, April 13, October 5.
Perry	New Lexington	5	April 28, November 17	7	1	January 12, March 24, November 9.
Pickaway	Circleville	4	April 7, December 8	5	2	January 5, April 6, October 5.
Pike	Waverly	4	April 28, December 15	7	3	March 23, May 18, November 9.
Portage	Ravenna	7	February 23, September 28	9	2	January 5, April 6, September 7.
Preble	Eaton	2	April 22, November 11	2	2	January 5, May 4, October 5.
Putnam	Ottawa	3	January 6, September 16	3	2	February 23, May 25, November 2.
Richland	Mansfield	5	January 6, September 8	6	2	January 5, April 6, September 14.
Ross	Chillicothe	4	April 14, December 10	5	2	January 5, April 6, October 5.
Sandusky	Fremont	6	April 20, October 5	4	1	January 5, April 6, September 14.
Scioto	Portsmouth	4	March 3, November 17	7	3	February 9, April 20, September 14.
Seneca	Tiffin	3	January 6, September 16	10	1	January 5, April 13, September 21.
Shelby	Sidney	2	April 20, November 9	3	1	January 5, April 20, October 19.
Stark	Canton	5	February 3, September 29	9	1	January 5, May 4, September 14.
Summit	Akron	8	March 23, September 16	4	2	January 5, April 13, September 21.
Trumbull	Warren	7	February 16, September 21	9	2	January 19, April 20, September 21.
Tuscarawas	New Philadelphia	5	June 9, December 15	8	3	January 5, April 6, September 14.
Union	Marysville	3	January 6, September 16	10	3	January 5, April 6, September 14.
Van Wert	Van Wert	3	January 6, September 16	3	3	January 19, May 4, November 9.
Vinton	McArthur	4	January 27, October 27	7	2	March 16, June 1, December 7.
Warren	Lebanon	1	April 30, October 29	2	3	January 5, April 6, October 12.
Washington	Marietta	4	January 6, October 6	7	1	January 12, April 20, October 12.
Wayne	Wooster	5	January 27, September 22	6	3	February 9, May 4, October 12.
Williams	Bryan	6	May 11, October 26	3	3	February 23, May 4, September 28.
Wood	Bowling Green	6	May 4, October 19	10	1	January 5, April 13, September 14.
Wyandot	Upper Sandusky	3	January 6, September 16	10	2	February 16, June 8, September 21.

The State of Ohio,
Office of the Secretary of State.

I, CHAS. H. GRAVES, Secretary of State of the State of Ohio, do hereby certify that the foregoing is a correct statement of the times for holding the Courts of Appeals and Courts of Common Pleas in the several counties of the State of Ohio, in the year 1914, taken from the official lists returned by the judges of said Courts to this office.

Witness my hand and official seal, this twenty-fourth day of November, A. D. 1913.

(Seal.)

CHAS. H. GRAVES,
Secretary of State.

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Index to Laws

ARBITRATION— Page.

Damages, question of, submitted to when lessees of surface and mineral rights in leased school lands fail to agree---------- 7

Damages, question of, submitted to on failure to agree as to amount of product taken from school lands prior to lease thereof---------- 7

AUDITOR OF STATE—

Authority of, to settle for minerals removed from school lands prior to lease thereof ---------- 7

Authorized to draw warrant for amount to be deposited to the credit of state insurance fund---------- 3

Authorized to re-enter and hold developments and appurtenances on school lands, when---------- 7

Lease of unsold portions of school lands for oil, gas, coal, etc., by---- 6

List of expenditures from state insurance fund in taxing districts filed with county auditors by---------- 4

List prepared by, for each county showing expenditure of each taxing district from state insurance fund---------- 4

List shall not be made by, for county auditor and treasurer of state, upon filing certificate by industrial commission showing sufficient money to the credit of any county to pay compensation--------- 4

Notice to, before vote taken to sell school lands---------- 9

Notice to, of pendency of action to sell school lands---------- 9

Powers and duties of, under authority to lease school lands for oil, gas, coal and other minerals---------- 6, 9

Procedure by, when lessee of rights in leased school lands fails to pay damages awarded ---------- 7

CANAL AND OTHER STATE LANDS—

Deed for sale of, or lease of, shall reserve to the state all oil, gas, coal and other minerals---------- 9

COUNTY—

Lists filed with the auditor of, showing amount expended in taxing districts thereof and amount due to state insurance fund---------- 4

When no list shall be filed in and no contribution required from to state insurance fund---------- 4

COUNTY AUDITOR—

Final certificate issued by, to purchaser of school land---------- 9

DAMAGES—

Procedure in collection of, when lessee of rights in school lands fails to pay award ---------- 7

Question of, submitted to arbitration when lessees of surface and mineral rights in school lands fail to agree---------- 7

DEED—

Canal or other state lands conveyed by, shall reserve to state all oil, gas, coal and other minerals---------- 9

School lands conveyed by, shall reserve to state all oil, gas, coal and other minerals ---------- 8

Digitized by Google

	Page.
EMPLOYES—	
Amendment of act relative to compensation for injured and dependents of killed	3
FINAL CERTIFICATE—	
Issue of, to purchaser of school lands upon payment in full	9
GENERAL ASSEMBLY—	
Report by industrial commission to, of estimate to be contributed by the state to the state insurance fund	3
GENERAL CODE—	
Section 1465-64, amended	3
Section 1465-65, amended	4
Section 3209-1, amended	6
Section 3210, amended	8
Section 3211, supplemented	9
Section 3214, amended	8
Section 3222, amended	8
Section 3229, supplemented	9
Section 3232, amended	9
Section 3233, amended	9
Section 6859-1, amended	5
Section 7575, amended	5
INDUSTRIAL COMMISSION—	
Certificate by, to auditor of state that no lists showing expenditure and amount due from taxing districts shall be filed with county auditor and treasurer of state, shall be made when	4
Estimate by, to general assembly of state's contribution to the state insurance fund	3
LISTS—	
Auditor of state shall prepare, showing amount expended from and amount due to state insurance fund from taxing districts	4
NOTICE—	
Pendency of action to sell school lands, to auditor of state	9
Sale of school lands, to auditor of state before vote taken	9
SCHOOLS—	
Annual tax levy for maintenance of state common	5
SCHOOL LANDS—	
Appraisement of, shall exclude the existence of oil, gas, coal and other minerals	8
Auditor of state authorized to lease unsold portions of, for oil, gas, coal and other minerals	6
Auditor of state authorized to settle for minerals removed from, prior to lease thereof	7
Damages, question of, submitted to arbitration when lessees of surface and mineral rights in, fail to agree	7
Deed for, in case of sale shall reserve to the state all oil, gas, coal and other minerals	8
Notice to auditor of state prior to voting on question of sale of	9
Notice to auditor of state of pendency of action to sell	9
Sale of, and proceedings therein	8
SINKING FUND—	
Annual tax levy for	5
STATE COMMON SCHOOLS—	
Annual tax levy for	5

Digitized by Google

	Page.
STATE HIGHWAY IMPROVEMENT FUND—	
Annual tax levy for	5
Creation of	5
STATE INSURANCE FUND—	
Amount due to, from taxing districts shall be shown by auditor's lists	4
Amount to be paid to credit of, by state	3
Appropriations for, how made available	3
County not required to contribute to, when	4
List for each county prepared by auditor of state showing expenditures from each taxing district from	4
Time of payment to credit of	3-4
When certificate by industrial commission showing sufficient money to the credit of any county to pay compensation is filed with auditor of state, no list of amounts due shall be filed	4
TAX LEVY—	
Annual, for state common schools	5
Annual, for sinking fund	5
Annual, for state highway improvement fund	5
TREASURER OF STATE—	
Copies of lists showing expenditures from state insurance fund in taxing districts filed with	4
Custodian of state insurance fund	3
TIMES OF HOLDING COURTS, 1914	14
WORKMEN'S COMPENSATION—	
Amendment of sections 1465-64 and 1465-65 relative to compensation for injured and dependents of killed employes	3
County not required to contribute to state insurance fund, when	4

Index to Joint Resolutions

	Page.
ADJOURNMENT—	
Second special session of the eightieth general assembly	12
ENROLLMENT—	
Senate bills numbered 1 and 3, senate joint resolution numbered 1, house bill numbered 1, house joint resolutions numbered 2 and 3, in typewriting	11
GENERAL ASSEMBLY—	
Adjournment of second special session of the eightieth	12
Notice to governor by, of assembling of the eightieth in extrordinary session	11
GOVERNOR—	
Notice to, that general assembly is in extraordinary session	11

Digitized by Google

www.libtool.com.cn

Digitized by Google

THE STATE OF OHIO

www.libtool.com.cn

LEGISLATIVE ACTS

PASSED

AND

JOINT RESOLUTIONS

Adopted

BY THE

EIGHTY-FIRST GENERAL ASSEMBLY

At Its Regular Session

WHICH BEGAN JANUARY 4, 1915.

VOLUME CVI.

Springfield, Ohio:
The Springfield Publishing Company,
State Printers.
1915.
Bound at the State Bindery.

8—G. & L. A.

Digitized by Google

www.libtool.com.cn

Digitized by Google

GENERAL LAWS

www.libtool.com.cn

[Senate Bill No. 80.]

AN ACT

To make an appropriation of $17,500 for the purchase of an armory building in Cincinnati, O., for the use of the Ohio National Guard.

Be it enacted by the General Assembly of the State of Ohio:

Appropriation for purchase of armory building in Cincinnati.

SECTION 1. That the sum of $17,500 be and the same is hereby appropriated out of any monies in the state treasury to the credit of the appropriation designated in H. B. No. 47, 104 O. L. page 64, approved February 17, 1914, as "Maintenance F Ohio National Guard" to the use of the state armory board for the purchase of real estate. Said real estate consisting of the following described premises situate in section 13, town 3, fractional range 2 of the Miami purchase and in the city of Cincinnati, county of Hamilton and state of Ohio, and more particularly described as follows:

Description of premises.

Commencing at a point on the north line of Helen or Nellie street 35 feet west of the east line of section 13, Millcreek township; thence northwardly on the line making a northwest angle with the north line of Helen or Nellie street of 75 degrees 34 minutes 225.80 feet to the north line of the McCormick property; thence westwardly with the said McCormick line 107.30 feet; thence southwardly parallel with the first described line 247.13 feet to the north line of Helen or Nellie street; thence east with the north line of Helen or Nellie street, to the place of beginning. Being a lot of ground fronting 100 feet on the north side of Helen or Nellie street and extending northwardly between parallel lines to the north line of the McCormick property and being bounded on the east by Burnet avenue as conveyed to the city of Cincinnati by William J. McCormick by deed dated April 21, 1901, and recorded in book 864, page 205.

Also, the following described real estate, situate in same section, town, county and state as aforesaid, and bounded as follows to-wit: Commencing at a point on the north line of Helen street 135 feet west of the east line of section 13, Millcreek township; thence northwardly on a line making a northwest angle with the north line of Helen or Nellie street of 75 degrees 34 minutes 247.13 feet to the north line of the McCormick property; thence westwardly with said McCormick's line 5.365 feet; thence southwardly parallel with the first described line 248.20 feet to the north line of Helen or Nellie street; thence east with said north line of Helen or Nellie street 5 feet to the place of beginning.

Being a lot fronting 5 feet on the north side of Helen or Nellie street and extending northwardly between parallel lines to the north line of the McCormick property.

Digitized by Google

Also, the following real estate, situate in the city of Cincinnati, county of Hamilton and state of Ohio, and being a part of lot 26 of Reakirt and Donaldson's subdivision as the same is recorded in plat book 5, pages 62 and 63, Hamilton county, Ohio records of plats and described as follows:

www.hbloo.com.cn

Beginning at a point on the east side of Cumberland street at the northwest corner of said lot 26; thence eastwardly along the north line of said lot 58 feet, more or less to a point where said line is intersected by the middle line of Burnet avenue produced northwardly; thence southwardly along said middle line of Burnet avenue produced 30 feet, more or less to the south line of said lot 26; thence westwardly along said south line 60 feet more or less to the east line of Cumberland street; thence northwardly along the east line of Cumberland street 18.65 feet to the place of beginning.

Also, the following described real estate in the city of Cincinnati, county of Hamilton and state of Ohio, and being a part of lot 73 of Reakirt and Donaldson's subdivision as aforesaid and bounded and described as follows, to-wit:

Beginning at a point in the south line of said lot No. 73 where the same is intersected by the west line of a 5 foot strip conveyed to said Riding club of Cincinnati by William J. McCormick by deed recorded in book No. 778, page 502 records aforesaid; thence northwardly along the west line of said 5 foot strip extended 59.55 feet, more or less to the north line of said lot 73; thence eastwardly along the said north line of said lot No. 73, —— feet to the west line of Cumberland street; thence southerly along the west line of Cumberland street 59.55 feet, more or less, to the southeast corner of said lot 73; thence westwardly along said south line to the place of beginning, together with the buildings thereon.

Donation of land.

Said purchase being made in accordance with an agreement whereby said land shall be donated to the state of Ohio in consideration of the purchase by the state of all the buildings thereon for the sum of $17,500. And said sum is hereby transferred from said original appropriation account and set over to the credit of the appropriation account hereby created. Said money shall be paid under the provisions of section 5269 of the General Code.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed February 11, 1915.
Approved February 11, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of February, A. D. 1915.

1G.

Digitized by Google

[House Bill No. 94.]

AN ACT

www.libtool.com.cn

To amend section 1891 of the General Code, so as to provide for admission of feeble-minded youths to state institutions.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1891 of the General Code be amended to read as follows:

Sec. 1891. The trustees of the institutions for feeble minded youth, may admit thereto all youth of this class not over fifteen years of age who have been residents of the state for one year, and are not capable of receiving instruction in the common schools.

Who may be admitted.

SECTION 2. That original section 1891 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHAS. D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed February 11, 1915.
Approved February 12, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 13th day of February, A. D. 1915.

2G.

[House Bill No. 23.]

AN ACT

To amend section 1441 of the General Code, regulating the size of the meshes used in fish nets in the Lake Erie fishing district.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1441 of the General Code be amended to read as follows:

Sec. 1441. In the Lake Erie fishing district the meshes of the back of the crib or car of all nets used in fishing shall hang squarely not be less than two and seven eighths inches, factory measure, length and width, except on the edges of the back next to the corner or side lines for a distance on each side equal in width to one-third of the width of such back. The mesh herein specified shall be on the middle of such back and extend from the top to the bottom thereof. On and after March 19, 1917, the meshes of the entire back of the crib or car of all trap or fyke nets used in fishing in said district, shall be not less than three inches in length and width, stretched mesh. In case of fyke nets the mesh herein specified may be placed in the space between the last

Digitized by Google

two hoops thereof, instead of in the back of the crib or car, such space to be not less than three feet in width. When such large mesh is placed in the back of the crib or car, no puckering back shall be used. A gill net shall not be used having meshes less than three inches stretched mesh, factory measure.

SECTION 2. That said original section 1441 of the General Code be and same is hereby repealed.

Emergency act.

SECTION 3. An emergency is hereby declared to exist, by reason whereof it is necessary for the immediate preservation of the public peace and safety and to protect the fishermen of this state from great expense and serious pecuniary loss that this act take effect from and after its passage and approval.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHAS. D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed February 11, 1915.
Approved February 12, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus. Ohio, on the 13th day of February, A. D. 1915.
3G.

[Senate Bill No. 99.]

AN ACT

To amend section 2250 of the General Code relating to the annual salaries of appointive state officers and employes, and to repeal said original section 2250 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2250 of the General Code be amended to read as follows:

Sec. 2250. The annual salaries of the appointive state officers and employes herein enumerated shall be as follows:

Salaries of appointive state officers.

Superintendent of insurance four thousand five hundred dollars;

Superintendent of banks, five thousand dollars.

Supervisor of public printing, two thousand dollars.

State librarian, three thousand dollars; assistant state librarian, one thousand two hundred dollars.

Commissioner of soldiers' claims, two thousand five hundred dollars.

Secretary of state board of health, three thousand five hundred dollars.

Digitized by Google

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That said original section 2250 of the General Code be, and the same is hereby repealed.

www.libtool.com.cn

CHAS. D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed February 16, 1915.
Approved February 16, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 16th day of February, A. D. 1915.

4G.

[House Bill No. 167.]

AN ACT

Granting permission to the Hocking Power Company to construct a transmission line across state property, being outlots 51 and 56 in the city of Athens.

Be it enacted by the General Assembly of the State of Ohio:

Permission to construct transmission line in Athens, across state property.

SECTION 1. That the Hocking Power Company its successors and assigns be given the right to enter in and upon such part or parts of said outlots No. 51 and 56 in said city of Athens and to construct, maintain and operate thereon an electrical transmission line consisting of poles, wires, cross arms, insulators and other material and equipment, that it be used for transmission line only and locate the same as may be agreed upon by said state board of administration upon the payment to the state of such sums of money as may be agreed upon by said board of administration and said The Hocking Power Company.

Empowered to convey by deed.

SECTION 2. The state board of administration is also hereby empowered to convey such right or rights to said The Hocking Power Company its successors and assigns by deed or other proper instrument in writing, said conveyance to be made in the name of the state by said board; provided, however, that such instrument shall contain a condition that the state of Ohio shall not be liable to any person for any injury that may result from the construction, maintenance or operation of said transmission line across said premises.

Emergency act.

SECTION 3. This act is hereby declared to be an emergency act and its enactment is necessary for the preservation of the public health and safety. The necessity therefor lies in the fact that the electric lighting plant and water pumping station of said city of Athens does not have sufficient steam power, by reason of its boilers being worn out, to operate the pumps and electric generators which supply

Digitized by Google

said city and its inhabitants with water and light, and said city has contracted with The Hocking Power Company to furnish electricity to operate its said pumps and light its streets, and the most direct, practical and convenient line along and over which to construct a transmission line to carry electrical current from said The Hocking Power Company's generating station to said city's electrical substation and pumping station, is over and across said outlots Nos. 51 and 56.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHAS. D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed February 16, 1915.
Approved February 17, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of February, A. D. 1915.

5G.

[Senate Bill No. 14.]

AN ACT

To extend the time for repayment of funds of the state of Ohio deposited at interest with building and loan associations located in districts devastated by the flood of 1913.

Be it enacted by the General Assembly of the State of Ohio:

Extension of time for repayment of state deposits with building and loan associations in flood districts.

SECTION 1. That, whereas, certain of the inactive funds of the state of Ohio, deposited with building and loan associations located in those parts of the state devastated by unprecedented floods of 1913, under an act of the legislature passed April 10, 1913, and entitled "An act to make building and loan associations organized under the laws of the state of Ohio and located in those portions of the state of Ohio effected by the floods of 1913, depositories of state funds for a period not to exceed two years," will be needed after the expiration of said period of two years to enable the further accomplishment of the purpose of said act, in securing the peace and health of the people located in such districts, through the rehabilitation of homes and by effecting more complete sanitation of devastated property, the state treasurer of the state of Ohio is hereby authorized and directed to extend the time for payment of such said funds as still remain on deposit, for a further period of two years from April 10, 1915, the date of the expiration of said original term.

Conditions of holding and repayment.

SECTION 2. Such deposits now outstanding shall be further held and repaid under all the terms and conditions

Digitized by Google

prescribed in said original act of April 10, 1913, not in conflict with the extension herein provided.

Emergency act.

SECTION 3. This act is hereby declared to be an emergency act and its enactment is necessary for the immediate preservation of the public safety and welfare. The necessity thereof lies in the fact that the public safety and welfare requires the retention of said funds for a further period of two years from April 10, 1915, in securing the peace and health of the people located in those portions of the state of Ohio affected by the floods of 1913, and in the further fact that the period provided for in said act expires on April 10, 1915, and the withdrawal of said funds at said time would work a hardship upon many home owners, borrowers of said associations, to the detriment of the safety and welfare of the people in said districts of the state of Ohio.

This act is not of a general or permanent nature and does not require a General Code number.

EDWARD C. TURNER, *Attorney General.*

CHAS. D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed February 16, 1915.
Approved February 17, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of February, A. D. 1915.

6G.

[House Bill No. 115.]

AN ACT

To amend section 1438 of the General Code, designating the kind of fish nets that are lawful to be used in the Lake Erie fishing district.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1438 of the General Code, be amended so as to read as follows:

Sec. 1438. The agricultural commission shall issue to each person licensed to catch fish in the Lake Erie fishing district, one metal tag for each net or other device allowed by law, other than a gill net or hook and line, used by such licensee for catching fish in such district. No licensee shall use such net or other device, other than a gill net, or hook and line, without attaching such tags thereto in such manner as the commission shall prescribe. If such tags are not attached to such nets or other devices, as herein required, it shall be prima facie evidence that they have not been procured. It shall be unlawful for anyone to fish in the waters of the Lake Erie fishing district with any kind of net other

Metal tags for licensees; attachment of, to nets.

Unlawful nets.

Digitized by Google

than the following pound net, gill net, fyke net, trap net, devil net, seine, trot line, minnow net, or hook and line limited to three hooks. The phrase devil net, pound net, fyke net and trap net shall mean a tarred set net. For the purpose of this act no fish shall be driven into any net or device by what is known as "plunging," "splashing," "hammering," or any noise or disturbance in or out of the water for such purpose, in either of the fishing districts of the state of Ohio.

Driving into net by noise, etc., prohibited.

SECTION 2. That said original section 1438 as amended April 15, 1913 (103 O. L. 335), be and same is hereby repealed.

This act shall be in effect on and after August 1, 1915.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

CHAS. D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed February 16, 1915.
Approved February 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of February, A. D. 1915.

7G.

[House Bill No. 334.]

AN ACT

To make appropriations to pay deficiencies and liabilities existing prior to February 15, 1915.

Be it enacted by the General Assembly of the State of Ohio:

Appropriations to pay deficiencies.

SECTION 1. The following sums are hereby appropriated out of any monies in the state treasury to the credit of the general revenue fund not otherwise appropriated to pay deficiencies and liabilities as herein specified existing prior to February 15, 1915.

DEPARTMENT OF BANKS AND BANKING.

Salaries	$1,800 00
Maintenance	2,625 00

SECURITIES DEPARTMENT.

Maintenance	$190 00

Digitized by Google

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

HOUSE OF REPRESENTATIVES.

www.libtool.com.cn

Salaries $6,000 00

CHAS. D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed February 19, 1915.
Approved February 19, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of February, A. D. 1915.

8G.

[Am. Senate Bill No. 47.]

AN ACT

An emergency measure to provide means for municipal corporations, boards of education of a school district and the commissioners of a county to secure funds to meet the payment of current expenses and sinking fund indebtedness when tax collections aggregating (50%) or more of the general tax duplicate of any taxing district of any fiscal year have been enjoined or the collection of which is in litigation.

Be it enacted by the General Assembly of the State of Ohio:

Section 5659-1. Taxing districts authorized to issue bonds when 50% of tax collections is enjoined or in litigation.

SECTION 1. All municipal corporations, the board of education of any district and the commissioners of any county, through their proper officers, shall have power to borrow money and to issue bonds in payment therefor, to provide funds, to meet the payment of current expenses and sinking fund indebtedness, when the collection of general taxes aggregating fifty per cent (50%) or more of the general tax duplicate, for any fiscal year, of their respective taxing districts, has been enjoined by any court or the collection of which is in litigation. The bonds so issued may be made to run for a term not to exceed ten years and shall not bear a greater rate of interest than six per cent. (6%), nor be sold for less than par with accrued interest. All moneys received from the sale of bonds, as herein provided, shall become a part of the general fund of the taxing district wherein bonds are so issued, and shall be used for only such purposes as the enjoined or otherwise litigated collection of taxes were appropriated for.

Section 5659-2. Application of money derived from bond issue.

SECTION 2. All tax collections which are paid into the treasury of any taxing district, which have theretofore been enjoined or the collection of which has been in litigation, and for which deficit bonds have been issued, under authority of the preceding section, shall be turned over to the trustees of the sinking fund of said taxing district, to be applied toward the payment of the principal and interest of the deficit bonds so issued.

Digitized by Google

Emergency act.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

SECTION 3. This act is hereby declared to be an emergency act, and that its enactment is necessary for the immediate preservation of public health, safety and welfare. The necessity, therefore, lies in the fact that certain municipal corporations and the boards of education of school districts are without funds to meet the demands of current expenses, and that unless immediate relief is provided, it will be necessary to close the schools of such school districts, and discontinue the operation of general municipal functions, to the detriment and inconvenience of the public health and welfare of the inhabitants of such municipalities and school districts.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed February 25, 1915.
Approved March 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of March, A. D. 1915. 9G.

[Am. Senate Bill No. 35.]

AN ACT

To amend section 1442 of the General Code, designating the size of fish which it is unlawful to catch in the Lake Erie fishing district.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1442 of the General Code be amended so as to read as follows:

Sizes of species designated.

Sec. 1442. It shall be unlawful for any person to take or catch buffalo fish in the Lake Erie fishing district before March 15, 1919, nor after that date such fish less than sixteen inches in length. No person shall have in his possession a white fish less than one and three-quarter pounds in the round, a cat fish less than fifteen inches in length, a sturgeon less than four feet in length, a carp less than fourteen inches, white bass less than ten inches, or a perch, bull head or pike less than nine inches in length. All such fish caught of a less length or weight than herein described shall be immediately released alive while the nets are being lifted in such a manner as not to injure them. No cat fish or sturgeon shall be brought ashore with its head or tail removed or in such condition that its length cannot be measured. Nothing herein shall prohibit the catching of such fish with hook and line and not for profit; and the having in

Removal of head or tail forbidden.

Digitized by Google

possession or failing to return to the water alive in the manner provided a quantity of such undersized white fish, cat fish, sturgeon, carp, buffalo fish, white bass, perch or bull head not exceeding in weight three per cent. and all such pike not exceeding in weight ten per cent. of each boat load or part thereof, lot, catch or haul, brought into port of each variety of fish, shall not be deemed a violation of this section.

Per cent. of catch not deemed a violation.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That section 1442 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed February 25, 1915.
Approved March 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of March, A. D. 1915. 10G.

[Senate Bill No. 2.]

AN ACT

To amend section 56 of the General Code, relating to compensation of pages and other employes of the senate and house.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 56 of the General Code of Ohio be amended to read as follows:

Sec. 56. The compensation of assistant sergeant-at-arms, other than those mentioned in section 51, and the employees of either house, shall be fixed by resolution of such house and not changed during the term for which fixed.

Compensation of employes.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That said original section 56 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed February 25, 1915.
Approved March 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of March, A. D. 1915. 11G.

Digitized by Google

[Am. Senate Bill No. 1.]

AN ACT

www.libtool.com.cn

To amend section 51 of the General Code, relating to per diem of officers of the senate and house.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 51 of the General Code of Ohio be amended to read as follows:

Per diem of officers of senate and house.

Sec. 51. The clerks, assistant clerks, sergeant-at-arms and the first, second and third assistant sergeant-at-arms of the senate and house of representatives shall each be paid five dollars for each day's attendance during the session. For services rendered at the organization of the general assembly, each of the officers named in section thirty-three, unless re-elected to his position, shall be paid five dollars for each day, not to exceed ten days.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 51 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed February 25, 1915.
Approved March 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of March, A. D. 1915. 12G.

[Am. Senate Bill No. 31.]

AN ACT

To amend section 2980-1 of the General Code, relating to additional allowance for the deputies in the various county offices; how obtained.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2980-1 of the General Code be amended to read as follows:

Compensation for deputies, assistants, clerks, etc.

Sec. 2980-1. The aggregate sum so fixed by the county commissioners to be expended in any year for the compensation of such deputies, assistants, bookkeepers, clerks or other employes, except court constables, shall not exceed for any county auditor's office, county treasurer's office, probate judge's office, county recorder's office, sheriff's office, or office of the clerk of the courts, an aggregate amount to be ascertained by computing thirty per cent. on the first two thousand dollars or fractional part thereof, forty per cent. on the next eight thousand dollars or fractional part

Digitized by Google

thereof and eighty-five per cent. on all over ten thousand dollars, of the fees, costs, percentages, penalties, allowances and other perquisites collected for the use of the county in any such office for official services during the year ending September thirtieth next preceding the time of fixing such aggregate sum; provided, however, that if at any time any one of such officers require additional allowance in order to carry on the business of his office, said officer may make application to a judge of the court of common pleas, of the county wherein such officer was elected; and thereupon such judge shall hear said application and if, upon hearing the same said judge shall find that such necessity exists, he may allow such a sum of money as he deems necessary to pay the salary of such deputy, deputies, assistants, bookkeepers, clerks or other employes as may be required, and thereupon the board of county commissioners shall transfer from the general county fund, to such officers' fee fund, such sum of money as may be necessary to pay said salary or salaries.

Additional allowance; how obtained.

Notice in writing of such application and the time fixed by such judge for the hearing thereof shall be served by the applicant, five days before said hearing upon the board of county commissioners of such county. And said board shall file in said proceeding their approval or disapproval of the allowance asked for and shall have the right to appear at such hearing and be heard thereon; and evidence may be offered.

Notice of application and time for hearing.

When the term of an incumbent of any such office shall expire within the year for which such an aggregate sum is to be fixed, the county commissioners at the time of fixing the same, shall designate the amount of such aggregate sum which may be expended by the incumbent and the amount of such aggregate sum which may be expended by his successor for the fractional parts of such year.

Division of allowance.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That said original section 2980-1 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed February 25, 1915.
Approved March 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of March, A. D. 1915. 13G.

Digitized by Google

[House Bill No. 173.]

AN ACT

www.libtool.com.cn

To amend section 5639-1 of the General Code, relative to the power of the county commissioners to submit to the voters the question of a bond issue.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5639-1 of the General Code be amended to read as follows:

Submission of question to vote after passage of resolution.

Sec. 5639-1. When the board of county commissioners desires to submit such question to the voters of the county, it shall pass and enter upon its minutes a resolution declaring the necessity of such expenditure, fixing the amount of bonds to be issued, if any, in connection therewith, and fixing the date upon which the question of making any such expenditure shall be so submitted, and shall cause a copy of such resolution to be certified to the deputy state supervisors of elections of the county; and thereupon the deputy state supervisors shall prepare the ballot and make other necessary arrangements for the submission of the question to the voters of the county at the time fixed in such resolution.

How election conducted; notice by publication.

The election shall be held at the regular places for voting in such county and shall be conducted, canvassed, and certified in the same manner, except as otherwise provided by law, as for the election of county officers. The county commissioners shall give fifteen days' notice of the submission of any such question by publication in at least two newspapers of opposite politics having a general circulation in said county, which notice shall be published once a week for two consecutive weeks, and shall state the amount of such proposed expenditure, the amount of the bonds, if any, to be issued in connection therewith, the purpose for which such expenditure is to be made, and the time of holding such election.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That said original section 5639-1 of the General Code be, and the same is, hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 3, 1915.
Approved March 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of March, A. D. 1915. 14G.

Digitized by Google

[House Bill No. 61.]

AN ACT

www.libtool.com.cn

To supplement section 11181 of the General Code, relating to the classification of persons who may contract matrimony.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 11181 of the General Code be supplemented by the enactment of section 11181-1 of the General Code which shall read as follows:

Sec. 11181-1. Provided however, that when any such person is under age, and has no parents or no legal guardian, the judge of the juvenile court of the county in which the said female resides, may, upon the application of both the contracting parties, an entry being made upon its journal, give consent and approbation in the probate court for the marriage; and provided further that when the condition of the female is such as to imperatively impel the marriage relation by reason of approaching maternity, the matter shall be inquired into by the juvenile court and if one or both the parties are made ward of the court and it is found proper, said court may, with consent of said wards, or their parents, if any are living, or of any guardian, give consent in the probate court, and the probate court may thereupon issue a license therefor, notwithstanding either or both the contracting parties for the marital relation is under the minimum age otherwise prescribed by law, but such license shall not issue until it is found beyond doubt it is a maternity case.

When judge of juvenile court may give consent to marriage contract.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 3, 1915.
Approved March 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of March, A. D. 1915. 15G.

[House Bill No. 80.]

AN ACT

To provide an honest election on questions submitted by a referendum vote.

Be it enacted by the General Assembly of the State of Ohio:

Section 5169-1. SECTION 1. Any qualified elector may contest an election, or demand a recount of ballots on questions submitted to the voters of the state under a state referendum, as hereinafter provided. Such elector having a right to vote on the

Contest of elections under state referendum; time and place of filing petition.

Digitized by Google

question submitted and having voted may file a petition setting forth the grounds of contest with the clerk of the common pleas court of Franklin county not more than fifteen days after the official canvass and announcement of such vote for the state by the state canvassing board. The contestant may file with the clerk of such court and secretary of state a notice of his intention to contest the election before the announcement of the official count by the state canvassing board, and the secretary of state shall forthwith notify all the deputy state supervisors of elections or deputy state supervisors and inspectors of elections in the counties involved in such contest to hold the ballots cast at such election, on such question or questions subject to the order of such court. Such notice shall be served by the secretary of state by mailing a true and certified copy of such notice of contest and order to hold such ballots subject to the order of the court, by registered mail, to the clerk of the board of deputy state supervisors of elections, or deputy state supervisors and inspectors of elections, in such county or counties, and such clerk is required to acknowledge receipt thereof on receiving same.

Notice of contest; where filed.

Notice to hold ballots subject to the order of court.

Section 5169-2. SECTION 2. Upon the filing of the copy of such notice of such contest, the chief justice of the supreme court shall within five days name a common pleas judge to hear and determine such contest. A certified copy of the notice of such contest shall be sent by the clerk of the court to such judge named by the chief justice. Such judge shall within five days after the filing of the petition setting forth the grounds of contest determine whether there are sufficient grounds to justify such contest, fix the bond for court costs and the date for such hearing. All of the hearings relating to such contest shall be held in the court house of Franklin county, Ohio.

Chief justice shall name judge to hear contest; where hearings shall be held.

Section 5169-3. SECTION 3. If such contest involves the counting of the ballots upon any state referendum in any or all precincts, wards or townships of the state the procedure shall be as follows:

Procedure when contest involves counting of ballots.

a. Any qualified elector of the state shall be entitled to an appeal from the finding and decision of the deputy state supervisors of elections of any county or canvassing board which finds and declares the result of the election.

Appeal.

b. Such appeal shall be taken and filed with the clerk of the common pleas court of Franklin county not later than fifteen days from the declaration of the result of the decision by the canvassing board, and the appeal shall be in the form of a relation addressed to the court, in which shall be set forth in brief and plain terms the reasons thereof; that the contestant believes that there is irregularity or error in the count, or that a mistake or fraud was committed by the election judges and clerks of said election; and that such error, mistake, irregularity or fraud changed the result of the election. The contestant shall also state which side of the state referendum he represents.

How appeal shall be taken.

Digitized by Google

c. Upon the giving of such bond herein provided and after a prima facie case of fraud, mistake or error is shown by affidavit or otherwise the court shall immediately order the ballots of the precincts, wards, or townships in which the recount is demanded, to be sent to the court in Columbus, Ohio, by such manner as such court may designate, and said court may appoint two master commissioners to help make said recount. The attorneys representing the contestant and the attorney general representing the contestee may be present at all hearings on such recount. Such commissioners shall receive three dollars each per day, and their actual traveling expenses when approved by the presiding judge of said court.

Transmission of ballots.

Appointment of two master commissioners to help make recount; compensation.

d. The contestant and contestee shall each be entitled to appoint one inspector who shall be allowed to witness the recount.

Inspectors to witness recount.

e. The result of the recount of ballots shall be reported to the court together with all the disputed ballots and any ballots not counted for any reason, within three days after the same shall have been completed. The court after inspecting and passing on such disputed and uncounted ballots shall add such thereof as shall be found to be legal, to the number of legal ballots determined by the recount. In passing on such disputed, uncounted, or any other ballots cast, if it be shown to the satisfaction of the court that such ballots were procured by fraud, duress, bribery, intimidation, or for money or other valuable consideration, such ballot or ballots shall be rejected as illegal and void.

Report of recount and passing of court upon disputed and uncounted ballots.

f. If the recount, as finally approved by the court, shows a difference from the result of the count by the election judges and clerks of said precincts, wards or townships, the court shall make and enter a finding setting out whether or not such difference, error or mistake, was willful, or the result of fraud or any gross negligence on the part of said judges or clerks, or either of them. If the court find that such difference, error or mistake was the result of fraud, gross negligence or willfulness on the part of any judge or judges, or clerk or clerks, or other person or persons, said court shall, after reasonable notice to such judge, clerk, or other person or persons, and after affording him or them an opportunity to be heard, adjudge the costs of such recount against such judge, clerk or other person, or persons, and he or they shall not be entitled to any exemption against such judgment. The court may, at its discretion, include in said judgment in addition to the costs aforesaid, a penalty in any sum not to exceed $500, which penalty, when collected, shall be paid into the common school fund of the state of Ohio.

Finding of the court; costs of recount; penalty.

g. Any person who tampers with, or changes the ballots, or opens the receptacles in which the ballots are contained without the order of the court, shall be fined not less than $500, nor more than $1,000, and be imprisoned in the county jail not less than six months nor more than one year.

Tampering with or changing ballots; penalty.

Digitized by Google

Section 5169-4. Contests in subdivisions; where notice and other papers shall be filed.

SECTION 4. Whenever any question is submitted to the voters in a subdivision of the state either in a county or municipality, or township, the contest shall be filed in the common pleas court of the county and the notice of contest and other papers shall be filed with the clerk of the court of common pleas. Such clerk shall perform the duties imposed upon the secretary of state, and such common pleas court shall perform the duties imposed upon the court hearing the contest as set forth herein, and the ballots shall be ordered sent to the court at the county seat of the county in which the contest is filed. In all other respects the provisions of this act relating to honest elections in a state referendum shall apply to a referendum in a county or sub-division thereof.

Section 5169-5. When precinct ballots shall be void on account of error, fraud, etc.

SECTION 5. If, in any of the precincts the error or fraud, or other irregularity is such as to make it impossible to ascertain the correct result, the ballots from such precinct shall be thrown out and considered void.

Section 5169-6. Precinct vote shall not be counted when bribery, etc., is proven.

SECTION 6. The vote from any precinct shall not be counted when it is proven by the contestants that there was bribery or intimidation of the electors in such precinct and the court finds that the contestants were in the minority in such precinct and were not in any way implicated in the bribery or fraud complained of.

Section 5169-7. Procedure in cases of fraud, bribery, etc., not involving recount.

SECTION 7. Whenever there has been fraud, bribery or intimidation of electors, misconduct on the part of election officials or irregularities, or other proper subject-matter for a contest of an election by a state referendum, not involving a recount of the ballots, the procedure shall be the same as in the hearing of a contest for a recount, as hereinbefore set forth, with the exception that the ballots shall not be held more than thirty days, as now provided by law.

Section 5169-8. Committees shall name two challengers when questions are submitted.

SECTION 8. In all state referendum elections where questions are submitted, the committee representing each side of the question shall have the right to name two challengers to represent their side of the question in the election booth on election day. Such challenger shall be named and appointed by the same method as is provided for naming an inspector to the count on questions involving a state referendum, as provided in section 5080-1, 104 session laws, p. 124. Only one challenger at a time for each side shall be allowed to remain in the voting booth. In determining the number of challengers permitted under this section, the limitation provided in section 5080-1 of the General Code shall apply only to the one challenger permitted to be in the voting booth.

How number of challengers determined.

Section 5169-9. Proclamation and certification of result of the election; preservation of ballots.

SECTION 9. As soon as the ballots are counted, the chairman of the board of elections in each precinct shall in his proclamation of the result of the election publicly proclaim how many ballots were cast that were blank or not marked, and shall also certify to the same in manner as required by law for all other ballots to be certified, and all blank ballots on which no mark is made on any question,

Digitized by Google

or questions submitted, shall be put in a separate envelope properly labeled and placed in the receptacle with the marked ballots to be held for thirty days.

www.libtool.com.cn

Section 5169-10. SECTION 10. After completing the counting and enumeration of the ballots, and proclaiming and issuing the result, as heretofore directed by law, the number of blank ballots cast upon any question or office shall be set down in the tally sheets and poll books and certified in the same manner as required by law for any other ballot or ballots cast.

Blank ballots shall be tallied and certified.

Section 5169-11. SECTION 11. Whoever violates any of the provisions of sections 9 or 10 of this act shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than $100 nor more than $500, and upon conviction shall forfeit such office.

Failure of election officials to perform duty, a misdemeanor.

Section 5169-12. SECTION 12. Whoever being judge or clerk of election in any ward, township or precinct, or any other person, prevents or hinders, or attempts to prevent or hinder, any inspector of the count or any challenger from performing his official duty under the provisions of this act shall be guilty of a misdemeanor.

Attempting to prevent or hinder inspector or challenger in performance of duty.

Section 5169-13. SECTION 13. Whoever being a judge, clerk, deputy sheriff, special deputy sheriff, or other election officer, while performing the duties of his office wears any badge, sign, or other insignia or thing indicating his preference on the question submitted, or influences or attempts to influence any voter to cast his ballot for or against any question or proposition submitted at such election shall be guilty of a misdemeanor.

Wearing of badge, sign, etc., indicating preference, by election officials, prohibited.

Section 5169-14. SECTION 14. Whoever being a judge or clerk of election in any ward, precinct or township, fails to give to any elector any ballot which such elector is entitled to have and vote, or deposits in the ballot box any ballot other than the one handed to him by the voter entitled to vote the same, or counts any ballots for or against any question or proposition other than as it is voted, or so counts any blank ballot, shall be guilty of a misdemeanor.

Judges and clerks, offenses of relating to ballots.

Section 5169-15. SECTION 15. Whenever the committee provided by law for naming inspectors and challengers in any county file with the sheriff of the county at least five days before the election a signed statement that they have good reasons to believe that there will be bribery of electors or violation of election laws in certain precincts, wards or townships, of the county, at the next election, such sheriff shall appoint the persons named by such committee as special deputy sheriffs to prevent such violation of the law, but he shall not be liable on his bond for the acts of such special deputies. The sheriff shall name the persons certified to him by said committee, and such deputies shall have the same authority to make arrests and serve process as the sheriff or other public officer. Such deputies shall have the same authority as judges of elections have, as provided for in section 4890 of the General Code, to call to their aid any officer of the peace or elector to aid them in enforcing the law. Each deputy shall give a bond in the sum

Appointment of special deputies by sheriff, upon statement and certification of committees.

Authority of deputies.

Digitized by Google

of $1,000 payable to the state of Ohio that he will faithfully perform the duties placed upon him to enforce the law, for an honest election. The compensation for such officers shall be paid by the committee naming them, and not more than one such officer shall be named for any one precinct by any committee.

Section 5169-16. Violation, prima facie case of fraud.

SECTION 16. A violation of any of the provisions of this act shall constitute a prima facie case of fraud within the purview of this act.

Section 5169-17. Penalty; fined and disqualified as an election official thereafter.

SECTION 17. Any person convicted of a misdemeanor under sections 12, 13 or 14 of this act shall be fined not less than $100, nor more than $500, and shall, at the discretion of the court, be disqualified to hold any office in connection with any election held thereafter in the state of Ohio.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 3, 1915.
Approved March 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 6th day of March, A. D. 1915. 16G.

[House Bill No. 218.]

AN ACT

To make sundry appropriations.

Be it enacted by the General Assembly of the State of Ohio:

Sundry appropriations.

SECTION 1. That the following sum, for the purpose hereinafter specified, be, and the same is hereby appropriated out of any moneys in the state treasury to the credit of the general revenue fund, not otherwise appropriated:

INDUSTRIAL COMMISSION OF OHIO.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

For the purpose of extending the system of free employment agencies..... $5,000.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 4, 1915.
Approved March 5, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 8th day of March, A. D. 1915. 17G.

Digitized by Google

[House Bill No. 121.]

AN ACT

www.libtool.com.cn

To authorize the state board of health to produce antitoxin for distribution for the cure and prevention of diphtheria.

Be it enacted by the General Assembly of the State of Ohio:

Section 1239-1. SECTION 1. The state board of health shall make necessary arrangements for the production and distribution of diphtheria antitoxin, provided that such antitoxin shall in all respects be equal in purity and potency to the standard of requirements of the United States public health service for antitoxin for interstate commerce. Diphtheria antitoxin shall be distributed in accordance with such rules and regulations as may be adopted by the state board of health.

Distribution of antitoxin for cure and prevention of diphtheria.

Section 1239-2. SECTION 2. Any licensed physician practicing in the state of Ohio, or the superintendent of any state or county institution, shall be entitled to receive without charge such quantities of antitoxin as he may require for the treatment or prevention of diphtheria in poor or indigent persons, provided that such antitoxin shall be used only for persons residing in the state of Ohio, and that a sufficient supply is available for distribution.

Who may receive antitoxin free for treatment.

Section 13421-1. SECTION 3. Any person or persons who shall sell any diphtheria antitoxin produced and distributed by the state board of health shall be guilty of a misdemeanor and upon conviction shall be fined in any amount not exceeding one hundred dollars.

Selling prohibited.

The sectional numbers on the margin hereof are designated as provided by law.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 4, 1915.
Approved March 5, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 8th day of March, A. D. 1915. 18G.

Digitized by Google

[House Bill No. 7.]

AN ACT

www.libtool.com.cn

To repeal sections 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2707 and 2708 of the General Code, relating to the powers of the probate judge to appoint annually two men to examine the condition of the county treasurer's office, and to the duties of the said examiners.

Be it enacted by the General Assembly of the State of Ohio:

Repeal of authority to appoint examiners of county treasury.

SECTION 1. That sections 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2707 and 2708 of the General Code be, and the same are hereby, repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 4, 1915.
Approved March 5, 1915.

FRANK B. WILLIS,
Governor.

This act does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 8th day of March, A. D. 1915. 19G.

[Senate Bill No. 145.]

AN ACT

To amend section 8572-64 of the General Code, to make optional the registration of title of land sold in partition or in suits brought by an assignee or other officer appointed by a court, and to cure defects in such proceedings.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 8572-64 of the General Code be amended to read as follows:

Optional registration of title to land sold in partition or by assignee, administrator, etc.

Sec. 8572-64. In all suits to sell an estate in fee in the whole of unregistered land brought by an assignee or trustee for the benefit of creditors, commissioners of insolvents, receiver, master commissioner, administrator, executor or other person appointed by a court and in all suits to partition unregistered land held in fee, proper allegations and parties necessary to a decree for original registration of the title to said estate may be made in the petition, the said allegations to be included in a separate cause of action, and said title, before any order of sale or partition is made or entered in the case may, with the approval of the court in which such action is pending, be registered as provided in this act, in the name of the person, whether living or dead, whose title is sought to be sold, or in the names of the tenants in common, as the case may be, except that, if the legal title is in any such assignee, trustee, receiver or other person appointed by a court, the same may be so registered and the purposes for which said legal title is held stated in the decree and certificate of title. Upon any such sale or partition and confirmation thereof the title may be trans-

Digitized by Google

ferred to and registered in the name of the purchaser or purchasers or allottees as in other cases of judicial sales or partition of registered land. And if such land is not so sold the person entitled thereto may procure a transfer and certificate therefor to be made to him by application to and order of the court, made after hearing upon notice to all persons in interest to be given by the clerk by registered mail or otherwise as the court may direct. In any such suit where registration of title to land is prayed for all parties shall for all purposes of the case be brought before the court in the manner provided for original registration in other cases. The court may, for good cause shown, in any case provided for in this section, enter an order dispensing with registration or permit the withdrawal of the application to register.

Section 8572-64a. SECTION 2. No decree or order of sale or partition heretofore or hereafter made in any suit, action or proceeding, mentioned in said section 8572-64, and no sale, conveyance or partition or decree confirming the same made in any such suit, action or proceeding shall be held void or in any wise affected by want of conformity of such suit, action or proceeding to the requirements of said section.

Proceedings shall not be void for non-conformity to said section.

Any person owning real estate the title to which is registered may surrender his certificate to the county recorder, who shall thereupon cancel said certificate of record, and thereafter said title shall be considered the same as if it had never been registered. All deeds and mortgages heretofore filed conveying registered lands, the registration certificate of which has been surrendered as herein provided for, shall be recorded according to law, and thereafter the lands conveyed therein shall be considered the same as if they had never been registered.

Owner of registered title may cancel same upon surrender of certificate.

Section 8572-64b. SECTION 3. This amendment shall apply to pending actions; and in all such actions the court may dismiss the cause of action for registration.

Act applies to pending actions.

SECTION 4. That said original section 8572-64 of the General Code be, and the same is hereby repealed.

The sectional numbers on the margin hereof are designated as provided by law.

EDWARD C. TURNER, *Attorney General.*

SECTION 5. This act is hereby declared to be an emergency act and its enactment necessary for the immediate preservation of the public peace, health and safety. The necessity thereof lies in the fact that the public peace, health and safety require the immediate enactment of the same in order that estates may be expeditiously settled and title to real estate perfected.

Emergency act.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 8, 1915.
Approved March 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 9th day of March, A. D. 1915. 20G.

Digitized by Google

[Am. Senate Bill No. 101.]

AN ACT

www.libtool.com.cn

To amend sections 274, 871-4, 1835, 1836, 1855, 2249, 2250-1, 2250-2 and 2254 and to repeal section 490 of the General Code, abolishing certain state offices and reducing the compensation of state officials.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 274, 871-4, 1835, 1836, 1855, 2249, 2250-1, 2250-2 and 2254 of the General Code be amended to read as follows:

Bureau of inspection of public offices; powers and duties.

Sec. 274. There shall be a bureau of inspection and supervision of public offices in the department of auditor of state which shall have power as hereinafter provided in sections two hundred seventy-five to two hundred eighty-nine, inclusive, to inspect and supervise the accounts and reports of all state offices, including every state educational, benevolent, penal and reformatory institution, public institution and the offices of each taxing district or public institution in the state of Ohio. Said bureau shall have the power to examine the accounts of every private institution, association, board or corporation receiving public money for its use and purpose, and may require of them annual reports in such form as it may prescribe. The expense of such examination shall be borne by the taxing district providing such public money. By virtue of his office the auditor of state shall be chief inspector and supervisor of public offices, and as such appoint not exceeding two deputy inspectors and supervisors, and a clerk. No more than one deputy inspector and supervisor shall belong to the same political party.

Salary of commissioners; oath, bond.

Sec. 871-4. Each of said commissioners shall receive an annual salary of four thousand dollars, payable in the same manner as the salaries of other state officers are paid. Before entering upon the duties of his office, each commissioner shall take and subscribe the constitutional oath of office and shall swear or affirm that he holds no position under any committee of a political party, which oath or affirmation shall be filed in the office of the governor. Each member of the commission shall give a bond in the sum of ten thousand dollars, which bond shall be approved by the governor and filed with the treasurer of state. All employes or deputies of the commission receiving or disbursing funds of the state shall give bond to the state in amounts and with surety to be approved by the commission.

Bond of deputies and employes.

Organization of board; management and control of institutions.

Sec. 1835. The member holding the shortest term shall act as president. They shall appoint a fiscal supervisor, who shall also be the secretary to the board, and such other employes as may be deemed necessary for the efficient conduct of the business, prescribe their titles and duties and fix their compensation, except as otherwise provided herein.

The board shall assume its duties on August 15, 1911, and shall have full power to manage and govern the following institutions:

Digitized by Google

The Athens state hospital.
The Cleveland state hospital.
The Columbus state hospital.
The Dayton state hospital.
The Toledo state hospital.
The Lima state hospital.
The Massillon state hospital.
The Ohio hospital for epileptics.

The institution for feeble-minded youth, which shall be known hereafter as

The institution for feeble-minded.
The state school for the deaf.
The state school for the blind.
The Ohio soldiers' and sailors' home.

The home of the Ohio soldiers, sailors, marines, their wives, mothers, and widows and army nurses, to be known hereafter as

The Madison home.
The boys' industrial school.
The girls' industrial home.
The Ohio state reformatory.
The Ohio penitentiary.
The Ohio state sanatorium.

Salary of members and fiscal supervisor-secretary.

Sec. 1836. Each member shall receive a salary of four thousand dollars per year, and also his actual traveling expenses incurred in official business, when itemized and approved by the board. The fiscal supervisor-secretary shall receive a salary of three thousand six hundred dollars per year, and his actual traveling expenses incurred in official business when itemized and approved by the board. Each member, officer and employe shall devote his entire time and attention to the duties of his position and failure so to do shall be ground for removal.

Residence of members.

Each member shall reside at Columbus while in office. The board shall be provided with suitable offices in the capitol or convenient thereto, and with such office furniture, supplies, books, financial bulletins and appliances as they may deem necessary, the expense thereof to be audited and paid like other state expenses.

Seal.

The board shall have an official seal, and every process, order, or other paper issued or executed by it may be attested, by direction of the board, under its seal by the secretary or any member, and when so attested shall be deemed to be duly executed by the board.

Bond of employes; where filed.

Sec. 1855. The board shall require its fiscal supervisor-secretary and each officer and employe of every institution under its control who may be charged with custody or control of any money or property belonging to the state or who is now required by law to give bond, to give a surety company bond, properly conditioned, in a sum to be fixed by the board which when approved by the board, shall be filed in the office of the secretary of state. The cost of such bonds, when approved by the board, shall be paid from funds available for the board of the respective institutions.

Digitized by Google

Sec. 2249. The annual salaries of the appointees herein enumerated of elective state officers shall be as follows:

Salaries of appointees of elective state officers.

Secretary to the governor, five thousand dollars; executive clerk to the governor, who shall also be veto clerk and secretary of board of pardons, three thousand dollars; adjutant general, three thousand five hundred dollars; assistant adjutant general, two thousand dollars; assistant quartermaster general, two thousand dollars;

Assistant secretary of state, three thousand dollars; state registrar of vital statistics, two thousand dollars;

Deputy auditor of state, three thousand dollars; deputy inspectors and supervisors of public offices, each, two thousand five hundred dollars;

Cashier of state treasury and secretary of depository commission, three thousand four hundred dollars;

First assistant attorney general, four thousand dollars; second assistant attorney general, two thousand five hundred dollars; chief clerk to attorney general, one thousand five hundred dollars;

Salary of tax commissioners.

Sec. 2250-1. Each of the members of the tax commission of Ohio shall receive an annual salary of four thousand dollars, payable in the same manner as salaries of state officers are paid.

Salaries of members of public utilities commission.

Sec. 2250-2. Each of the members of the public utilities commission of Ohio shall receive an annual salary of four thousand five hundred dollars, payable in the same manner as the salaries of other state officers are paid.

Salaries of officers of the supreme court.

Sec. 2254. The annual salaries of the officers of the supreme court herein named shall be as follows:

Clerk of supreme court, four thousand dollars; deputy clerk of supreme court, one thousand eight hundred dollars; second deputy clerk of supreme court, one thousand five hundred dollars; supreme court reporter, three thousand dollars; law librarian, two thousand five hundred dollars; assistant law librarian, one thousand two hundred dollars.

Repeals.

SECTION 2. That original sections 274, 871-4, 1835, 1836, 1855, 2249, 2250-1, 2250-2 and 2254 and section 490 of the General Code be, and the same are hereby repealed. Except that the foregoing repeal and amendment of section 274 shall not become effective until September 1st, 1915.

The sectional numbers herein are in conformity to the General Code.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 8, 1915.
Approved March 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 9th day of March, A. D. 1915. 21G.

Digitized by Google

[House Bill No. 38.]

AN ACT

www.libtool.com.cn

For the relief of Myrtle Fletcher, teacher.

WHEREAS, The board of education of Munson rural school district, Geauga county, Ohio, in good faith employed Myrtle Fletcher as a teacher in the schools of said district for the period of one hundred and sixty days at the rate of two dollars per day, and during the year of 1913-1914, and the said teacher filed with the board a certificate valid in the first four grades of school, which certificate was deemed sufficient, but was afterward discovered not to include the grade which she was teaching; and

WHEREAS, The board of education and its officers desire to pay Miss Fletcher for her services as such teacher but are unable to do so without an enactment granting such authority:

Be it enacted by the General Assembly of the State of Ohio:

Authority to pay Myrtle Fletcher as teacher.

SECTION 1. That the board of education of Munson rural school district, Geauga county, Ohio, be and it is hereby authorized to pay said Myrtle Fletcher for services rendered as such teacher, out of any funds in its control, the sum of three hundred and twenty dollars, being payment in full for services for 160 days at the rate agreed upon (of two dollars per day) at the time she was employed, such payment to be made in the usual manner of paying teachers in said district.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 4, 1915.
Approved March 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 9th day of March, A. D. 1915. 22L.

[House Bill No. 114.]

AN ACT

To authorize the board of education of Rice township, Sandusky county, Ohio, to pay Clara Schrader as teacher.

WHEREAS, Clara Schrader, continuously for eight months, beginning October 17, 1912, taught a public school in sub-district No. 8, in Rice township, Sandusky county,

Digitized by Google

Ohio, giving full satisfaction to the board of education of said township and to the patrons of said school during all of said time, and

www.xxlibook.com.cn

WHEREAS, the said Clara Schrader entered upon said duties believing that she had a legal certificate to teach in said school for all of said term of eight months, valid for said time and place; and, having passed the teacher's examination satisfactorily in said county on the first Saturday in April, 1912, and afterwards learned that such certificate, because of her age, was dated March 17, 1913; and was paid by said board of education for the time she taught said school under said mentioned certificate, three months, at the price per month stipulated in the contract with said board of education, to-wit: thirty-five dollars per month, but for the first five months of said term of eight months, to-wit: from October 17, 1912 to March 17, 1913, the said Clara Schrader received no salary; therefore,

Be it enacted by the General Assembly of the State of Ohio:

Authority to pay Clara Schrader as teacher.

SECTION 1. That the board of education of Rice township, Sandusky county, Ohio, be, and they are hereby authorized to pay to the said Clara Schrader, out of any funds they have under their control, not otherwise appropriated, the sum of one hundred and seventy-five dollars, being the amount of her salary for five months, beginning October 17, 1912, and ending March 17, 1913.

This act is not of a general or permanent nature and does not require a General Code number. EDWARD C. TURNER, *Attorney General.*

SECTION 2. Upon the order of the board of education of said township, the clerk of said board is hereby authorized to issue his warrant in favor of said Clara Schrader for said amount, one hundred and seventy-five dollars, and the treasurer of said board is hereby authorized to pay said warrant out of any funds under the control of said board of education not otherwise appropriated.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 4, 1915.
Approved March 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 9th day of March, A. D. 1915. 23L.

[House Bill No. 39.]

AN ACT

For the relief of Pauline Pease, teacher.

WHEREAS, The board of education of Huntsburg special rural school district, Geauga county, Ohio, employed Pauline Pease on or about the first day of January, 1913, to com-

Digitized by Google

plete the school year as a teacher to fill a vacancy caused by the resignation of the regular teacher in that district and said Pauline Pease completed the school term to the satisfaction of the board of education but it was later discovered that for twenty-seven days of her term of service she had no valid teacher's certificate; and

WHEREAS, The said board of education has refused to pay for said twenty-seven days of service but desires to do so if so authorized.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. The board of education of Huntsburg special school district No. 1, Geauga county, Ohio, be and it is hereby authorized to pay Pauline Pease, teacher, out of any funds under the control of the board and not otherwise appropriated, the sum of fifty-four dollars in full payment for twenty-seven days' service as a teacher in said district at the rate of two dollars per day, such payment to be made in the usual manner of paying teachers in said district.

Authority to pay Pauline Pease as teacher.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 4, 1915.
Approved March 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 9th day of March, A. D. 1915. 24L.

[House Bill No. 79.]

AN ACT

To provide a bounty for the killing of hawks.

Be it enacted by the General Assembly of the State of Ohio:

Section 5831-1. SECTION 1. That a bounty of one dollar shall be allowed and paid, in the manner hereinafter provided, for each chicken hawk, American goshawk, blue hawk, Cooper hawk, sharp shinned hawk, or duck hawk, killed in this state by an inhabitant thereof.

Bounty for hawks killed.

Section 5831-2. SECTION 2. Any person applying for such bounty shall take each hawk to the clerk of the township in which such hawk was killed. Such clerk shall issue and deliver to the applicant a certificate stating the bounty to which the applicant is entitled and shall at once destroy all such hawks, but such certificate shall not be issued unless there is a fund in the township treasury out of which such bounty may be paid.

How payment obtained.

Digitized by Google

Section 5831-3.

How fund provided.

SECTION 3. Such fund shall be set apart out of the general fund of the township by appropriation therefor by the township trustees, which fund, in no year shall exceed the sum of two hundred dollars.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 8, 1915.
Approved March 9, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of March, A. D. 1915.

25G.

[Am. Senate Bill No. 78.]

AN ACT

To amend section 753 of the General Code, relating to public advertisement.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 753 of the General Code be amended to read as follows:

Bills for legal advertising; price fixed per square.

Sec. 753. All bills for payment by the state for advertising authorized by law shall be audited by the supervisor of public printing, and approved by the commissioners of public printing. A square shall be considered to be a space occupied by two hundred forty ems of plain solid matter, and the price allowed per square for advertising in a newspaper shall be the same as charged for other plain advertising in such paper, or when fixed by law, the prices so fixed shall be allowed.

The sectional number herein is in conformity to the General Code.

SECTION 2. That said original section 753 of the General Code be, and the same is, hereby repealed.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 8, 1915.
Approved March 9, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of March, A. D. 1915.

26G.

Digitized by Google

[House Bill No. 314.]

AN ACT

www.libtool.com.cn

To make appropriations for the current expenses of the state government and state institutions for the period beginning February 16, 1915, and ending June 30, 1915.

Be it enacted by the General Assembly of the State of Ohio:

General appropriations Feb. 16, 1915-June 30, 1915.

SECTION 1. The sums set forth in the column hereinafter designated "Appropriations, February 16, 1915-June 30, 1915," for the purposes hereinafter specified, are hereby appropriated out of any moneys in the state treasury not otherwise appropriated. Appropriations hereinafter enumerated for departments, boards, commissions, bureaus, institutions, and offices, for the uses and purposes of which, or of any activity or function thereof, specific funds in the state treasury are provided by law, are hereby made from such specific funds in so far as such funds are subject by law to appropriation and expenditure for the purposes hereinafter mentioned, and to the extent that the moneys to the credit of such specific funds on February 16, 1915 or credited thereto prior to July 1, 1915, shall be sufficient to satisfy such appropriations. Any sums necessary to supply the balance of such appropriations are hereby appropriated out of any money in the state treasury to the credit of the general revenue fund, except that no moneys shall be taken from the general revenue fund to support the highway department.

BOARD OF ADMINISTRATION.

PERSONAL SERVICE—	Items.	Appropriations Feb. 16, 1915-June 30, 1915.
A 1. Salaries—		
4 members of board		$7,499 88
Fiscal supervisor		1,500 00
Secretary		1,125 00
Consulting engineer		1,125 00
Purchasing agent		1,125 00
Chief agriculturist		1,125 00
Mechanical engineer		937 50
Veterinarian		937 50
Chief clerk fiscal department		855 00
Horticulturalist		750 00
Superintendent of laundries		675 00
Chief clerk purchasing department		607 50
2 voucher clerks		1,125 00
Assistant superintendent construction		562 50
Civil engineer		495 00
Draftsman		450 00
Clerk		450 00
6 clerk-stenographers		2,317 50
3 stenographers		967 50
Dietitian		337 50
Telephone operator		202 50

Digitized by Google

www.libtool.com.cn

Draftsman and tracer		$270 00
Messenger		337 50
2 clerks		540 00
19 managing officers		17,062 30
Minor officers and employes		501,582 39
Total		$544,962 07
A 2. Wages		1,800 00
A 3. Unclassified—		
Prisoners compensation		35,000 00
Total personal service		$581,762 07
MAINTENANCE—		
C Supplies—		
C 1. Food supplies	$386,700 00	
C 2. Forage and veterinary	29,735 00	
C 3. Fuel	132,600 00	
C 4. Office	7,535 00	
C 5. Medical and surgical	21,325 00	
C 6. Laundry, cleaning and disinfecting	14,705 00	
C 7. Refrigerating	1,660 00	
C 8. Educational and recreational	1,690 00	
C 9. Botanical and agricultural	19,025 00	
C 10. Motor vehicle	1,305 00	
C 11. General plant	21,330 00	
Total	$637,610 00	
D Materials—		
D 2. Building	$28,675 00	
D 3. General plant	64,650 00	
Total	$93,325 00	
E Equipment—		
E 1. Office	$1,700 00	
E 2. Household	24,950 00	
E 3. Medical and surgical	2,530 00	
E 4. Livestock	58,887 00	
E 5. Motorless vehicles and equipment	1,500 00	
E 6. Motor vehicles and equipment	23,150 00	
E 7. Wearing apparel	60,625 00	
E 8. Educational and recreational	4,045 00	
E 9. General plant	29,175 00	
Total	$206,562 00	

Digitized by Google

F	Contract and Open Order Service—	
F	1. General repairs.....	$9,550 00
E	2. Motor vehicle repairs	905 00
F	3. Water	6,605 00
F	4. Light, heat and power	19,415 00
F	6. Transportation	5,710 00
F	7. Communication	2,725 00
F	9. General plant.....	20,825 00
	Total	$65,735 00
G	Additions and Betterments—	
G	1. Land—	
	Athens State Hospital—	
	To Purchase the E. G. Silvers Farm—	
	245 acres	$11,025 00
	To purchase the W. Herrold farm (2 acres) and certain water rights.....	3,500 00
G	2. Structures and Parts—	
	Wiring for cottages, adminstration offices, etc.....	5,271 00
	Power station and water tower at custodial farm....	10,000 00
	Laundry equipment ment for new laundry, custodial farm	15,000 00
	Kitchen equipment Massillon state hospital	1,895 00
	Peterson oven, Massillon state hospital	2,000 00
	Converting old hydraulic elevator into electric elevator at Ohio state reformatory	1,750 00
	Converting simple engine into tandem compound at Ohio state reformatory.	850 00
	New barn to take place of one recently destroyed by fire at Ohio soldiers' and sailors' home.	3,000 00

Digitized by Google

www.libtool.com.cn

Tunnel power plant to laundry at Toledo state hospital..	$2,750 00	
Machinery for new laundry and kitchen equipment, Toledo state hospital	25,000 00	
G 3. Non-structural Improvements—		
Extending and improving water supply at Dayton state hospital	10,000 00	
Fencing and drainage at prison farm	2,000 00	
Total	$94,041 00	
H Fixed Charges and Contributions—		
H 7. Insurance	857 00	
I Rotary fund.....	50,000 00	
Total maintenance.....		$1,148,130 00
Total appropriation.....		$1,729,892 07

AGRICULTURAL COMMISSION.

PERSONAL SERVICE—

GENERAL OFFICES.

A 1. Salaries—	
3 members commission.....	$5,625 00
Secretary	1,125 00
Stenographer	375 00

DIVISION OF AGRICULTURE.

Chief assistant.....	$975 00
Chief clerk	525 00
5 clerks.....	2,227 50
Farm superintendent.....	675 00
11 stenographers.....	3,787 50
Crop improvement organizer.....	937 50
Deputy institute director	825 00
Field institute worker.....	337 50
Field agent junior contest.....	600 00
16 inspectors nurseries, etc.....	6,660 00
State veterinarian.....	1,350 00
Assistant state veterinarian.....	600 00
Pathologist	1,125 00

Digitized by Google

Assistant pathologist	$525 00	General appropriations Feb. 16, 1915- June 30, 1915.
Chief field veterinarian	600 00	
18 field veterinarians	8,505 00	
Local veterinarian	675 00	
12 laborers at serum plant	2,970 00	
Messenger	315 00	
Instructor and demonstrator	607 50	
Superintendent state fair grounds	375 00	

DAIRY AND FOOD.

Chief of division	$750 00
Chief clerk	450 00
Bookkeeper	450 00
2 clerks	645 00
Chief inspector weights and measures	562 50
21 dairy, food and drug inspectors	9,450 00
Messenger	315 00

EXPERIMENT STATION.

Director	$1,500 00
9 department chiefs	8,175 00
Bursar	750 00
4 associates	3,112 50
26 assistants	12,600 00
Fair superintendent	600 00
Librarian	487 50
Photographer	292 50
5 office assistants	1,792 50
5 field assistants	1,575 00
2 engineers	697 50
Mechanic	337 50
Printer	370 00
Mailing clerk	292 50
4 farm managers	1,530 00
Butter maker	450 00
3 herdsmen	945 00
Shepherd	315 00
5 foremen	1,575 00
Assistant foreman	360 00
Proofreader	270 00
3 clerks	765 00
6 county agents	1,350 00

FISH AND GAME.

Chief warden	$1,125 00
Chief clerk	675 00
Bookkeeper	450 00
2 stenographers	607 50
2 clerks	675 00
25 deputy wardens	8,437 50
Superintendent London hatchery	337 50

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

www.libtool.com.cn

Laborer		$270 00
Superintendent Lake Erie hatchery		405 00
Assistant superintendent and engineer		337 50
2 firemen		540 00
Master patrol boat		405 00
Marine engineer		337 50
Total		$109,690 00
A 2. Wages—		
Clerks and laborers for agricultural division		$3,339 50
Clerks, compositors and helpers experiment station		20,000 00
Extra help fish and game		3,400 00
Extra help general offices		75 00
Total		$26,814 50
A 3. Unclassified—		
Fees of temporary game wardens		$5,625 00
Chemical analyses fees		2,000 00
Division of agriculture		300 00
Experiment station extra services		300 00
Total		$8,225 00
Total personal service		144,729 50
MAINTENANCE—		
C Supplies—		
C 2. Forage and veterinary—		
Feed for pigs at serum plant and horses at fair ground	$1,800 00	
For experiment station	5,000 00	
C 3. Fuel	2,150 00	
C 4. Office	4,801 44	
C 5. Laundry, cleaning, etc	132 59	
C 7. Refrigerating	39 00	
C 9. Botanical and agricultural — Shrubs and plants for fair grounds	400 00	
Seed, plants, etc., for experiment station	3,501 08	
C 10. Motor vehicle	300 00	
C 11. General Plant—		
Pigs and supplies for serum work	21,000 00	

Digitized by Google

	Division of agriculture	$2,000 00
	Dairy and food	59 00
	For experiment station	3,500 00
	Total	$44,683 11
D	Materials—	
D 1.	Highway	$425 00
D 2.	Building	5,000 00
D 3.	General plant	700 00
	Total	$6,125 00
E	Equipment—	
E 1.	Office	$911 65
E 4.	Live stock	1,800 00
E 5.	Motorless vehicles	300 00
E 6.	Motor vehicles	100 00
E 7.	Wearing apparel	19 50
E 8.	Educational and recreational	600 00
E 9.	General Plant—	
	New fish car	17,000 00
	For experiment station	8,000 00
	For division of agriculture	1,500 00
	For dairy and food.	70 25
	Total	$30,301 40
F	Contract and Open Order Service—	
F 1.	General repairs	$1,606 00
F 2.	Motor vehicle repairs	300 00
F 3.	Water	40 00
F 4.	Light, heat and power	767 00
F 6.	Transportation—	
	General offices	805 00
	Dairy and food	9,646 25
	Division of agriculture	16,200 00
	Experiment station.	6,000 00
	Fish and game	7,000 00
F 7.	Communication	1,314 50
F 8.	Contingencies	2,200 00
	To prevent spread of foot and mouth disease	10,000 00

Digitized by Google

www.libtool.com.cn

F 9. General Plant Service—		
Lake Erie and inland fish propagation..	$25,000 00	
All monies appropriated by the U. S. government which are now in the Adams-Hatch fund or which may be credited to such fund prior to July 1, 1915.		
For other functions	4,878 00	
Total	$85,756 75	
H Fixed Charges and Contributions—		
H 6. Rent	$2,437 00	
H 7. Insurance	75 00	
H 8. Contributions	1,595 00	
Total	$4,107 00	
Total maintenance.....		$170,973 26
Total appropriation.....		$315,702 76

ARCHAEOLOGICAL AND HISTORICAL SOCIETY.

PERSONAL SERVICE—	
A 1. Salaries—	
Curator	$937 50
Assistant curator.....	487 50
Secretary	375 00
Librarian	307 50
Stenographer	262 50
Caretakers, janitors, etc.....	1,615 00
Author of "Ohio In The Civil War".	750 00
Total	$4,735 00
A 3. Unclassified—	
Workmen Spiegel grove park.....	$200 00
Lecturer	50 00
Total	$250 00
Total personal service.....	$4,985 00

MAINTENANCE—		
C Supplies—		
C 4. Office	$85 00	
C 9. Botanical and agricultural	100 00	
C 11. General plant.....	895 00	
Total	$1,080 00	

Digitized by Google

www.libnet.com.cn

General appropriations Feb. 16, 1915- June 30, 1915.

E Equipment—	
E 8. Educational and recreational—	
Books, manuscript, maps, etc.....	$400 00
E 9. General Plant—	
Steel shelving, shades, exhibition cases, etc.....	1,840 00
Total	$2,240 00
F Contract and Open Order Service—	
F 1. General repairs.....	$160 00
F 3. Water	36 00
F 4. Light, heat and power	740 00
F 6. Transportation	225 00
F 7. Communication	25 00
F 9. General plant service	350 00
Total	$1,536 00
G Additions and Betterments—	
G 3. Non-structural improvements—	
Cement walks front museum	$320 00
H Fixed Charges and Contributions—	
H 7. Insurance	$45 00
Total maintenance..	$5,221 00
Total appropriation.	$10,206 00

ATTORNEY GENERAL.

PERSONAL SERVICE—	
A 1. Salaries—	
Attorney general.....	$2,437 50
First assistant attorney general.....	1,500 00
Second assistant.....	937 50
Chief clerk.....	562 50
2 stenographers.....	900 00
7 stenographers.....	3,075 00
Willis tax clerk.....	750 00
Messenger	225 00
Total	$10,387 50

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

www.libtool.com.cn

A 3. Unclassified—		
Special counsel		$20,625 00
Extra stenographic work and other expense of investigations		2,450 00
Total		$23,075 00
Total personal service		$33,462 50
MAINTENANCE—		
C Supplies—		
C 4. Office	$534 00	
C 11. General plant	35 00	
Total	$569 00	
E Equipment—		
E 1 Office	$147 00	
E 9. General plant	825 00	
Total	$972 00	
F Contract and Open Order—		
F. 1. General repairs	$15 00	
F 6. Transportation	3,815 00	
F 7. Communication	325 00	
F 9. General plant service	806 00	
Total	$4,961 00	
Total maintenance		$6,502 00
Total appropriation		$39,964 50

AUDITOR OF STATE.

PERSONAL SERVICE—	
A 1. Salaries—	
Auditor	$2,437 50
Deputy auditor	1,125 00
Chief clerk	900 00
Bookkeeper	900 00
Asst. bookkeeper	731 25
Liquor tax deputy	750 00
Filing clerk	600 00
7 clerks	3,937 50
Statistical clerk	750 00
2 auditors	1,350 00
3 stenographers	1,215 00
Messenger	375 00
Mailing clerk and janitor	225 00
5 examiners	4,331 25
2 asst. examiners	1,125 00
Clerk-stenographer	562 50
Total personal service	$21,315 00

Digitized by Google

www.libtool.com.cn

General appropriations Feb. 16, 1915- June 30, 1915.

MAINTENANCE—

C Supplies—		
C 4. Office	$450 00	
E Equipment—		
E 1. Office	300 00	
F Contract and Open Order Service—		
F 1. General repairs	25 00	
F 6. Transportation	300 00	
F 7. Communication	187 50	
F 8. Contingencies	2,000 00	
F 9. General plant	75 00	
Total	$2,587 50	
Total maintenance		$3,337 50
Total appropriation		$24,652 50

BUREAU OF INSPECTION AND SUPERVISION OF PUBLIC OFFICES.

PERSONAL SERVICE—

A 1. Salaries—		
3 deputy inspectors		$2,812 44
Chief clerk		562 50
Statistician		675 00
Stenographer		450 00
Assistant clerk		360 00
Multigraph operator		337 50
Janitor		150 00
Total personal service		$5,347 44
A 2. Wages—		
Assistant examiner for schedule work		56 25
Total personal service		$5,403 69

MAINTENANCE—

C Supplies—		
C 4. Office	$300 00	
Equipment—		
E 1. Office	450 00	
F Contract and Open Order Service—		
F 6. Transportation	674 50	
I Rotary Fund—		
For the uses and purposes of the bureau of inspection and supervision as provided in sections 287 and 288 of the General Code		1,936 61
Total maintenance		$1,424 50
Total appropriation		$8,764 80

Digitized by Google

DEPARTMENT OF BANKS AND BANKING.

General appropriations Feb. 16, 1915- June 30, 1915.

PERSONAL SERVICE—

A 1. Salaries—		
Superintendent		$1,875 00
Chief clerk		750 00
Chief examiner		1,125 00
16 examiners		11,837 50
2 assistant examiners		1,237 50
Clerk		412 50
Statistician		450 00
2 stenographers		712 50
Assistant commissioner		1,125 00
Financial clerk		675 00
2 inspectors		1,350 00
Stenographers		450 00
Total		$22,000 00

MAINTENANCE—

C Supplies—		
C 4. Office	$449 00	
For securities department	142 00	
Total	$591 00	
E Equipment—		
E 1. Office	$200 00	
F Contract and Open Order Service—		
F 6. Transportation	$6,540 00	
F 7. Communication	213 25	
F 8. Contingency	25 00	
Total	$6,778 25	
Total maintenance		$7,569 25
Total appropriation		$29,569 25

OHIO COMMISSION FOR THE BLIND.

PERSONAL SERVICE—

A 1. Salaries—	
Executive secretary	$1,312 47
Field secretary	749 97
Eye nurses, etc.	1,325 00
Stenographers, teachers, shop assistants, etc.	6,040 31
Total	$9,427 75

Digitized by Google

A 2. Wages—			
Cutters, finishers, janitors, laundress, etc.		$684 00	General appropriations Feb. 16, 1915- June 30, 1915.
Total personal service		$10,111 75	
MAINTENANCE—			
C Supplies—			
C 4. Office supplies	$400 00		
C 5. Medical and surgical	15 00		
C 6. Laundry	5 00		
C 8. Educational and recreational	50 00		
C 11. General plant	100 00		
Total	$570 00		
E Equipment—			
E 1. Office	$100 00		
E 9. General plant	300 00		
Total	$400 00		
F Contract and Open Order Service—			
F 1. General repairs	$25 00		
F 3. Water	5 00		
F 4. Light, heat and power	90 00		
F 6. Transportation	3,000 00		
F 7. Communication	120 00		
Total	$3,240 00		
H Fixed Charges and Contribution—			
H 6. Rent	$519 75		
H 7. Insurance	25 00		
Total	$544 75		
I Rotary Fund—			
I 2. Manufacturing and Sales Fund— To care for employment of blind	$20,000 00		
Total maintenance		$24,754 75	
Total appropriation		$34,866 50	

www.libtool.com.cn

Digitized by Google

BUREAU OF BUILDING AND LOAN ASSOCIATIONS.

General appropriations Feb. 16, 1915- June 30, 1915.

PERSONAL SERVICE—

A 1. Salaries—		
Inspector		$1,350 00
Deputy inspector		750 00
Asst. deputy inspector		675 00
Inspector's clerk		562 50
Asst. examiner		562 50
Correspondence clerk		450 00
Statistician		450 00
9 examiners		6,075 00
Total personal service		$10,875 00

MAINTENANCE—

C Supplies—		
C 4. Office	$135 00	
F Contract and Open Order Service—		
F 1. General repairs	5 00	
F 6. Transportation	3,005 00	
F 7. Communication	55 00	
Total	$3,065 00	
H Fixed Charges and Contributions—		
H 6. Rent	369 36	
Total maintenance		$3,569 36
Total appropriation		$14,444 36

OHIO STATE BOARD OF CHARITIES.

PERSONAL SERVICE—

A 1. Salaries—	
Executive secretary	$1,125 00
4 agents	2,362 50
Cashier	450 00
5 clerks	1,462 50
Total personal service	$5,400 00

MAINTENANCE—

C Supplies—		
C 4. Office	$482 00	
E Equipment—		
E 1. Office	119 03	
E 8. Educational and recreational	10 00	
Total	$129 03	

Digitized by Google

F Contract and Open Order—		
F 1. Repairs	$15 00	
F 6. Transportation	1,527 00	
F 7. Communication	100 00	
F 8. Contingencies	50 00	
F 9. General plant	260 00	
Total	$1,952 00	
H Fixed Charges and Contributions—		
H 6. Rent	542 48	
Total maintenance		$3,105 51
Total appropriation		$8,505 51

CHILDREN'S WELFARE DEPARTMENT.

PERSONAL SERVICE—		
A 1. Salaries—		
Director		$900 00
Assistant director		562 50
2 visitors		900 00
2 clerks		540 00
Total		$2,902 50
A 3. Unclassified—		
Dental and optical examination and boarding of children		750 00
Total personal service		$3,652 50
MAINTENANCE—		
C Supplies—		
C 4. Office	$190 00	
E Equipment—		
E 7. Wearing Apparel—		
Clothing for children	270 00	
F Contract and Open Order Service—		
F 6. Transportation	894 50	
F 8. Contingencies	10 00	
Total maintenance		$1,364 50
Total appropriations		$5,017 00

Digitized by Google

CIVIL SERVICE COMMISSION.

General appropriations Feb. 16, 1915–June 30, 1915.

www.libtool.com.cn

PERSONAL SERVICE—			
A 1. Salaries—			
3 commissioners			$4,500 00
Secretary			1,125 00
Clerks (6)			2,407 50
9 stenographers			3,307 50
1 efficiency examiner			900 00
Efficiency clerk			585 00
4 examiners			2,775 00
Chief clerk			675 00
Messenger			225 00
Total			$16,500 00
A 2. Wages—			
Special examiners and investigators			1,000 00
Total personal service			$17,500 00
MAINTENANCE—			
C Supplies—			
C 4. Office		$900 00	
E Equipment—			
E 1. Office		150 00	
F Contract and Open Order—			
F 6. Transportation		2,000 00	
F 7. Communication		280 13	
F 9. General plant		200 00	
Total		$2,480 13	
H Fixed Charges and Contributions—			
H 6. Rent		1,687 50	
Total maintenance			$5,217 63
Total appropriation			$22,717 63

STATE DENTAL BOARD.

PERSONAL SERVICE—			
A 1. Salaries—			
Secretary			$450 00
Stenographer			180 00
Total			$630 00
A 2. Wages—			
Per diem of examiners			$1,050 00
Total personal service			$1,680 00

Digitized by Google

www.libtool.com.cn

General appropriations Feb. 16, 1915-June 30, 1915.

MAINTENANCE—		
C Supplies—		
C 4. Office	$300 00	
E Equipment—		
E 1. Office	55 00	
F Contract and Open Order Service—		
F 6. Transportation	580 00	
F 7. Communication	20 00	
Total	$600 00	
Total maintenance		$955 00
Total appropriation		$2,635 00

STATE BOARD EMBALMING EXAMINERS.

PERSONAL SERVICE—		
A 1. Salaries—		
Secretary		$600 00
MAINTENANCE—		
C Supplies—		
C 4. Office	$300 00	300 00
Total appropriation		$900 00

EXECUTIVE DEPARTMENT.

PERSONAL SERVICE—		
A 1. Salaries—		
Governor		$3,750 00
Secretary to governor		1,875 00
Executive clerk		1,125 00
Correspondence clerk		750 00
Commission clerk		675 00
Stenographer		450 00
Messenger		375 00
Total		$9,000 00
MAINTENANCE—		
C Supplies—		
C 3. Fuel	$15 00	
C 4. Office	600 00	
Total	$615 00	
E Equipment	250 00	
F Contract and Open Order—		
F 6. Transportation	250 00	
F 7. Communication	300 00	
F 9. Contingencies	3,000 00	
Total	$3,550 00	
Total maintenance		$4,415 00
Total appropriation		$13,415 00

Digitized by Google

BOARD OF PARDONS.

General appropriations Feb. 16, 1915- June 30, 1915.

A 1. Salaries—		
4 members		$1,425 04

www.libtool.com.cn

BUDGET COMMISSION.

PERSONAL SERVICE—		
A 1. Salaries—		
Commissioner		$1,500 00
Deputy commissioner		900 00
Secretary		450 00
Messenger		90 00
Total		$2,940 00
A 2. Wages		250 00
Total personal service		$3,190 00
MAINTENANCE—		
C Supplies—		
C 4. Office	$75 00	
D Materials—		
D 3. General plant	10 00	
E Equipment—		
E 1. Office	25 00	
F Contract and Open Order Service—		
F 1. General repairs	10 00	
F 6. Transportation	150 00	
F 7. Communication	70 00	
F 8. Contingencies	500 00	
F 9. General plant service	30 00	
Total	$760 00	
Total maintenance		$870 00
Total appropriation		$4,060 00

STATE FIRE MARSHAL.

PERSONAL SERVICE—	
A 1. Salaries—	
Marshal	$1,125 00
First deputy	675 00
Second deputy	562 50
Chief inspector	675 00
Electrician	562 50
30 assistants	14,137 50
Statistician	450 00
Assistant statistician	337 50
7 clerks and stenographers	2,070 00
Chief clerical department	562 50
Assistant	506 25
Total	$21,663 75

Digitized by Google

A 3. Unclassified—			
Maintenance of witnesses, etc.....		$3,095 00	General appropriations Feb. 16, 1915- June 30, 1915.
Total personal service.....		$24,758 75	
MAINTENANCE—			
C Supplies—			
C 4. Office	$800 00		
C 11. General plant service	700 00		
Total	$1,500 00		
E Equipment—			
E 1. Office		$200 00	
F Contract and Open Order Service—			
F 6. Transportation	$5,000 00		
F 7. Communication	435 00		
Total	$5,435 00		
H Fixed Charges and Contributions—			
H 6. Rent	$1,198 12		
Total maintenance.....		$8,333 12	
Total appropriation.....		$33,091 87	

HEADQUARTERS OHIO G. A. R.

PERSONAL SERVICE—		
A 1. Salaries—		
Assistant adjutant general.....		$450 00
Clerk		281 25
Total		$731 25
MAINTENANCE—		
H 6. Rent	$91 75	$91 75
Total appropriation.....		$823 00

GEOLOGICAL SURVEY.

PERSONAL SERVICE—		
A 1. Salaries—		
Geologist		$400 00
6 assistant geologists.....		766 47
Consulting chemist.....		225 00
Assistant chemist.....		337 50
Stenographer		292 50
Total		$2,021 47
A 2. Wages		20 00
Total personal service.....		$2,041 47

www.libtool.com.cn

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

MAINTENANCE—		
C Supplies—		
C 4. Office	$49 30	
C 11. General plant	65 00	
Total	$114 30	
E Equipment—		
E 9. General plant	$10 00	
F Contract and Open Order Service—		
F 1. General repairs	$10 00	
F 6. Transportation	645 00	
F 7. Communication	21 00	
F 9. General plant	50 00	
Total	$726 00	
Total maintenance		$850 30
Total appropriation		$2,891 77

STATE BOARD OF HEALTH.

PERSONAL SERVICE—	
A 1. Salaries—	
Secretary and executive officer	$1,312 50
Assistant secretary	1,125 00
6 clerks	1,950 00
6 stenographers	1,620 00
Bacteriologist	1,125 00
6 laboratory assistants	2,272 50
Chief engineer	1,125 00
4 assistant engineers	1,905 00
2 epidemiologists	1,387 50
2 inspectors of plumbing	1,237 50
Chief division of tuberculosis	1,125 00
Organizer	562 50
Exhibit director	562 50
2 visiting nurses	1,012 50
Statistician	562 50
Chief division of occupational diseases	1,125 00
6 clerks	1,732 50
2 janitors	472 50
Total	$22,215 00
A 2. Wages	540 00
A 3. Unclassified	375 00
Total personal service	$23,130 00

Digitized by Google

www.libtool.com.cn

General appropriations Feb. 16, 1915- June 30, 1915.

MAINTENANCE—		
C Supplies—		
C 2. Forage and veterinary	$52 50	
C 4. Office	1,275 00	
C 5. Medical and surgical	350 00	
C 7. Refrigerating	56 25	
C 11. General plant	125 00	
Total	$1,858 75	
E Equipment—		
E 1. Office	$75 00	
E 3. Medical and surgical	1,000 00	
E 4. Live stock	18 75	
E 8. Educational and recreational	773 75	
E 9. General plant	500 00	
Total	$2,367 50	
F Contract and Open Order—		
F 1. General repairs	$93 75	
F 4. Light, heat and power	500 00	
F 6. Transportation	4,315 80	
F 7. Communication	325 00	
F 9. General plant service	1,000 00	
Total	$6,234 55	
Total maintenance		$10,460 80
Total appropriation		$33,590 80

HIGHWAY DEPARTMENT.

PERSONAL SERVICE—	
A 1. Salaries—	
Commissioner	$1,500 00
3 deputy commissioners	3,375 00
8 division engineers	6,300 00
9 engineers	5,062 50
2 draftsmen	900 00
3 superintendents	1,687 50
Testing engineer	675 00
Laborer	240 00
Assistant testing engineer	450 00
Chemist	562 50
Chief clerk	750 00
File clerk	450 00
Bookkeeper	675 00
Assistant bookkeeper	337 50
Clerk	450 00
Assistant superintendent	300 00
Map maker for three months	500 00

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

5 stenographers		$1,612 50
Secretary		750 00
Total		$26,577 50
A 2. Wages—		
Extra clerk hire		1,362 50
Total personal service		$27,940 00
MAINTENANCE—		
C Supplies—		
C 3. Fuel	$500 00	
C 4. Office	100 00	
C 6. Laundry and cleaning	100 00	
C 9. Botanical and agricultural	900 00	
C 10. Motor vehicles	2,500 00	
C 11. General plant	3,000 00	
Total	$7,100 00	
E Equipment—		
E 1. Office	$300 00	
E 5. Motorless vehicles and equipment	1,000 00	
E 6. Motor vehicles and equipment	1,000 00	
E 8. Educational and recreational	100 00	
E 9. General plant	2,500 00	
Total	$4,900 00	
F Contract and Open Order Service—		
F 1. General repairs	$2,000 00	
F 2. Motor vehicle repairs	1,000 00	
F 3. Water	1,000 00	
F 4. Light, heat and power	100 00	
F 6. Transportation	5,200 00	
F 7. Communication	1,000 00	
	$10,300 00	
F 9. General Plant—		
To construct, improve, maintain and repair intercounty highways as provided in section 6859-2 of the General Code, and all sections supplementary or amendatory thereof	$780,976 50	
Total		$805,095 00

www.libtool.com.cn

Digitized by Google

www.libook.com.cn

To construct, improve, maintain and repair main market roads as provided in section 6859-3 of the General Code, and all sections supplementary or amendatory thereof...	$273,000 00	General appropriations Feb. 16, 1915-June 30, 1915.
To repair, maintain, protect, police, and patrol public highways as provided in section 6309 of the General Code, and all sections supplementary or amendatory thereof	300,000 00	
Total appropriation.....	$1,404,216 50	

INDUSTRIAL COMMISSION.

PERSONAL SERVICE—

MINING DEPARTMENT.

A 1. Salaries—	
Chief deputy.....	$,1312 50
Assistant chief deputy.....	937 50
Chief clerk.....	450 00
2 clerks.....	675 00
2 stenographers.....	675 00
12 district deputies.....	8,100 00
Oil and gas well inspector.....	337 50
Caretaker mine rescue car.....	450 00
Messenger	90 00

BOILER INSPECTOR.

Chief deputy.....	1,125 00
Assistant chief deputy.....	750 00
Chief clerk.....	675 00
4 clerks.....	1,800 00
Clerk-stenographer	337 50
8 district deputies.....	5,400 00

WORKSHOPS AND FACTORIES.

Chief deputy.....	1,125 00
Assistant	937 50
Deputy	750 00
Safety engineer.....	937 50
Chief clerk.....	675 00
Recording clerk.....	562 50
Clerk-stenographer	337 50
3 stenographers.....	1,012 50
Examiner high explosives.....	750 00
28 district deputies.....	12,600 00
8 lady visitors.....	3,600 00

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

www.libtool.com.cn

FILM CENSORSHIP.

3 members of board	$1,687 50
Custodian of films	337 50
3 stenographers	1,012 50
2 typists	562 50
2 operators	600 00
1 clerk-stenographer	281 25

EXAMINER OF STEAM ENGINEERS.

Chief deputy	1,125 00
Assistant chief deputy	675 00
Chief clerk	562 50
Clerk	375 00
10 district deputies	5,625 00
1 messenger	135 00

STATE INSURANCE.

Director of claims	900 00
Deputy director of claims	750 00
6 claim examiners	2,782 50
Reviewer of claims	450 00
5 clerks	2,250 00
4 clerk-stenographers	1,462 50
12 stenographers	4,267 50
2 typists	712 50
Special deputy	450 00
6 claim investigators	2,782 50
Chief medical examiner	1,312 50
5 assistant medical examiners	3,225 00
Actuary	1,312 50
2 assistant actuaries	1,245 00
Chief clerk	675 00
2 bookkeepers	712 50
8 clerks	3,150 00
3 stenographers	1,012 50
1 stenographer	405 00
Chief auditor	900 00
8 clerks	3,307 50
5 bookkeepers	1,875 00
Adjustment clerk	450 00
14 stenographers	4,725 00
22 deputies	12,375 00

INVESTIGATION AND STATISTICS.

Chief statistician and mediator	1,312 50
Assistant statistician	675 00
2 statistical clerks	900 00
15 statistical clerks	5,422 50
3 stenographers	900 00
4 special agents	2,025 00
5 superintendents employment offices	2,981 25
Assistant superintendent	562 50
Special agent	450 00
7 clerks	2,036 25

Digitized by Google

GENERAL OFFICES.

3 members commission		$5,625 00	General appropriations Feb. 16, 1915- June 30, 1915.
Secretary		1,125 00	
2 assistant secretaries		1,125 00	
Minute clerk		562 50	
Cashier-paymaster		750 00	
Postmaster custodian		450 00	
Special deputy		675 00	
Bookkeeper		562 50	
Assistant bookkeeper		337 50	
7 stenographers		2,115 00	
Librarian		337 50	
Stenographer		292 50	
2 messengers		506 25	
4 branch office deputies		2,850 00	
3 clerks		945 00	
2 mailing and supply clerks		900 00	
Total		$149,285 00	
A 2. Wages—			
Mechanical and clerical labor		$405 00	
A 3. Unclassified—			
Fees for local medical examinations, etc.		3,020 00	
Total personal service		$152,710 00	
MAINTENANCE—			
C Supplies—			
C 4. Office	$6,432 00		
C 5. Medical and surgical.	30 00		
C 11. General plant	3,117 50		
Total	$9,579 50		
E Equipment—			
E 1. Office	$945 00		
E 9. General plant	575 00		
Total	$1,520 00		
F Contract and Open Order Service—			
F 1. General repairs	$98 00		
F 4. Light, heat and power	300 00		
F 6. Transportation	18,888 00		
F 7. Communication	1,287 25		
F 8. Contingencies	20 00		
F 9. General plant	1,174 50		
Total	$21,767 75		

www.ipbook.com.cn

Digitized by Google

www.libook.com.cn

H Fixed Charges and Contributions—		
H 6. Rent	$9,269 25	
H 7. Insurance	500 00	
Total	$9,769 25	
Total maintenance		$42,636 50
Total appropriation		$195,346 50

DEPARTMENT OF PUBLIC INSTRUCTION.

PERSONAL SERVICE—	
A 1. Salaries—	
Superintendent	$1,500 00
Asst. superintendent	937 50
Normal school supervisor	1,350 00
Rural school supervisor	750 00
2 high school inspectors	1,500 00
4 supervisors of agricultural education	3,000 00
Chief clerk	656 25
Examination clerk	675 00
Statistician	562 50
Filing clerk	337 50
2 stenographers	540 00
Messenger and shipping clerk	337 50
88 county superintendents	33,000 00
450 district superintendents	101,250 00
32 normal school supervisors	12,000 00
Total	$158,396 25
A 2. Wages—	
Per diem state board of school examiners	$500 00
Compiler of Arbor day annual	200 00
Total	$700 00
Total personal service	$159,096 25

MAINTENANCE—		
C Supplies—		
C 4. Office	$560 00	
E Equipment—		
E 1. Office	125 00	
F Contract and open order service—		
F 6. Transportation	3,215 00	
F 7. Communication	81 00	
F 9. General plant	20 00	
Total	$3,316 00	

Digitized by Google

H Fixed charges and contributions—			
H 8. Contributions—			
State aid to model rural schools as per sections 7654-7 and 7655-5 of the General Code.....	$10,050 00		
Total maintenance.....		$14,051 00	General appropriations Feb. 16, 1915- June 30, 1915.
Total appropriation.....		$173,147 25	

INSURANCE DEPARTMENT.

PERSONAL SERVICE—		
A 1. Salaries—		
Superintendent		$2,250 00
Deputy superintendent.....		1,125 00
Actuary		1,125 00
Chief clerk.....		787 50
2 examiners.....		1,350 00
Statistician		675 00
Warden		787 50
Bookkeeper		675 00
Correspondence clerk.....		450 00
4 assistant actuaries.....		1,822 50
Assistant examiner.....		450 00
Assistant statistician.....		450 00
License clerk.....		540 00
Mailing clerk.....		472 50
Messenger		337 50
Stenographer		337 50
Extra clerks.....		1,000 00
Total		$14,635 00

MAINTENANCE—		
C Supplies—		
C 4. Office	$400 00	
E Equipment—		
E 1. Office	$200 00	
F Contract and open order service—		
F 1. General repairs.....	$8 00	
F 6. Expressage	100 00	
Traveling expenses..	1,000 00	
F 7. Communication	145 00	
F 8. Contingencies	75 00	
Total	$1,328 00	

Digitized by Google

www.libtool.com.cn

H Fixed charges and contributions—		
H 6. Rent	$1,256 10	
H 8. Contributions	10 00	
Total	$1,266 10	
Total maintenance		$3,194 10
Total appropriation		$17,829 10

JUDICIARY.

PERSONAL SERVICE—

A 1. Salaries—	
122 judges common pleas courts	$137,250 00
24 judges courts of appeals	54,000 00
6 justices supreme court	14,625 00
1 chief justice supreme court	2,625 00
3 judges superior court Cincinnati	3,375 00
8 stenographers	5,400 00
Total	$217,275 00

MAINTENANCE—

F Contract and open order service—		
F 6. Traveling expense	$16,425 00	
Total maintenance		$16,425 00
Total appropriation		$233,700 00

LEGISLATIVE REFERENCE DEPARTMENT.

PERSONAL SERVICE—

A 1. Salaries—	
Director	$1,125 00
Draftsman	562 50
Librarian	337 50
Stenographer	315 00
Library assistant	225 00
Total	$2,565 00
A 2. Wages—	
Extra stenographer and messenger during session	$325 00
A 3. Unclassified—	
Services for drafting	500 00
Total personal service	$3,390 00

Digitized by Google

General appropriations Feb. 16, 1915-June 30, 1915.

MAINTENANCE—		
C Supplies—		
C 4. Office	$120 90	
C 11. General Plant—		
Periodicals and papers	100 00	
Total	$220 90	
E Equipment—		
E 9. General plant—		
Books	$100 00	
F Contract and open order service—		
F 6. Transportation	60 00	
F 7. Communication	60 00	
F 9. General plant service	50 00	
Total	$170 00	
Total maintenance		$490 90
Total appropriations		$3,880 90

STATE LIBRARY.

PERSONAL SERVICE—		
A 1. Salaries—		
Librarian		$1,125 00
Assistant librarian		450 00
Secretary		337 50
Document clerk		360 00
Stenographer		270 00
Messenger		337 50
9 library assistants		2,790 00
Total		$5,670 00
A 2. Wages		250 00
Total personal service		$5,920 00
MAINTENANCE—		
C Supplies—		
C 4. Office	$145 00	
E Equipment—		
E 8. Educational and recreational—		
Books and papers	$1,000 00	

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

F Contract and open order service—		
F 6. Transportation	$47 00	
F 7. Communication	46 00	
Total	$93 00	
Total maintenance.....		$1,238 00
Total appropriation.....		$7,158 00

LIBRARY ORGANIZER.

PERSONAL SERVICE—		
A 1. Salaries—		
Organizer		$562 50
Office assistant.....		270 00
Total		$832 50
MAINTENANCE—		
C Supplies—		
C 4. Office	$95 00	
E Equipment—		
E 1. Office	175 00	
F Contract and open order service—		
F 6. Transportation	379 00	
F 7. Communication	35 00	
Total	$414 00	
Total maintenance.....		$684 00
Total appropriation.....		$1,516 50

TRAVELING LIBRARY.

PERSONAL SERVICE—		
A 1. Salaries—		
Superintendent		$450 00
Cataloguer		315 00
Stenographer		292 50
Shipping clerk.....		270 00
Reference librarian.....		337 50
Janitor		270 00
Total		$1,935 00
MAINTENANCE—		
C Supplies—		
C 4. Office	$90 00	
E Equipment—		
E 9. General plant.....	1,000 00	

Digitized by Google

www.inproof.com.cn

F Contract and open order service—		
F 1. General repairs.....	$5 00	
F 4. Light	30 00	
F 6. Transportation	150 00	
F 7. Communication	30 00	
Total	$215 00	
H Fixed charges and contributions—		
H 6. Rent	$734 35	
Total maintenance.....		$2,039 35
Total appropriation.....		$3,974 35

LIMA STATE HOSPITAL.

PERSONAL SERVICE—		
A 1. Salaries—		
Superintendent		$1,500 00
Chief clerk.....		337 50
2 physicians.....		1,012 50
3 engineers.....		1,561 50
Minor employes.....		16,676 75
Total		$21,088 25
MAINTENANCE—		
C Supplies—		
C 1. Food	$9,000 00	
C 2. Forage and veterinary	20 00	
C 3. Fuel	4,000 00	
C 4. Office	300 00	
C 5. Medical and surgical	1,000 00	
C 6. Laundry, cleaning and disinfecting..	800 00	
C 7. Refrigerating	27 00	
C 8. Educational and recreational	50 00	
C 9. Botanical and agricultural	630 00	
C 11. General plant.....	1,765 00	
Total	$17,592 00	
D Materials—		
D 1. Highway	$172 50	
D 2. Building	600 00	
D 3. General plant.....	6,000 00	
Total	$6,772 50	

Digitized by Google

www.libtool.com.cn

E Equipment—		
E 1. Office	$1,200 00	
E 2. Household	1,000 00	
E 3. Surgical	24 00	
E 4. Live stock—		
Hogs	320 00	
Team	500 00	
E 5. Motorless vehicles	140 00	
E 6. Motor vehicles—		
Motor trucks	2,000 00	
E 7. Wearing apparel	3,500 00	
E 8. Educational and recreational	800 00	
E 9. General plant	3,000 00	
Total	$12,484 00	
F Contract and open order service—		
F 1. General repairs	$500 00	
F 2. Motor vehicle repairs	50 00	
F 3. Water	25 00	
F 4. Light, heat and power	100 00	
F 6. Transportation	600 00	
F 7. Communication	100 00	
F 8. Contingencies	50 00	
F 9. General plant service	282 00	
Total	$1,707 00	
G Additions and Betterments—		
G 2. Structures and parts—		
Electrical fixtures for nurses' cottage	$700 00	
Finish operating rooms	3,000 00	
Guards for doors, windows, etc	25,000 00	
Total	$28,700 00	
H Fixed charges and contributions—		
H 6. Rent	270 00	
Total maintenance		$67,525 50
Total appropriation		$88,613 75

Digitized by Google

STATE LIQUOR LICENSING BOARD.

www.ibtool.com.cn

PERSONAL SERVICE—			
A 1. Salaries—			
3 commissioners		$5,625 00	General appropriations Feb. 16, 1915- June 30, 1915.
Secretary		1,125 00	
Chief clerk		1,350 00	
Bookkeeper		562 50	
Auditor		562 50	
Docket clerk		562 50	
4 stenographers		1,507 50	
20 inspectors		10,012 50	
153 county commissioners		35,950 00	
23 secretaries, clerks and stenographers		8,077 44	
Total		$64,547 44	
A 2. Wages—			
Temporary clerks, stenographers, etc.		$2,500 00	
A 3. Unclassified—			
Witness fees, etc.		600 00	
Total personal service		$67,647 44	
MAINTENANCE—			
C Supplies—			
C 4. Office—			
Postage for state and county boards	$1,500 00		
Printing and stationery for state and county boards.	2,000 00		
Other supplies for state and county boards	2,000 00		
Total	$5,500 00		
E Equipment—			
E 1. Office—			
For 40 additional county boards	$6,200 00		
F Contract and open order—			
F 4. Light, heat and power for county boards	200 00		
F 6. Transportation for county and state officers	9,750 00		
F 7. Communication	1,800 00		
F 8. Contingencies	3,150 00		
F 9. General plant	3,500 00		
Total	$18,400 00		

Digitized by Google

www.libtool.com.cn

II Fixed charges and contributions—		
II 6. Rent	$7,456 25	
II 7. Insurance—Premium on bonds	350 00	
Total	$7,806 25	
Total maintenance		$37,906 25
Total appropriation		$105,553 69

STATE MEDICAL BOARD.

PERSONAL SERVICE—		
A 1. Salaries—		
Secretary		$1,162 49
Entrance examiner		262 49
2 stenographers		832 50
Total		$2,257 48
A 2. Wages—		
Per diem of board members		$1,470 00
Osteopathic examining committee		120 00
Total		$1,590 00
Total personal service		$3,847 48
MAINTENANCE—		
C Supplies—		
C 4. Office	$179 00	
C 11. General plant	100 00	
Total	$279 00	
F Contract and open order service—		
F 6. Transportation	$1,500 00	
F 7. Communication	100 00	
F 9. General plant service	100 00	
Total	$1,700 00	
Total maintenance		$1,979 00
Total appropriation		$5,826 48

MISCELLANEOUS.

PANAMA-PACIFIC EXPOSITION COMMISSIONER.

PERSONAL SERVICE—	
A 1. Salaries—	
Deputy commissioner	$1,875 00
Matron	450 00

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

Hostess		$450 00
Maid		225 00
Stenographer		450 00
Clerk		450 00
Check room attendant		360 00
2 rest room attendants		720 00
Night watch		360 00
Janitor		330 00
Messenger		360 00
Secretary		675 00
Stock exhibit watchman		360 00
Total		$7,095 00
A 3. Unclassified		$2,905 00
Total personal service		$10,000 00
MAINTENANCE—		
F Contract and open order service—		
F 9. General plant	$10,000 00	
Total maintenance		$10,000 00
Total appropriation		$20,000 00

EMERGENCY BOARD.

MAINTENANCE—		
F Contract and open order service—		
F 8. Contingencies—		
For the uses and purposes of the emergency board		$50,000 00

PAVING CONTIGUOUS TO STATE PROPERTY.

II Fixed charges and contributions—		
H 8. Contributions—		
To the city of Columbus—		
Paving Broad St. from High to Third	$5,000 00	
Paving State St. from High to Third	1,600 00	
Main St., Parsons east—Blind asylum	2,000 00	
Parson Ave., from Main St. north—Blind asylum	2,000 00	

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Broad St., Sandusky to Shady Lane insane asylum.....	$7,000 00	
Broad St.—Imbecile asylum	9,000 00	
Cluster lights on four sides state house	2,400 00	
Total		$30,000 00

OHIO NATIONAL GUARD.

PERSONAL SERVICE—

A 1. Salaries—

Adjutant general.....	$1,312 50
Assistant adjutant general.....	750 00
Assistant quartermaster general.....	750 00
Chief clerk.....	600 00
Financial clerk.....	562 50
Record clerk.....	450 00
Roster clerk.....	450 00
Pay roll clerk.....	450 00
Commission clerk.....	450 00
2 quartermasters' clerks.....	900 00
2 stenographers.....	675 00
Index clerk.....	270 00
Messenger	337 50
Superintendent state arsenal.....	675 00
Clerk state arsenal.....	360 00
Caretakers (3) batteries artillery.....	540 00
2 caretakers signal corps.....	225 00
Machinist state arsenal.....	427 50
Total	$10,185 00

A 2. Wages—

Stock keeper state arsenal.....	$319 00
3 laborers state arsenal.....	957 00
Watchman	77 00
Total	$1,353 00
Total personal service.....	$11,538 00

MAINTENANCE—

C Supplies—		
C 4. Office	$503 50	
F Contract and open order service—		
F 6. Transportation	112 00	
F 7. Communication	260 00	
		$875 50

Digitized by Google

www.libtool.com.cn

F 9. General plant service—			
Maintenance—			
Ohio national guard.	$20,000 00		General appropriations Feb. 16, 1915- June 30, 1915.
For armory rental..	25,000 00		
Construction of Akron armory....	40,000 00		
Construction of Delaware armory.....	20,000 00		
Total		$105,000 00	
Total appropriation.....		$117,413 50	

STATE HOUSE AND GROUNDS.

PERSONAL SERVICE—

A 1. Salaries—	
Supt. of laborers.....	$375 00
11 laborers.....	2,970 00
2 night policemen.....	675 00
2 visitors' attendants.....	540 00
2 day policemen.....	540 00
2 janitors flag room.....	540 00
1 carpenter.....	375 00
Chief engineer.....	450 00
2 engineers.....	675 00
3 firemen.....	1,012 50
2 elevator attendants.....	540 00
2 employes one month.....	140 00
Total personal service.....	$8,832 50

MAINTENANCE—

C Supplies—		
C 2. Forage and veterinary	$45 00	
C 6. Laundry, cleaning and disinfecting..	100 00	
C 9. Botanical and agricultural	170 00	
C 11. General plant.....	50 00	
Total	$365 00	
D Materials—		
D 3. General plant.....	$150 00	
E Equipment—		
E 9. General plant.....	600 00	
F Contract and open order service—		
F 1. General repairs.....	200 00	
F 3. Water	300 00	

Digitized by Google

www.libtool.com.cn

F 4. Light, heat and power	$6,500 00	
F 6. Transportation	50 00	
F 7. Communication	10 00	
F 9. General plant	25 00	
Total	$7,085 00	
G Additions and Betterments—		
G 2. Structures and parts to build 2 additional offices	1,800 00	
Total maintenance		$10,000 00
Total appropriation		$18,832 50

STATE OIL INSPECTOR.

PERSONAL SERVICE—		
A 1. Salaries—		
Inspector		$1,312 47
Chief clerk		562 50
Total		$1,874 97
A 3. Unclassified—		
Fees of deputy inspectors		$16,974 00
Total personal service		$18,848 97
MAINTENANCE—		
C Supplies—		
C 4. Office	$234 50	
F Contract and open order—		
F 6. Transportation	120 00	
F 7. Communication	65 00	
Total	$185 00	
Total maintenance		$449 50
Total appropriation		$19,298 47

STATE BOARD OF PHARMACY.

PERSONAL SERVICE—	
A 1. Salaries—	
Secretary	$675 00
A 2. Wages—	
Per diem of members of board	750 00
Total personal service	$1,425 00

Digitized by Google

www.libtool.com.cn

General appropriations Feb. 16, 1915-June 30, 1915.

MAINTENANCE—		
C Supplies—		
C 4. Office	$225 00	
F Contract and open order service—		
F 6. Transportation	$520 00	
F 7. Communication	30 00	
Total	$550 00	
H 6. Rent	$40 00	
Total	$590 00	
Total maintenance		$815 00
Total appropriation		$2,240 00

COMMISSIONERS OF PUBLIC PRINTING.

PERSONAL SERVICE—		
A 1. Salaries—		
1 clerk		$337 50
MAINTENANCE—		
F Contract and open order service—		
F 9. General plant—		
Printing paper	$25,000 00	
Printing paper experiment station	300 00	
Total		$25,300 00
Total appropriation		$25,637 50

SUPERVISOR OF PUBLIC PRINTING.

PERSONAL SERVICE—		
A 1. Salaries—		
Supervisor		$750 00
Bookkeeper and stenographer		450 00
Clerk		75 00
Total		$1,275 00
MAINTENANCE—		
C Supplies—		
C 4. Office	$30 00	

Digitized by Google

www.libtool.com.cn

F Contract and open order service—		
F 6. Transportation	$30 00	
F 7. Communication	26 50	
F 8. Contingency	25 00	
F 9, General plant.....	30,000 00	
Total	$30,081 50	
Total maintenance.....		$30,111 50
Total appropriation.....		$31,386 50

STATE BINDERY.

PERSONAL SERVICE—	
A 1. Salaries—	
Superintendent	$675 00
Bookkeeper and clerk.....	315 00
Forelady	247 50
16 bindery workers.....	2,668 50
2 rulers	990 00
2 folding machine operators.....	697 50
2 laborers.....	468 00
Minor employes.....	6,125 50
Total	$12,187 00

MAINTENANCE—		
C Supplies—		
C 11. General plant— General bindery supplies	$5,726 25	
F Contract and open order service—		
F 4. Light, heat and power	450 00	
F 1. General repairs.....	225 00	
F 6. Transportation	205 50	
F 3. Water	40 00	
F 7. Communication	37 50	
F 9. General plant service	26 00	
Total	$984 00	
H Fixed charges and contributions—		
H 6. Rent	$2,400 00	
Total maintenance.....		$9,110 25
Total appropriation.....		$21,297 25

Digitized by Google

PROSECUTION AND TRANSPORTATION OF CONVICTS.

www.libtool.com.cn

PERSONAL SERVICE—			
A 3. Unclassified		$48,500 00	General appropriations Feb. 16, 1915- June 30, 1915.

OHIO REFORMATORY FOR WOMEN.

PERSONAL SERVICE—			
A 1. Salaries—			
Superintendent	$675 00		
Engineer	450 00		
Superintendent grounds	450 00		
2 laborers	315 00		
Gardener	270 00		
Other employes	1,350 00		
Total		$3,510 00	
A 2. Wages		150 00	
Total personal service		$3,660 00	
MAINTENANCE—			
C Supplies—			
C 1. Food	$1,000 00		
C 2. Forage and veterinary	100 00		
C 3. Fuel	310 00		
C 4. Office	150 00		
C 5. Medical and surgical	100 00		
C 6. Laundry, cleaning and disinfecting	70 00		
C 7. Refrigerating	50 00		
C 8. Educational and recreational	20 00		
C 9. Botanical and agricultural	200 00		
C 11. General plant	500 00		
Total	$2,500 00		
D Materials—			
D 2. Building	$1,500 00		
D 3. General plant	2,000 00		
Total	$3,500 00		
E Equipment—			
E 1. Office	$600 00		
E 2. Household	9,000 00		
E 3. Medical and surgical	100 00		
E 4. Live stock	2,500 00		
E 5. Motorless vehicles and equipment	1,000 00		

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

www.libtool.com.cn

E 7. Wearing apparel....	$200 00	
E 9. General plant.....	15,000 00	
Total	$28,400 00	
F Contract and Open Order Service—		
F 1. General repairs.....	$200 00	
F 6. Transportation	250 00	
F 7. Communication	100 00	
F 9. General plant.....	800 00	
Total	$1,350 00	
G Additions and Betterments—		
G 3. Non-structural improvements—		
Lighting fixtures and completion of wiring	3,750 00	
H Fixed Charges and Contributions—		
H 7. Insurance	$25 00	
Total		$39,525 00
Total appropriation.....		$43,185 00

SENATE.

PERSONAL SERVICE—		
A 1. Salaries—		
33 senators.....		$23,100 00
Lieut. governor.....		562 50
Senate clerk.....		1,125 00
Custodian		150 00
Total		$24,937 50
A 2. Wages—		
Per diem of employes.....		14,237 50
Total personal service.....		$39,175 00
MAINTENANCE—		
C Supplies—		
C 4. Office	$476 00	
C 6. Laundry, cleaning and disinfecting..	40 00	
C 11. General Plant—		
Enrolled bills.....	2,500 00	
Total	$3,016 00	

Digitized by Google

www.libook.com.cn

General appropriations Feb. 16, 1915-June 30, 1915.

E Equipment—		
E 1. Office	$20 00	
E 9. General plant	20 00	
Total	$40 00	
F Contract and Open Order Service—		
F 1. General repairs	$15 00	
F 6. Transportation—		
Mileage of members.	2,500 00	
Express	100 00	
F 7. Communication	1,210 00	
F 9. General Plant Service—		
Expense of legislative committees	5,000 00	
Miscellaneous	30 00	
Total	$8,855 00	
H Fixed Charges and Contributions—		
H 8. Contributions—		
Painting lieut. governor's picture	500 00	
Senate group picture	100 00	
Total	$600 00	
Total maintenance		$12,511 00
Total appropriation		$51,686 00

HOUSE OF REPRESENTATIVES.

PERSONAL SERVICE—		
A 1. Salaries—		
123 members		$86,100 00
Clerk		1,125 00
Total		$87,225 00
A 2. Wages—		
Per diem of employes		$17,053 13
Total personal service		$104,278 13
MAINTENANCE—		
C Supplies—		
C 4. Office—		
Ice and water	$250 00	
Postage	500 00	
C 6. Laundry, cleaning and disinfecting	100 00	

Digitized by Google

www.libtool.com.cn

C 11. General Plant—		
Printing enrolled bills	$4,500 00	
Miscellaneous	500 00	
Total	$5,850 00	
E Equipment—		
E 1. Office	72 00	
E 9. General plant	50 00	
Total	$122 00	
F Contract and Open Order Service—		
F 1. General repairs	$100 00	
F 6. Transportation—		
Mileage of members.	9,000 00	
Express	500 00	
F 7. Communication	2,500 00	
F 9. General Plant—		
Expense of legislative committees	5,000 00	
Miscellaneous	380 00	
Total	$17,480 00	
H Fixed Charges and Contributions—		
H 8. Contributions—		
Members' picture	$300 00	
Speaker's picture	12 00	
Total	$312 00	
Total maintenance		$23,764 00
Total appropriation		$128,042 13

SECRETARY OF STATE.

PERSONAL SERVICE—	
A-1. Salaries—	
Secretary of state	$2,437 50
Assistant secretary of state	1,125 00
Chief clerk	675 00
Recording clerk	675 00
Assistant recording clerk	562 50
Stationery clerk	562 50
Statistician	675 00
Assistant statistician	506 25
Corporation clerk	506 25
Assistant corporation clerk	506 25
Corporation list clerk	562 50

Digitized by Google

Shipping clerk		$450 00	General appropriations Feb. 16, 1915- June 30, 1915.
Assistant shipping clerk		506 25	
Two stenographers		692 50	
Janitor		315 00	
Superintendent shipping and distribution		450 00	
Total		$11,207 50	
MAINTENANCE—			
C Supplies—			
C 4. Office		$535 00	
C 11. General plant	10 00		
Total	$545 00		
E Equipment—			
E 9. General plant	$35 00		
F Contract and Open Order Service—			
F 7. Communication	160 00		
F 9. General Plant—			
Distribution of books, reports, etc.	1,000 00		
Stationery fund, as per sec. 171	4,000 00		
Total	$5,160 00		
Total maintenance		$5,740 00	
Total appropriation		$16,947 50	

AUTOMOBILE DEPARTMENT.

PERSONAL SERVICE—		
A 1. Salaries—		
Registrar automobiles	$900 00	
Cashier	675 00	
Shipping clerk	562 50	
Chauffeur clerk	618 75	
2 stenographers	652 50	
2 auto clerks	900 00	
Janitor	135 00	
Inspector	300 00	
Extra auto clerks—part time	2,000 00	
Extra stenographers—part time	420 00	
Total salaries	$7,163 75	
A 3. Unclassified—		
Fees for chauffeur's examination	$2,500 00	
Total personal service	$9,663 75	

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

www.libtool.com.cn

MAINTENANCE—		
C Supplies—		
C 4. Office—		
Postage	$8,000 00	
Other office supplies.	5,868 00	
C 11. General Plant Supplies—		
Auto and motorcycle tags	18,955 00	
Total	$32,823 00	
E Equipment—		
E 1.		
F Contract and Open Order—		
F 6. Transportation	$250 00	
F 7. Communication	85 00	
F 9. General plant service	28 00	
Total		$363 00
H Fixed Charges—		
H 6. Rent	$540 00	
Total maintenance		$33,726 00
Total appropriation		$43,396 00

BUREAU OF VITAL STATISTICS.

PERSONAL SERVICE—	
A 1. Salaries—	
Registrar	$750 00
Chief statistician	562 50
Inspector	562 50
Editor	506 25
13 clerks	4,095 00
5 stenographers	1,462 50
Messenger	180 00
2 proofreaders	585 00
Total	$8,703 75

MAINTENANCE—		
C Supplies—		
C 4. Office	$3,000 00	
C 11. General plant	10 00	
Total		$3,010 00
E Equipment—		
E 1. Office	$15 00	

Digitized by Google

F Contract and Open Order Service—		
F 6. Transportation	$190 00	
F 7. Communication	45 00	
F 9. General plant	150 00	
Total	$385 00	
H Fixed Charges and Contributions	$740 00	
H 6. Rent	90 00	
Total	$830 00	
Total maintenance		$4,240 00
Total appropriation		$12,943 75

COMMISSIONER OF SOLDIERS' CLAIMS.

PERSONAL SERVICE—		
A 1. Salaries—		
Commissioner		$937 48
General clerk		270 00
Stenographer		270 00
Notary		157 50
Total		$1,634 98
MAINTENANCE—		
C Supplies—		
C 4. Office	$94 50	
F Contract and Open Order Service—		
F 7. Communication	15 00	
F 8. Contingencies	15 00	
Total	$30 00	
H Fixed Charges and Contributions—		
H 8. Contributions		
Squirrel Hunters	$1,053 00	
Total		$1,177 50
Total appropriation		$2,812 48

OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME.

PERSONAL SERVICE—	
A 1. Salaries—	
Superintendent	$787 50
24 teachers	5,208 75
Superintendent of school	495 00
Minor officers and employes	21,540 00
Total	$28,031 25

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

A 2. Wages		$663 00
A 3. Unclassified—		
Presents to discharged pupils, $25.00 each		2,500 00
Chapel service, commencement expenses, etc		862 75
Total		$3,362 75
Total personal service		$32,057 00
MAINTENANCE—		
C Supplies—		
C 1. Food	$22,000 00	
C 2. Forage and veterinary	613 00	
C 3. Fuel	6,323 75	
C 4. Office	77 80	
C 5. Medical and surgical	100 00	
C 6. Laundry, cleaning, etc	1,000 00	
C 7. Refrigerating	100 00	
C 8. Educational and recreational	200 00	
C 9. Botanical and agricultural	300 00	
C 11. General plant	800 00	
Total	$31,514 55	
D Materials—		
D 2. Building	$500 00	
D 3. General plant	900 00	
Total	$1,400 00	
E Equipment—		
E 2. Household	$1,500 00	
E 3. Medical and surgical	110 00	
E 5. Motorless vehicles and equipment		
E 7. Wearing apparel	2,300 00	
E 8. Educational and recreational	100 00	
E 9. General plant	500 00	
Total	$4,510 00	
F Contract and Open Order—		
F 1. General repairs	$200 00	
F 6. Transportation	900 00	
F 7. Communication	95 00	
F 9. General plant service	190 00	
Total	$1,385 00	

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

G Additions and Betterments—			
G 3. Non-structural improvements....			
Drilled well.....	$300 00		General appropriations Feb. 16, 1915- June 30, 1915.
H Fixed Charges and Contributions—			
H 6. Insurance	$18 40		
Total maintenance.....		$39,127 95	
Total appropriation.....		$71,184 95	

SUPREME COURT AND LAW LIBRARY.

PERSONAL SERVICE—		
A 1. Salaries—		
Marshal and law librarian.....		$937 50
Assistant librarian and chief clerk...		675 00
Assistant librarian.....		450 00
Messenger		450 00
Three deputy marshals.....		1,331 25
4 secretaries.....		2,062 44
Four porters.....		1,147 50
Total personal service.....		$7,053 69
MAINTENANCE—		
C Supplies—		
C 4. Office	$272 00	
C 6. Laundry, cleaning and disinfecting..	15 00	
Total	$287 00	
E Equipment—		
E 1. Office	$228 00	
E 9. General plant.....	1,117 00	
Total	$1,345 00	
F Contract and Open Order Service—		
F 1. General repairs.....	$190 00	
F 6. Transportation	115 00	
F 7. Communication	430 00	
F 8. Contingencies	115 00	
F 9. General plant service	136 00	
Total	$986 00	
Total maintenance.....		2,618 00
Total appropriation.....		$9,671 69

Digitized by Google

CLERK OF SUPREME COURT.

General appropriations Feb. 16, 1915- June 30, 1915.

www.hfpool.com.cn

PERSONAL SERVICE—		
A 1. Salaries—		
Clerk of supreme court		$1,500 00
2 deputy clerks		1,237 50
Correspondence clerk		450 00
Messenger		270 00
Total		$3,457 50
MAINTENANCE—		
C Supplies—		
C 4. Office	$127 00	
E Equipment—		
E 1. Office	3 00	
F Contract and Open Order—		
F 6. Transportation	14 50	
F 7. Communication	24 50	
Total	$39 00	
Total maintenance		$169 00
Total appropriation		$3,626 50

SUPREME COURT REPORTER.

PERSONAL SERVICE—		
A 1. Salaries—		
Reporter		$1,500 00
2 assistant reporters		1,500 00
Stenographer		562 50
Total		$3,562 50
MAINTENANCE—		
C Supplies—		
C 4. Postage	$20 00	
E Equipment—		
E 9. General Plant— Law books and periodicals	99 00	
F Contract and Open Order Service—		
F 6. Transportation	5 00	
F 7. Communication	21 00	
F 8. Contingencies	200 00	
Total	$226 00	
Total maintenance		$345 00
Total appropriation		$3,907 50

Digitized by Google

TAX COMMISSION.

www.libtool.com.cn

PERSONAL SERVICE—			
A 1. Salaries—			
3 commissioners		$5,625 00	General appropriations Feb. 16, 1915- June 30, 1915.
Secretary		1,125 00	
Auditor		1,350 00	
Special accountant		1,125 00	
Law clerk		1,050 00	
Special examiner		900 00	
Accountant		675 00	
7 clerks		3,487 50	
6 stenographers		2,025 00	
Corporation clerk		750 00	
Total		$18,112 50	
A 2. Wages—			
Extra stenographic work and temporary experts		$500 00	
A 3. Unclassified—			
Securing information for taxation purposes		300 00	
Total personal service		$18,912 50	
MAINTENANCE—			
C Supplies—			
C 4. Office	$800 00		
E Equipment—			
E 1. Office	240 00		
F Contract and Open Order Service—			
F 1. General repairs	30 00		
F 6. Transportation	1,900 00		
F 7. Communication	225 00		
F 9. General plant	55 00		
Total	$2,210 00		
H Fixed Charges and Contributions—			
H 6. Rent	$1,500 00		
Total maintenance		$4,750 00	
Total appropriation		$23,662 50	

Digitized by Google

TOPOGRAPHIC SURVEY.

General appropriations Feb. 16, 1915-June 30, 1915.

F Contract and Open Order Service—
F 9. General Plant Service—
To be paid upon vouchers approved by the governor who is hereby authorized to arrange for carrying on such work with the representatives of the United States geological survey. The governor may accept or reject the work of the United States geological survey; and if he finds it necessary to have an assistant in this work he may employ a competent person and pay him a reasonable compensation out of the appropriation $10,000 00
Total appropriation..... $10,000 00

TREASURER OF STATE.

PERSONAL SERVICE—
A 1. Salaries—

Treasurer of state.....		$2,437 49
Cashier		1,274 99
Chief clerk.....		900 00
2 bookkeepers.....		1,350 00
4 clerks.....		2,137 50
Night watchman, messenger and registrar of warrants.....		1,499 99
Janitor		135 00
Total		$9,734 97

MAINTENANCE—
C Supplies—
C 4. Office $600 00
E Equipment—
E 1. Office 5 00

Digitized by Google

F Contract and Open Order Service—			
F 7. Communication.....	$125 00		General appropriations Feb. 16, 1915- June 30, 1915.
F 9. General plant.....	27 50		
Total	$152 50		
Total maintenance.....		$757 50	
Total appropriation.....		$10,492 47	

PUBLIC UTILITIES COMMISSION.

PERSONAL SERVICE—	
A 1. Salaries—	
3 commissioners.....	$6,750 00
Engine and boiler inspector.....	810 00
Inspector of automatic couplers.....	562 50
Secretary	1,125 00
Attorney	1,500 00
Superintendent bureau of rates and service	1,687 50
Auditor and statistician.....	1,125 00
Chief clerk.....	562 50
Tariff clerk.....	787 50
Assistant tariff clerk.....	450 00
Statistical clerk.....	450 00
Electrical expert.....	1,875 00
Electrical engineer.....	937 50
Gas expert.....	1,200 00
Assistant gas expert.....	562 50
Telephone expert.....	1,012 50
Assistant telephone expert.....	900 00
Assistant telephone expert.....	787 50
2 inspectors.....	1,425 00
4 inspectors.....	2,250 00
2 clerks.....	1,275 00
Clerk	450 00
Electrical inspector.....	562 50
5 stenographers.....	1,687 50
2 telephone attendants.....	450 00
Total	$31,185 00
A 2. Wages—	
Consulting engineer.....	600 00
A 3. Unclassified—	
Reporting and transcribing testimony.	1,000 00
Total personal service.....	$32,785 00

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

MAINTENANCE—		
C Supplies—		
C 4. Office	$655 00	
E Equipment—		
E 1. Office	100 00	
E 9. General plant	30 00	
Total	$130 00	
F Contract and Open Order Service—		
F 1. General repairs	$10 00	
F 6. Transportation	4,590 00	
F 7. Communication	245 00	
F 8. Contingency	500 00	
F 9. General plant service	200 00	
Total	$5,545 00	
H Fixed Charges and Contributions—		
H 6. Rent	3,150 00	
Total maintenance		$9,480 00

PHYSICAL VALUATION.

PERSONAL SERVICE—		
A 1. Salaries—		
Appraisal engineer		$900 00
16 appraisal engineers		10,800 00
10 appraisal clerks		4,500 00
Total salaries		$16,200 00
MAINTENANCE—		
C Supplies—		
C 4. Office	$150 00	
E Equipment—		
E 1. Office	200 00	
F Contract and Open Order Service—		
F 6. Transportation	910 00	
F 7. Communication	50 00	
F 8. Contingencies	200 00	
F 9. General plant	436 30	
Total	$1,596 30	
H Fixed Charges and Contributions—		
H 6. Rent	600 00	
Total maintenance		$2,546 13
Total appropriation		$61,011 30

Digitized by Google

DEPARTMENT OF PUBLIC WORKS.

www.libtool.com.cn

PERSONAL SERVICE—

A 1. Salaries—			
Superintendent		$1,500 00	General appropriations Feb. 16, 1915- June 30, 1915.
Secretary		750 00	
Agent canal lands		900 00	
Surveyor canal lands		675 00	
Engineer of construction		750 00	
Financial clerk		675 00	
Expert letterer		562 50	
4 clerk-stenographers		1,417 50	
2 division engineers		1,500 00	
Surveyor inspector		675 00	
Civil engineer		675 00	
3 surveyors and draftsmen		1,350 00	
2 chainmen		540 00	
11 foremen		4,372 50	
50 patrolmen and watchmen		5,472 00	
Total		$21,814 50	
A 2. Wages—			
Laborers and teams on Miami and Erie canal		$4,057 50	
Laborers and teams on Ohio and Erie canal		2,798 00	
Crews for 3 dredges		2,420 00	
Total		$9,275 50	
Total personal service		$31,090 00	

MAINTENANCE—

C Supplies—		
C 2. Forage and veterinary supplies	$400 00	
C 3. Fuel—		
Coal for 3 dredges	300 00	
C 4. Office	292 00	
C 10. Motor vehicle supplies—		
Gasoline for 5 launches	175 00	
C 11. General plant—		
Tags for boats, etc.	250 00	
Total	$1,417 00	
D Materials—		
D 3. General Plant—		
Cement, stone, sand, lumber, nails, etc.	$1,200 00	

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

www.libtool.com.cn

E Equipment—		
E 1. Office	$20 00	
E 9. General Plant—		
Cast iron markers, scrapers and other tools	600 00	
Total	$620 00	
F Contract and Open Order Service—		
F 1. General Repairs—		
Repairs to transit	$90 00	
Repairs to motor boats	250 00	
F 6. Transportation	1,559 00	
F 7. Communication	315 00	
F 8. Contingencies	100 00	
F 9. General plant	100 00	
Total	$2,414 00	
Total maintenance	$5,651 00	
Total appropriation		$36,741 00

BOWLING GREEN NORMAL.

PERSONAL SERVICE—		
A 1. Salaries—		
President		$1,387 48
Asst. to president		270 00
Clerk		270 00
14 instructors		9,928 29
Librarian		450 00
Farmer		225 00
Janitor		225 00
Supt. building and grounds		337 50
Summer school salaries		2,000 00
Total		$15,093 27
A 2. Wages—		
Farm laborers, student assistants, etc		$300 00
A 3. Unclassified—		
Veterinary fees, commencement speakers, etc		$140 00
Total personal service		$15,533 27
MAINTENANCE—		
C Supplies—		
C 2. Forage and veterinary	226 60	
C 3. Fuel	40 00	
C 4. Office	720 00	

Digitized by Google

www.libtool.com.cn

C 7. Refrigerating	$25 00
C 8. Educational and recreational	1,734 85
C 9. Botanical and agricultural	330 00
C 11. General plant.....	259 90
Total	$3,336 35
D Materials—	
D 2. Building	$75 00
D 3. General plant.....	14 50
Total	$89 50
E Equipment—	
E 1. Office	$1,000 00
E 8. Educational and recreational	15,000 00
Total	$16,000 00
F Contract and Open Order Service—	
F 1. General repairs.....	$100 00
F 3. Water	75 00
F 4. Light heat and power	300 00
F 6. Transportation	1,000 00
F 7. Communication	100 00
F 8. Contingencies	250 00
Total	$1,825 00
G Additions and Betterments—	
G 2. Structures and Parts—	
Shop and powerhouse	$200 00
G 3. Non-structural Improvements—	
Farm well.....	72 50
Piling	400 00
Fence	185 00
Drainage about auditorium	500 00
Cistern, president's home	125 00
Other improvements, president's home..	400 00
Total	$1,882 50

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

H Fixed Charges and Contributions—		
H 6. Rent	$714 00	
H 7. Insurance	50 00	
Total	$764 00	
Total maintenance		$23,897 35
Total appropriation		$39,430 62

www.libtool.com.cn

KENT NORMAL SCHOOL.

PERSONAL SERVICE—		
A 1. Salaries—		
President		$1,687 50
Professors, instructors and other employes		22,523 50
Custodian and inspector		450 00
Farmer, janitors and minor employes		2,870 00
Summer school salaries		3,007 00
Total		$30,538 00
A 2. Wages		200 00
A 3. Unclassified		100 00
Total		$30,838 00
MAINTENANCE—		
C Supplies—		
C 2. Forage and veterinary	$15 76	
C 3. Fuel	151 50	
C 4. Office	172 00	
C 5. Medical	36 30	
C 6. Laundry, cleaning, etc.	120 25	
C 7. Refrigerating	61 60	
C 8. Educational and recreational	901 03	
C 9. Botanical and agricultural	422 39	
C 10. Motor vehicle	150 00	
C 11. General plant	881 10	
Total	$2,911 93	
D Materials—		
D 1. Highway	$2,468 00	
D 2. Building	400 00	
D 3. General plant	500 00	
Total	$3,368 00	
E Equipment—		
E 1. Office	$100 00	

Digitized by Google

www.tpiool.com.cn

General appropriations Feb. 16, 1915-June 30, 1915.

E 8. Educational and recreational—		
Library books	$2,000 00	
Other	600 00	
E 9. General Plant—		
Complete equipment for two new buildings	26,281 50	
Total	$28,981 50	
F Contract and Open Order—		
F 1. General repairs	$300 00	
F 2. Motor vehicle repairs	180 00	
F 3. Water	500 00	
F 4. Light, heat and power	2,336 00	
F 6. Transportation	1,065 00	
F 7. Communication	100 00	
F 9. General plant	150 00	
Total	$4,631 00	
G Additions and Betterments—		
G 2. Structures—		
Heating plant and equipment	$99,910 00	
Total maintenance		139,802 43
Total appropriation		$170,640 43

MIAMI UNIVERSITY.

PERSONAL SERVICE—	
A 1. Salaries—	
President	$1,875 00
Secretary and business director	637 50
Secretary to president	882 00
Dean of women	480 00
Librarian	800 00
3 assistant librarians	832 50
3 engineers	1,102 50
2 firemen	237 50
8 janitors	1,890 00
Professors, instructors, and minor employes	41,652 75
Salaries for one-third summer school term	5,500 00
Total	$55,869 75
A 2. Wages	$2,093 75
A 3. Unclassified—	
Lecturers, commencement speakers, etc.	$200 00
Total personal service	$58,163 50

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

MAINTENANCE—

C Supplies—	
C 2. Forage and veterinary supplies	$45 00
C 3. Fuel	1,495 00
C 4. Office	1,170 00
C 5. Medical and surgical	50 00
C 6. Laundry, cleaning and disinfecting	160 00
C 8. Educational and recreational	705 00
C 9. Botanical and agricultural	120 00
C 11. General plant	208 00
Total	$3,953 00
D Materials—	
D 2. Building	$600 00
D 13. General plant	775 00
Total	$1,375 00
E Equipment—	
E 1. Office	$100 00
E 8. Educational and recreational	950 00
E 9. General plant	150 00
Total	$1,200 00
F Contract and Open Order Service—	
F 1. General repairs	$180 00
F 3. Water	600 00
F 4. Light, heat and power	285 00
F 6. Transportation	790 00
F 7. Communication	125 00
F 8. Contingencies	400 00
F 9. General plant	1,277 00
Total	$3,657 00
G Additions and Betterments—	
G 2. Structures and parts toward completion of normal school building	$29,000 00
Equipment of normal S. B.	2,600 00
Electric light fixtures	900 00

www.libtoo.com.cn

Digitized by Google

www.libtool.com.cn

	Alterations in compliance with the orders of department of workshops and factories	$3,000 00	General appropriations Feb. 16, 1915- June 30, 1915.
	To remodel heating plant bldg.	5,000 00	
G 3.	Non-structural Improvements— Construction of roads	2,000 00	
	Construction of walks	400 00	
	150 h. p. boiler with stoker and setting complete	2,900 00	
G 3.	Non-structural Improvements— Metering heater	1,600 00	
	2 new vacuum pumps	900 00	
	2 new boiler feed pumps	350 00	
	Total	$48,650 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$375 00	
	Total maintenance		$59,210 00
	Total appropriation		$117,373 50

OHIO UNIVERSITY.

PERSONAL SERVICE—		
A 1.	Salaries—	
	President	$2,250 00
	2 deans	2,250 00
	Registrar	945 00
	Alumni secretary	945 00
	Physical director	810 00
	Dean of women	765 00
	Librarian	450 00
	3 engineers	922 50
	Professors and minor employes	52,152 50
	Salaries for one-third summer school term	$6,000 00
	Total	$67,490 00
A 2.	Wages	1,393 00
	For extra teaching service—spring term	634 82
	Total personal service	$69,517 82

Digitized by Google

General appropriations Feb. 16, 1915-June 30, 1915.

MAINTENANCE—		
C Supplies—		
C 1. Food	$420 00	
C 3. Fuel	3,625 00	
C 4. Office	800 00	
C 5. Medical and surgical	50 00	
C 5. Laundry, cleaning and disinfecting	60 00	
C 7. Refrigerating	40 00	
C 8. Educational and recreational	1,920 00	
C 9. Botanical and agricultural	50 00	
C 11. General plant	2,775 00	
Total	$9,740 00	
D Materials—		
D 3. General plant	$2,130 00	
E Equipment—		
E 1. Office	$156 00	
E 8. Educational and recreational	2,000 00	
E 9. General Plant—		
Books for library	1,500 00	
Furniture and stacks for library	6,000 00	
Tungsten lights, etc.	55 00	
Total	$9,711 00	
F Contract and Open Order Service—		
F 1. General repairs	$1,037 00	
F 3. Water	750 00	
F 4. Light, heat and power	1,000 00	
F 6. Transportation	950 00	
F 7. Communication	222 63	
F 9. General plant	470 00	
Total	$4,429 63	
H Fixed Charges and Contributions—		
H 7. Insurance	$225 00	
Total maintenance		$26,235 63
Total appropriation		$95,753 45

www.libtool.com.cn

Digitized by Google

OHIO STATE UNIVERSITY.

www.tpiool.com.cn

PERSONAL SERVICE—			
A 1. Salaries—			
President		$2,625 00	General appropriations Feb. 16, 1915- June 30, 1915.
Business manager		1,875 00	
Executive clerk		562 50	
Purchasing agent		750 00	
Superintendent of maintenance and operation		937 50	
Dean of women		900 00	
Registrar		825 00	
Secretary entrance board		825 00	
University architect		862 50	
Other salaries for administration		29,046 75	
Salaries professors and other officers and employes of the instructional force		261,214 50	
Salaries for upkeep and improvement of physical plant		13,368 50	
Total		$313,792 25	
A 2. Wages—			
Plumbers, painters, tinners and other temporary employes		$20,000 00	
A 3. Unclassified—			
For lecturers, officers in military department, etc		5,400 00	
Total personal service		$339,192 25	
MAINTENANCE—			
C Supplies—			
C 3. Fuel	$12,700 00		
C 4. Office	1,500 00		
C 8. Educational and recreational	30,000 00		
C 9. Botanical and agricultural	250 00		
C 11. General plant	21,062 00		
Total	$65,512 00		
D Materials—			
D 1. Highway—			
Road oil, etc	$200 00		
D 3. General Plant—			
Lumber, paint, hardware, plumbing, electrical, etc	3,800 00		
Total	$4,000 00		

Digitized by Google

General appropriations Feb. 16, 1915- June 30, 1915.

www.libtool.com.cn

E Equipment—	
E 4. Livestock—	
For animal husbandry department....	$500 00
E 8. Educational and Recreational—	
Equipment for various departments including books for library	18,000 00
E 9. General plant.....	19,000 00
Total	$37,500 00

F Contract and Open Order Service—	
F 1. General repairs.....	$3,997 00
F 6. Transportation	235 00
F 7. Communication	1,000 00
F 9. General Plant—	
Expense of summer school and miscellaneous	52,000 00
All monies appropriated by the U. S. government under the Morrill act of 1890 and the Nelson amendment of 1907, and the Smith-Lever agricultural extension act, which may be received prior to July 1, 1915.	
Total	$57,232 00

G Additions and Betterments—	
G 2. Structures and Parts—	
Greenhouse, botany and zoology building	$5,765 00
Greenhouses, horticulture and forestry building....	10,000 00
Total	$15,765 00

Digitized by Google

www.libtool.com.cn

H Fixed Charges and Contributions—			
H 7. Insurance	$1,183 15		General appropriations Feb. 16, 1915- June 30, 1915.
H 8. Contributions—			
Endowment bequeathed for specific purposes	3,030 00		
Total	$4,213 15		
1. Rotary fund. For the maintenance of the veterinary clinic, dental clinic, homeopathic clinic, laboratory supply store, general store room, journalism, mechanics and laundry; and all monies donated by individuals for specific purposes.			
Total maintenance		$184,242 15	
Total appropriations		$523,434 40	

AGRICULTURAL EXTENSION, COW TESTING AND BIOLOGICAL SURVEY.

PERSONAL SERVICE—

A 1. Salaries—		
Supervisor		$750 00
Supervisor publications		1,031 25
Director		1,125 00
Assistant		662 50
14 instructors		8,055 00
4 stenographers		945 00
State leader		1,125 00
12 county agents		7,799 18
12 clerks		2,700 00
Cow testing clerk		270 00
Director of biological survey		112 50
Total		$24,575 43
A 3. Unclassified—		
Extension lecturers	$400 00	
Collecting specimens	100 00	
Assistant cow testing	100 00	
Total	$600 00	
Total personal service		$25,175 43

Digitized by Google

General appropriations Feb. 16, 1915-June 30, 1915.

www.hstcpl.com.cn

MAINTENANCE—		
C Supplies—		
C 4. Office—		
Office supplies.....	$5,380 00	
C 11. General plant.....	450 00	
Total	$5,830 00	
E Equipment—		
E 1. Office	$700 00	
E 9. General plant.....	35 00	
Total	$735 00	
F Contract and Open Order Service—		
F 6. Transportation	$2,650 00	
F 7. Communication	400 00	
F 9. General plant.....	800 00	
Total	$3,850 00	
Total maintenance.....		$10,415 00
Total appropriation.....		$35,590 43

WILBERFORCE UNIVERSITY.

PERSONAL SERVICE—		
A 1. Salaries—		
Superintendent		$750 00
22 instructors.....		9,084 54
29 minor employes.....		3,952 44
Total		$13,786 98
A 2. Wages—		
Laborers		$1,941 00
A 3. Unclassified		25 00
Total personal service.....		$15,752 98
MAINTENANCE—		
C Supplies—		
C 1. Food	$45 00	
C 2. Forage and veterinary	245 00	
C 3. Fuel	1,941 32	
C 4. Office	111 05	
C 5. Medical and surgical	30 00	
C 6. Laundry, cleaning and disinfecting..	98 50	
C 7. Refrigerating	50 00	
C 8. Educational and recreational	707 00	

Digitized by Google

www.ubtool.com.cn

C 9. Botanical and agricultural	$200 00	
C 10. Motor vehicle gasoline	45 00	
C 11. General plant.....	200 00	
Total	$3,672 87	
D Materials—		
D 2. Building	$624 33	
D 3. General plant.....	560 93	
Total	$1,185 26	
E Equipment—		
E 2. Household	$186 30	
E 4. Live stock.....	140 00	
E 8. Educational and recreational	680 65	
E 9. General plant.....	360 25	
Total	$1,367 20	
F Contract and Open Order Service—		
F 1. General repairs.....	$350 00	
F 2. Motor vehicle repairs	88 00	
F 6. Transportation	175 00	
F 7. Communication	265 00	
F 9. General Plant Service—		
Teaching force Wilberforce university	2,250 00	
Repairing piano....	10 00	
Total	$3,138 00	
G Addition and Betterments—		
G 2. Structures industrial shops	$15,000 00	
G 3. Non-structural improvements, extension and heating tunnel to shops...	6,500 00	
Total	$21,500 00	
Total maintenance.....		$30,863 33
Total appropriation.....		$46,616 21

Digitized by Google

When available.

SECTION 2. The monies appropriated in the preceding section shall not be in any way expended to pay liabilities or deficiencies existing prior to February 16, 1915, or incurred subsequent to June 30, 1915.

www.libtool.com.cn

Moneys can be used only for purpose for which appropriated.

SECTION 3. The sums set forth in the column designated "Items" in section 1 of this act opposite the several classifications of detailed purposes shall not be expended for any other purposes except as herein provided.

Authority to expend the monies appropriated in section 1 of this act otherwise than in accordance with the detailed classifications therein mentioned but within the same category of purposes for which the appropriation is made in the column in section 1 of this act designated "Appropriations February 16, 1915-June 30, 1915" may be granted to any department, institution, board or commission for which such appropriations are made in said section, by a board consisting of the governor, or any competent, disinterested person to be appointed by him for such purpose, the chairman of the finance committee of the house of representatives and senate respectively, the attorney general and the auditor of state. Application for such authority shall be made to said board in writing, and the consent of not less than three members of such board shall be required for the granting of such authority.

In case of any variance between the amount of any appropriation made in section 1 of this act and the aggregate amount of the sums set forth in the column designated "Items" in said section, corresponding to such appropriation, the board provided for herein shall, with the advice and assistance of the department, institution, board or commission affected thereby, adjust the amounts of the detailed classifications in said column so as to correspond in the aggregate with the corresponding appropriation.

The governor, or a person appointed by him shall be the president, and the auditor of state shall be the secretary of the board provided herein. The secretary shall make a complete record of all proceedings. All actions of the board shall be certified in duplicate by its secretary to the governor. All meetings of the board shall be open to the public.

The necessary expenses of the chairmen of the finance committees of the house of representatives and senate, when engaged in their duties as members of said board, shall be paid from the funds for the expenses of legislative committees, upon itemized vouchers approved by the president and secretary of the board.

How moneys appropriated shall be drawn.

SECTION 4. The moneys appropriated in section 1 of this act shall be drawn upon a requisition or voucher presented to the auditor, approved by the head of the department or by the trustees of an institution or by the members of a board or commission, or by an officer or employe of such department, institution, board or commission, specially designated by resolution or order to approve and present such requisition or voucher, a copy of which reso-

Digitized by Google

lution or order shall be filed with the auditor of state. Such requisitions or vouchers shall set forth in itemized form and specify the classification of the service rendered, material furnished, or expenses incurred, and the date of purchase or time of service, and show that competitive bids were secured, unless otherwise provided by law, or unless in the judgment of the board provided in section 3 herein, it is impracticable because of the peculiar nature or location of the work to be done, in which case the above mentioned board may in writing authorize the department affected to proceed to do the work, or that it was an emergency requiring purchase; and all institutions, boards, commissions, and departments to which appropriations are herein made shall render to the auditor of state an itemized account of such receipts and expenditures as may be required by the auditor of state; and such institutions, boards, commissions or departments shall be subject to inspection by the auditor of state; and it shall be the duty of the auditor of state to see that these provisions are complied with.

How and when expenses of officer attending conference, etc., shall be paid.

SECTION 5. No expenses of officers of any benevolent, penal or educational institution for attending any interstate or national association or conference shall be paid from the appropriation of such benevolent, penal or educational institution, unless the authority to attend such association or conference, is granted at a meeting of the board of trustees or managers of such institution, upon a written resolution, adopted by the board, which shall state the purpose, time and place of meeting of such association or conference, and the reason the attendance at the same is deemed necessary and advisable, and said resolution, if adopted, shall then be submitted to the governor for his written approval, and, if he does not approve the same, the expense for attending such association or conference shall not be paid from the appropriations of such benevolent, penal or educational institution.

Balances shall lapse into fund from which appropriated.

SECTION 6. All liabilities incurred on or before June 30, 1915, shall be paid from appropriations herein provided in section 1. All balances in any appropriation account against which there is no liability on February 16, 1915, and any excess of such balances over liabilities, shall lapse into the fund from which the same were appropriated; provided however that the balance of seventeen thousand five hundred dollars to the credit of "Maintenance Ohio National Guard" and reappropriated by senate bill No. 80 approved February 12, 1915, shall not be affected by this section; and provided further, that all monies to the credit of the board of administration for the manufacturing and sales fund and the central warehouse fund, and to the credit of the Ohio commission for the blind for industrial aid, are hereby reappropriated, and shall be placed to the credit of the respective rotary funds of the departments affected. Monies received by the commission for the blind for goods on hand February 15, 1915, and sold subsequently shall be

Digitized by Google

credited to the rotary fund to care for employment of blind in their homes and may be used to pay deficits incurred prior to February 15, 1915, in creating such goods.

Definitions.

SECTION 7. DEFINITIONS: Forage and veterinary, as used in section 1, means food or medicine for animals; botanical and agricultural, applies to seeds, bulbs, fertilizers and supplies of similar nature; general plant includes things not readily classified under the other sub-heads; contract and open order service comprehends service or goods purchased under continuous contract, as water by the amount used, transportation by miles traveled, etc.; rotary fund means a fund set aside for the purpose of enabling an institution or department to carry on a function or activity on a cost basis. Money obtained from the function or activity for which the rotary fund is provided, shall be turned into the treasury and all such money so turned into the treasury between February 15, 1915 and June 30, 1915, both inclusive, is hereby appropriated for the purposes of such rotary funds, respectively.

Repeal.

SECTION 8. The law approved February 17, 1914, and entitled "An act to make general appropriations and to repeal house bill No. 670 approved May 9, 1913 (103 O. L. 627) entitled 'An act to make general appropriations' is hereby repealed, provided, however, that such repeal shall not affect the balances now remaining in any appropriation accounts created by such act in so far as contingent liabilities have heretofore been created or incurred under contracts authorized by law."

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 12, 1915.
Approved March 12, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of March, A. D. 1915.
27G.

[House Bill No. 217.]

AN ACT

To amend section 5261 of the General Code, relating to expenditures for armories.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5261 of the General Code be amended to read as follows:

Digitized by Google

Maximum expenditure for purchasing, furnishing and renting armories.

Sec. 5261. The maximum amount to be expended by the state for the building or purchase of an armory for a company or a single organization, shall not exceed twenty thousand dollars, and ten thousand dollars additional thereto for each organization or headquarters provided for; provided, that in addition to the amount so allowed for building and grounds, there shall be allowed a sum not to exceed one thousand dollars for the furnishing and equipment of each such armory building so built or purchased. In no city or village shall more than one building be erected or purchased until provisions have been made for all organizations therein, nor shall a building be leased or rented for the use of a company or single organization, in excess of six hundred dollars per year for each organization provided for.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, Attorney General.

SECTION 2. That said original section 5261 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 8, 1915.
Approved March 16, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 17th day of March, A. D. 1915.

28G.

[House Bill No. 144.]

AN ACT

To amend section 1943 of the General Code, relating to discharged pupils of the Ohio Soldiers' and Sailors' Orphans' Home.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1943 of the General Code be amended to read as follows:

Information concerning discharged pupils.

Sec. 1943. When pupils are discharged, the trustees through the superintendent, so far as practicable, shall keep in communication with them to enable the trustees to report to the governor and general assembly in regard to these children of the state.

Holding of annual reunions of ex-pupils.

To that end the trustees or superintendent shall encourage and provide for the holding of annual reunions of the ex-pupils at the home and invite them to attend as the guests of the home and state, and keep a record showing the names, addresses and occupations of those who attend. Such reunions shall be held during the children's regular vacation season, when the holding thereof will not interfere with the management of the home, and the ex-pupils

Digitized by Google

who attend shall be under the same control and receive the same accommodations as the children and officers of the home.

www.libtool.com.cn

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 1943 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 8, 1915.
Approved March 16, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 17th day of March, A. D. 1915.

29G.

[House Bill No. 9.]

AN ACT

Fixing a penalty for the destruction and theft of growing ginseng or golden seal.

Be it enacted by the General Assembly of the State of Ohio:

Section 12478-1. Destruction or theft of ginseng or golden seal prohibited.

SECTION 1. Whoever wilfully with intent to steal or destroy, and without the permission of the owner, enters any garden or enclosure, owned by another, which is devoted to the culture of ginseng or golden seal, and breaks down, digs, destroys, takes, or carries away any ginseng, ginseng seed, golden seal, or golden seal seed therein growing, drying, or stored, shall be guilty of a felony and shall be punished by a fine in the sum of not less than fifty dollars nor more than five hundred dollars, or imprisonment in the penitentiary for a term of not less than one year nor more than three years, or both.

The sectional number on the margin hereof is designated as provided by law. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 24, 1915.
Approved March 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 29th day of March, A. D. 1915.

30G.

Digitized by Google

[House Bill No. 239.]

AN ACT

www.libtool.com.cn

To amend section 2923 of the General Code, relating to attorney's compensation in certain cases.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2923 of the General Code be amended to read as follows:

Sec. 2923. If the court hearing such case is satisfied that such taxpayer is entitled to the relief prayed for in his petition, and judgment is ordered in his favor, he shall be allowed his costs, including a reasonable compensation to his attorney.

Allowance of taxpayer's costs and attorney's compensation.

SECTION 2. That said original section 2923 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 24, 1915.
Approved March 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 29th day of March, A. D. 1915.

31G.

[House Bill No. 242.]

AN ACT

To amend section 2503 of the General Code, relating to appropriations for the observance of Memorial Day.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2503 of the General Code be amended to read as follows:

Sec. 2503. The commissioners of a county, annually upon the request of the officials of the grand army of the republic and of each camp of Spanish war veterans, may appropriate to each post of the grand army of the republic and to each camp of Spanish war veterans, in the county, a sum of money not to exceed twenty-five dollars to aid in defraying the expenses of memorial day. In each township in which no post of the grand army of the Republic or camp of the Spanish war veterans is located, the township trustees may, on or before the 15th day of May in each year, appoint a committee of three suitable persons, who shall serve without pay, and whose duty it shall be to arrange for the proper observance of memorial day in said township, which observance shall include the appropriate

Annual appropriation for memorial day.

Observance in townships; appointment of committee by trustees.

Digitized by Google

decoration of every grave in the township wherein lies buried the remains of a soldier or sailor or marine of the United States volunteer or regular service; to aid in such observance the township trustees may appropriate a sum not to exceed ten dollars from the general expense fund of the township, which shall be paid out on the order of the said committee on itemized bills as in other township payments. Provided, that the memorial observance herein provided for shall include nothing other than that which shall fittingly and appropriately commemorate the military service of the United States.

The sectional number herein is in conformity to the General Code.

SECTION 2. That said original section 2503 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

EDWARD C. TURNER,
Attorney General.

Passed March 24, 1915.
Approved March 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 29th day of March, A. D. 1915.

32G.

[House Bill No. 245.]

AN ACT

To amend sections 11421 and 11425 of the General Code, relating to the appointment of jury commissioners.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 11421 and 11425 of the General Code be amended to read as follows:

Jury commissioners for each county.

Sec. 11421. Prior to the fourth Monday in May of each year, the judge or judges of the court of common pleas in each county or a majority of such judges, shall appoint two electors of such county, neither of whom shall be an attorney at law, nor more than one of whom shall be of the same political party, to be jury commissioners in such county for one year and until their successors are appointed and qualified, and record of such appointments shall be made upon the journal of said court in said county.

Appointment to fill vacancy.

Sec. 11425. If either of the jury commissioners is sick, or absent from the county, the judge or judges of the court of common pleas of such county may appoint a judicious and disinterested person to take the place of such commissioner to perform the duties hereinafter provided for, and said judge or judges may, by appointment, fill any vacancy that occurs in said commission caused by death,

Digitized by Google

resignation or otherwise. The person so appointed shall be of the same political party as the commissioner whose place is to be filled.

SECTION 2. That said original sections 11421 and 11425 of the General Code be, and the same are hereby repealed.

Emergency act.

SECTION 3. This act, being intended to cure a defect in the present law, is hereby declared to be an emergency act and that its enactment is necessary for the immediate preservation of the public safety and peace. The necessity therefor lies in the fact that vacancies now exist in the jury commission in some of the counties of the state, and there exists no authority to fill the commission in time to draw the juries for the ensuing term of court.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 24, 1915.
Approved March 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 29th day of March, A. D. 1915.

33G.

[House Bill No. 325.]

AN ACT

To amend section 5292 of the General Code, relating to the pay of officers and men of the National Guard.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5292 of the General Code be amended to read as follows:

Pay during actual service and attending federal inspection.

Sec. 5292. Officers and enlisted men of the national guard shall receive pay for their services at the following rates: When in actual service, in case of riot or insurrection, or when called upon in aid of the civil authorities, or for one day when attending the annual federal inspection ordered by the secretary of war, each commissioned officer shall receive such sum per day for each day's service performed as is allowed commissioned officers of like grade in the army of the United States, together with the necessary transportation, and each enlisted man shall receive two dollars for each day's service performed, together with the necessary transportation, commissary and quartermaster stores, and medical supplies. For all horses of enlisted men there shall be paid two dollars per day for each horse necessarily used by them, for each day's service performed.

Digitized by Google

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 5292 of the General Code be and the same is hereby repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed March 24, 1915.
Approved April 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 2d day of April, A. D. 1915. 34G.

[Am. Senate Bill No. 71.]

AN ACT

To amend and supplement section 13169 of the General Code passed April 28, 1913 (103 O. L., p. 652), by enacting a new section 13169, and adding supplemental sections 13169-1, 13169-2 and 13169-3, providing for the registration of bottles, siphons, siphon tops, tins, fountain tanks, kegs or other containers; and making it unlawful for any person, other than the owner thereof, to fill, refill, deal or traffic in such bottles and other containers and to repeal said original section 13169 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 13169 of the General Code be amended by enacting a new section 13169 and supplemented by adding supplemental sections 13169-1, 13169-2 and 13169-3 to read as follows:

Registration of bottles, tins, tanks, kegs or other containers with secretary of state; filing with county clerk.

Sec. 13169. Any person, firm or corporation engaged in the manufacturing, bottling, or selling of soda waters, mineral or aerated waters, ginger ale, porter, ale, beer, cider, small beer, milk, cream, lager beer, weiss beer, white beer, or other beverages, or medicines, medical preparations, perfumery, oils, compounds, or mixtures, and using in the manufacture, sale and delivery of the same any bottles, siphons, siphon tops, tins, fountain tanks, kegs or other containers, may mark and designate such bottles, siphon, siphon tops, tins, kegs, and other containers with his or its name or other mark or device branded, stamped, engraved, etched, blown or otherwise produced upon the same, and file in the office of the secretary of state and also in the office of the clerk of courts of the county in which his or its principal place of business is situated a description of such name, mark or device and cause such description to be printed once in each week for three weeks successively in a newspaper published in such county. Provided, that if the principal place of business of any such person, firm or corporation is in another state, the filing of such description shall be made in the office of the secretary of state and also in the office of the clerk of courts in any county of

Digitized by Google

this state, and printed for three weeks successively in a newspaper published in such county. When any such person, firm or corporation shall have complied with the provisions of this section, he or it shall thereupon be deemed the proprietor of such name, mark or device and of every such bottle, siphon, siphon top, tin, fountain tank, keg or other container upon which may be branded, stamped, etched, engraved, blown or otherwise produced upon the same, upon the filing with the secretary of state and county clerk, as herein above referred to, such name, mark or device there shall be paid to the secretary of state and the county clerk respectively one dollar for each such name, mark or device so filed.

Filing fee.

Sec. 13169-1. When any person, firm or corporation, having complied with the provisions of section 13169 of this act, assigns by sale or otherwise his or its business including such name, mark or device to another person, firm or corporation, the assignee shall have all the rights and immunities and obligations conferred by this act upon the original manufacturer, bottler or seller, relative to said bottles, siphons, siphon tops, tins, fountain tanks, kegs or other containers so assigned, provided such assignee shall, upon such assignment, file in the office of the secretary of state and also in the office of the clerk of courts of the county in which his or its principal place of business is situated a certificate of said assignment, and cause such certificate to be printed once in each week for three weeks successively in a newspaper published in such county. If the principal place of business of such assignee is in another state the filing of such certificate of assignment shall be made in the office of the secretary of state and also in the office of the clerk of courts in any county of this state, and printed once in each week for three weeks successively in a newspaper published in such county.

Assignment of name, mark or device to another; filing and publishing.

Sec. 13169-2. It is hereby declared unlawful for any person, firm or corporation to fill or refill with soda water, mineral or aerated waters, ginger ale, porter, ale, beer, cider, small beer, milk, cream, lager beer, weiss beer, white beer or other beverages, or with medicines, medical preparations, perfumery, oils, compounds, or mixtures, with intent to sell such contents, any bottle, siphon, siphon top, tin, fountain tank, keg, or other container so marked or designated as aforesaid by any name, mark or device of which a description shall have been filed and published, as provided in sections 13169 and 13169-1 of this act; or to deface, erase, obliterate, cover up, or otherwise remove or conceal any such name, mark or device thereon, or to sell, buy, give, take, or otherwise dispose of or traffic in such bottles, siphon, siphon top, tin, fountain tank, keg, or other container without the consent of, or unless the same shall have been purchased from the person, firm or corporation whose name, mark or device shall be in or upon the bottle, siphon, siphon tops, tin, fountain tank, keg or other container so

Refilling registered container without consent of owner unlawful.

Digitized by Google

filled, refilled, trafficked in, used, or handled, as aforesaid.

To whom section does not apply.

The provisions of this section shall not apply to any person, firm or corporation, as to filling or refilling with his or its product any bottle, siphon, tin, fountain tank, keg, or other container, owned by and having the name, mark or designation of such person, firm or corporation pursuant to the provisions of this act, when such person, firm or corporation shall have complied with the rules and regulations of the dairy and food division of the agricultural commission of Ohio, relative to the cleansing of such bottles, siphons, siphon tops, tins, fountain tanks, kegs, or other containers.

Penalties for violations.

Sec. 13169-3. Whoever violates any of the provisions of this section shall be punished for the first offense by a fine of fifty cents for each and every such bottle, siphon, siphon top, tin, fountain tank, keg, or other container by him so filled, refilled, sold, bought, used, disposed of, bought or trafficked in; and for each subsequent offense by a fine of not more than five dollars for every such bottle, siphon, siphon top, tin, fountain tank, keg, or other container by him so filled, refilled, used, bought, sold, disposed of, bought or trafficked in, or by imprisonment not to exceed ninety days, or by both such fine and imprisonment in the discretion of the magistrate or court before whom such offense shall be tried.

The sectional numbers herein are in conformity to the General Code.

SECTION 2. That said original section 13169 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

EDWARD C. TURNER,
Attorney General.

Passed March 24, 1915.
Approved April 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3d day of April, A. D. 1915. 35G.

[House Bill No. 24.]

AN ACT

To amend section 1412 of the General Code, as amended in an act entitled "An act to protect certain game." (O. L. vol. 104, page 169.)

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1412 of the General Code be amended to read as follows:

Open and closed season for game birds.

Sec. 1412. No person within this state shall catch, kill, injure or pursue with such intent a Virginia partridge or quail, a Hungarian or gray partridge, a ruffed grouse, Mon-

Digitized by Google

golian pheasant, English pheasant, ring-necked pheasant or other pheasant, or Carolina dove, before the fifteenth day of November, 1917, or after that date except from the fifteenth day of November to the fourth day of December, both dates inclusive; a wild duck, wild goose, brant, or other wild water fowl, except from the first day of September to the fifteenth day of December, both dates inclusive, and from the first day of March to the 20th day of April, both days inclusive, a wood duck before September first, 1918; a rail, coot or mud hen, or gallinule except from September first to November thirtieth, both dates inclusive; a black breasted plover, golden plover, Wilson or jack snipe, the greater and lesser yellowlegs except from the first day of September to the fifteenth day of December, both dates inclusive; a woodcock, except from October first to November thirtieth; but no person shall catch, kill, injure or pursue with such intent a wild duck or other wild water fowl on Sunday or Monday of any week, or shoot such wild duck or wild water fowl before sunrise or after sunset of any day during the time fixed herein when it shall be lawful to kill them; no person shall catch, kill, injure or pursue with such intent any game bird or game animal on any Sunday. The birds named in this section shall be known and classed as game birds in contradistinction to all other birds.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That said original section 1412 of the General Code, as amended (O. L. vol. 104, page 169) be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 1, 1915.
Approved April 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of April, A. D. 1915. 36G.

[House Bill No. 37.]

AN ACT

To amend section 7761-1, and to repeal sections 7761-2, 7761-3, 7761-4, 7761-5 and 7761-6 of the General Code relating to the teaching of agriculture in the public schools of Ohio.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 7761-1 of the General Code be amended to read as follows:

Teaching of agriculture in public schools; supervision.

Sec. 7761-1. Agriculture shall hereafter be taught in all the common schools of all village and rural school districts of the state of Ohio, which are supported in whole or

Digitized by Google

in part by the state, and may be taught in city school districts at the option of the board of education. Such agricultural instruction in each county district shall be under the general supervision of the county superintendent of schools.

The sectional number herein is in conformity to the General Code.

SECTION 2. That original section 7761-1 and sections 7761-2, 7761-3, 7761-4, 7761-5 and 7761-6 of the General Code be and the same are hereby repealed.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 1, 1915.
Approved April 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of April, A. D. 1915. 37G.

[House Bill No. 118.]

AN ACT

To establish a criminal court in the city of Lima, Allen county, Ohio.

Be it enacted by the General Assembly of the State of Ohio:

Criminal court in city of Lima established; jurisdiction.

SECTION 1. That there shall be, and is hereby established in the city of Lima, Allen county, Ohio, a criminal court held by a judge, which court shall be styled the criminal court and be a court of record, and shall have jurisdiction of any offense under any ordinance of said city, to hear and finally determine the same and impose the prescribed penalty; but cases in which the accused is entitled to a trial by a jury, shall be so tried unless a jury be waived in writing by the accused.

Powers of the court.

SECTION 2. In felonies committed within the county the court shall have the power to hear the case and discharge, recognize or commit, and, if upon such hearing the court is of the opinion that the offense is only a misdemeanor and that the court may assume jurisdiction of it under the last section, a plea of guilty of such misdemeanor may be received and sentence and judgment pronounced.

Further powers.

SECTION 3. The court shall have power to issue process, preserve order and punish contempts, summon and impanel jurors, grant new trials and motions in arrest of judgment, suspend execution of sentence upon notice of intention to apply for leave to file a petition in error, and such other powers as may be necessary for the exercise of the jurisdiction herein conferred, and the enforcement of the judgments and orders of the courts.

Digitized by Google

How prosecutions shall be brought.

SECTION 4. Prosecution for offenses against the laws of the state shall be brought and conducted in the name of the state, and prosecutions for violations of city ordinances shall be brought and conducted in the name of the said city, and in any case, a new trial may be granted and for the same cause as in like cases in the court of common pleas.

Summoning and impaneling jurors; attendance of witnesses; fees.

SECTION 5. The court shall have power to compel the attendance of witnesses, jurors and parties; jurors shall have the qualifications and be subject to the challenges of those in court of common pleas in like cases; they shall be selected, summoned and impaneled in accordance with an ordinance of the city council; or if no such ordinance is in force, in accordance with a rule of the court and they shall receive the same fees as are allowed jurors and witnesses in courts of justice of the peace; other fees shall be the same as before the justice of the peace in like cases.

Terms of courts.

SECTION 6. The criminal courts shall always be open for the transaction of business, but may adjourn from day to day or from time to time and shall be considered as holding monthly terms, each commencing on the first Monday of the month.

Rules of practice and procedure.

SECTION 7. The judge in said court shall adopt such rules of practice and procedure as will give each party a proper statement of any charge against him and a full opportunity of being heard.

Qualification, election and term of judge; vacancy.

SECTION 8. The judge shall be elected by the electors of said city at the regular fall election in 1915 for a term of four years, commencing on the first day of January next after his election. He shall be an elector of the city, and an attorney and counsellor at law, duly admitted and licensed to practice law in this state. Any vacancy caused in said office by reason of death, removal, resignation or otherwise, shall be filled by the governor of the state until a successor is elected and qualified, and such successor shall be elected for the unexpired term at the first municipal election that occurs more than thirty days after the vacancy shall have happened.

Bond and compensation.

SECTION 9. The bond and compensation of said judge shall be fixed by the council of said city.

Prosecutor.

SECTION 10. The city solicitor of the said city shall be the prosecuting attorney of said court.

Clerk.

SECTION 11. The clerk of the mayor shall act as the clerk for said court.

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 1, 1915.
Approved April 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of April, A. D. 1915. 38G.

Digitized by Google

[House Bill No. 185.]

AN ACT

www.lihtool.com.cn

To amend section 4209 of the General Code, relating to the compensation of members of council.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 4209 of the General Code be amended to read as follows:

Compensation of members of council.

Sec. 4209. The compensation of members of council, if any is fixed, shall be in accordance with the time actually consumed in the discharge of their official duties, but shall not exceed one hundred and fifty dollars per year each, in cities having a population according to the last preceding federal census, of twenty-five thousand or less. For every thirty thousand additional inhabitants so determined, such compensation may be, but shall not exceed, an additional one hundred dollars per year, each, but the salary shall not exceed twelve hundred dollars per annum, and shall be paid semi-monthly. A proportionate reduction in his salary shall be made for the non-attendance of any member upon any regular or special meeting of council; provided, however, that two-thirds of the members elected to council may excuse any member from attendance at any regular or special meeting, and when so excused no reduction in his salary shall be made for such non-attendance.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That the said original section 4209 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 1, 1915.
Approved April 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of April, A. D. 1915. 39G.

[House Bill No. 249.]

AN ACT

To amend section 1841 of the General Code (102 O. L., 211), relating to the admission of persons to state institutions.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1841 of the General Code (102 O. L., 211), be amended to read as follows:

Digitized by Google

Sec. 1841. The board shall have power to regulate the admission and discharge of the pupils and inmates in said several institutions, as provided by law, and the powers and duties of the board of state charities under sections 1819, 1820, 1948, 1949, 1950, 1952 and 1956 of the General Code shall cease and thereafter devolve on the board of administration alone from and after August 15, 1911.

Admission and discharge of pupils and inmates.

Upon the admission of any person who has been committed to any state institution under its control there shall be included with the papers committing such person, and signed by the authority executing such commitment, such information relative to the person so to be committed as may be required by said board. The board shall provide blank forms for such information, and the same when properly filled in and signed and delivered as herein provided shall be filed under the direction of the board for statistical and other proper purposes.

Blank forms for information provided.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 1841 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

C. J. HOWARD,
President pro tem. of the Senate.

Passed April 1, 1915.
Approved April 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of April, A. D. 1915. 40G.

[Am. Senate Bill No. 114.]

AN ACT

To amend sections 9518 and 9519 of the General Code relative to the investment of the funds of insurance companies.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 9518 and 9519 of the General Code be amended to read as follows:

Sec. 9518. No company organized under this chapter or incorporated under any law of this state, for the purpose provided in section ninety-five hundred and twelve, shall invest its capital or any part thereof, otherwise than in:

Investment of capital.

1. United States bonds;

Digitized by Google

2. Bonds of the state of Ohio or of any other state in the United States;

www.libtool.com.cn

3. Bonds of a county, township, municipal corporation, school district or other political subdivision in this or any other state in the United States, issued in conformity with law and upon which default in the payment of interest has not been made;

4. Bonds and mortgages on unincumbered real estate within this or any other state of the United States, worth double the amount loaned thereon. If the amount loaned exceeds one-half the value of the land mortgaged, exclusive of structures thereon, such structures must be insured in an authorized fire insurance company other than the company making the loan, in an amount not less than the difference between half the value of such land exclusive of structures, and the amount loaned, and the policy assigned to the mortgagee;

5. The stock of a national bank located in this state, organized under the provisions of an act of congress entitled "an act to provide a national currency, secured by the pledge of United States stocks, and to provide for the circulation and redemption thereof," approved February 25, 1863, and acts amendatory thereof and supplementary thereto;

6. First mortgage bonds of railroads within this state, upon which default in the payment of the interest coupons has not been made within three years prior to the purchase thereof.

Investment of accumulated funds or surplus.

Sec. 9519. Funds accumulated in the course of business, or surplus money over and above the capital stock of a company, may be loaned on or invested in the above named securities, or:

1. Bonds and mortgages on unincumbered real estate within this or any other state of the United States worth fifty per cent. more than the sum loaned thereon, exclusive of buildings, unless such buildings are insured in some company authorized to do business in this state, and the policy is transferred to a company making the investment;

2. Bonds of any state, county, township, municipal corporation, school district or other political subdivision in the United States, issued in conformity with law and upon which default in the payment of interest has not been made;

3. Stocks, bonds, or other evidences of indebtedness of any solvent, dividend-paying institution incorporated under the laws of this or any other state, or of the United States, except its own stock;

4. Negotiable promissory notes maturing in not more than six months from the date thereof, secured by collateral security through the transfer of any of the classes of securities described in this or the preceding section, with absolute power of sale within twenty days after default in payment at maturity.

Digitized by Google

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, Attorney General.

SECTION 2. That said original sections 9518 and 9519 of the General Code be, and the same are hereby repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 5, 1915.
Approved April 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of April, A. D. 1915. 41G.

[House Bill No. 399.]

AN ACT

To make appropriations to pay claims against the state existing in favor of owners of animals killed under the provisions of sections 1114 and 1115 of the General Code (103 O. L. 312, sections 36 and 37) in order to prevent the spread among the livestock of the state of the epizootic known as "foot and mouth" disease.

Be it enacted by the General Assembly of the State of Ohio:

Appropriations to pay claims of owners of animals killed.

SECTION 1. The following sums are hereby appropriated out of any moneys in the state treasury to the credit of the general revenue fund, not otherwise appropriated, for the purpose of paying the following claims of owners of animals killed under the provisions of sections 1114 and 1115 of the General Code, in order to prevent the spread among the livestock of the state of the epizootic known as "foot and mouth" disease, being in each case one-half of the appraised value of the animals so destroyed belonging to each person, firm and corporation hereinafter named, to wit:

Amstutz, J. B., Columbus Grove, 6 cattle	$75 00
Anspach, Samuel, Ft. Recovery, 14 cattle, 19 sheep, 61 swine	688 50
Ardner, Ed., Amsden, 10 cattle, 16 sheep, 19 swine	359 30
Baker, Alex., Findlay, 16 cattle, 26 sheep, 16 swine	701 50
Baker, C. E., Genoa, 7 cattle	190 00
Baker, J. R., Findlay, 12 cattle, 53 swine	715 50
Barger, W. L., Urbana, 5 cattle	150 00
Bateman, T. J., Union City, Ind., 12 cattle, 17 sheep, 10 swine	463 25
Bauman, Chas., Walbridge, 18 cattle, 8 swine	519 91
Beardsley, D. B., Findlay, 12 cattle, 6 swine	512 88
Becker, Henry, Woodville, 20 cattle, 25 swine	611 72
Bish, Carl, Tiffin, 1 cattle, 12 swine	92 95

Digitized by Google

Appropriations to pay claims of owners of animals killed.

Berry, B. A., Toledo, 407 Washington St., 3 cattle	$61 43
Bishop, Mrs. O., Fredericktown, 5 cattle, 26 swine	295 00
Blausey, W. E., Genoa, 9 cattle, 27 swine	488 00
Boes, Albert J., Tiffin, 11 cattle, 24 sheep, 34 swine	621 00
Brinkman, L. A., Van Buren, 11 cattle, 101 swine	884 40
Bomlitz, Wm., Bowling Green, 19 cattle, 30 swine	767 32
Brinkmeier, C. L., Dunbridge, 14 cattle, 26 swine	567 95
Brognard, U. P., Bryan, 5 cattle, 28 swine	334 70
Brown, Gilbert, Newark, 1 cattle	25 00
Brown, James, Fredericktown, 8 cattle, 67 sheep, 9 swine	551 63
Brown, R. A., Van Buren, 4 cattle, 20 swine	253 90
Brownfield, J. E., Newark, 35 cattle, 70 sheep	1,108 75
Busch, August, West Alexandria, 21 cattle, 29 swine	885 00
Brough, H. M., Genoa, 21 cattle, 52 swine	985 50
Braddock & Philips Bros., Fredericktown, 6 cattle, 139 sheep, 52 swine	868 00
Buck, Bloom, Shelby, 42 cattle	1,035 00
Butler, W. H., Sandusky, 8 cattle	200 00
Butz, J. W., Richwood, 41 swine	130 00
Caple, A. B., Toledo, 102 cattle, 13 swine	6,137 50
Clem, Wm., Newark, 27 cattle	833 83
Cover & Montis, Fredericktown, 15 cattle, 34 swine	879 48
Curry, Oscar, Pleasant Valley, 2 swine	15 00
Dailey, J. H., Findlay, 19 swine	70 00
Daman, Henry, Pemberville, 20 cattle, 27 swine	831 44
Davis, Geo. W., Findlay, 12 cattle	456 58
Deeds, J. C., Findlay, 4 cattle, 30 swine	307 50
Draper, S. P., Findlay, 28 swine	160 05
Deline, Mrs. A., Toledo, R. F. D. No. 3, 8 cattle, 1 swine	325 00
Edwards, Elias, Newark, 8 cattle, 16 swine	283 00
Elsea, W. C., Findlay, 60 swine	318 50
Eschedor, C. H., Pemberville, 12 cattle, 41 swine	680 80
Eschedor, Fred, Prairie Depot, 14 cattle, 65 swine	687 90
Eschedor, H. W., Prairie Depot, 13 cattle, 67 swine	767 80
Fink, Jno. H., Pleasant Valley, 8 cattle, 19 sheep, 6 swine	264 50
Fisher & Perkins, Union City, Ind., 25 cattle, 118 swine	1,687 43
Flechtner, August, Fostoria, 91 cattle, 54 sheep	2,874 75
Folger, Jacob, Toledo, 183 swine	1,341 99
Fassler, Cora E., Tiffin, 1 cattle	15 00

www.libtool.com.cn

Digitized by Google

Appropriations to pay claims of owners of animals killed.

Fostoria U. S. Yards, Fostoria, 2 cattle	$55 00
Franks and Sons, Cleveland, post office address and residence, Millersburg, Ohio, 31 cattle	921 48
Furry, J. W., Stony Ridge, 25 cattle, 22 swine	1,226 75
Gallaway, R. N., Findlay, 12 cattle, 24 sheep, 33 swine	619 25
Gallaway, S. W., Findlay, 3 cattle, 24 swine	229 50
Gallaway, S. W., Findlay, 1 cattle	15 00
Gannett, Frank B., Fairfield, 13 cattle, 23 swine	464 77
Geiger, Lawrence, Norwalk, 18 cattle, 12 swine	512 50
George, M. J., Findlay, 2 cattle, 15 swine	72 50
Goeckerman, Fred, Lemoyne, 20 cattle, 44 swine	825 64
Goeckerman, H. F., Genoa, 15 cattle, 21 swine	586 16
Good, Chas. F., Fostoria, 32 cattle, 127 swine	1,617 11
Green, A. J., Hebron, 28 cattle	944 00
Green, Mary M., Hebron, 1 cattle	37 50
Grose, Henry, Dunbridge, 12 cattle, 14 swine	518 55
Grubb, W. A., Fredericktown, 7 cattle, 25 swine	357 50
Haar, Fred, Jr., Pemberville, 14 cattle, 16 swine	488 63
Haar, John H., Lemoyne, 22 cattle, 42 swine, 35 sheep	1,045 82
Hahn, A. C., Lemoyne, 23 cattle, 26 swine	836 06
Hanley, Andrew, Stony Ridge, 38 cattle, 41 swine	1,376 57
Harmeyer, Herman, Genoa, 18 cattle, 27 swine	696 57
Harris, Clyde, Fredericktown, 8 swine	65 00
Hartman Bros., Woodville, 31 cattle, 2 sheep, 65 swine	1,797 26
Hasman, E. A., Findlay, 2 cattle, 8 swine	161 00
Hoyt, A. C., Fostoria, 25 cattle, 91 swine	1,267 30
Huenke, Lewis, New Bremen, 60 cattle	3,056 24
Hamline, Geo. A., Pemberville, 17 cattle, 17 sheep, 39 swine	615 00
Hoyman, J. S., Pemberville, 40 cattle, 81 swine	2,001 74
Hille, W. C., Pemberville, 10 cattle, 17 swine	443 75
Harpster Com. Co., Toledo, 15 cattle, 813 sheep	3,028 22
Jacob, John, Luckey, 11 cattle, 8 swine	410 35
Jarrett, Fred, Olena, 22 cattle, 170 sheep, 32 swine	1,295 27
Jones, E. O., Fredericktown, 4 cattle, 10 swine	192 50
Joseph, Frank, Luckey, 28 cattle, 64 sheep, 63 swine	1,430 57
Kuest, John H., Minster, 13 cattle, 46 swine	546 50
Kauble, Wm., Wharton, 9 cattle, 43 swine	369 69
Kellogg Bros., Sta. E., Toledo, 9 cattle, 5 swine	350 00
Kinsey, Roy, Tiffin, 5 cattle	140 00
Kurtz & Bookwalter, Carey, 27 cattle, 188 sheep, 63 swine	1,630 30
Kanagy, Geo. W., Cable, 19 cattle, 45 swine	723 00
Keller, S. M., Shelby, 1 cattle	20 91
Landwehr & Co., Fostoria, 49 cattle	1,214 71
Layman Bros., Luckey, 23 cattle, 3 sheep, 58 swine	1,038 30

Digitized by Google

Appropriations to pay claims of owners of animals killed.

Leader, C. O., Findlay, 12 cattle, 54 swine.....	$621 00
Leasure, Asbury, Pleasant Valley, 3 cattle.....	45 00
Lewis, John I., Belmont, 33 cattle, 13 swine.....	929 50
Libbe, John A., Stony Ridge, 27 cattle, 37 swine	1,037 97
Libbe, William, Woodville, 31 cattle, 19 swine...	1,131 40
Lloyd, Mrs. Clara, Newark, 2 cattle, 10 swine...	144 70
Lucas, G. L., Fredericktown, 3 cattle.....	97 50
McKnight, W. S., Toledo, 15 cattle.....	414 19
McGugin, J. W., Fredericktown, 27 cattle, 34 swine.....	1,009 22
Martin, Eugene, Genoa, 37 cattle, 3 sheep, 16 swine.....	1,277 00
Martin, C. C., Tiffin, 5 cattle, 10 swine.....	163 00
May, Ambrose, Shelby, 6 cattle, 14 swine.....	213 50
Meyer, Henry W., West Alexandria, 1 cattle....	45 00
Miller, Eli, Republic, 19 cattle, 34 sheep, 55 swine.....	820 50
Miller, Henry, Lime City, 20 cattle, 41 swine....	789 20
Miller, James, Shelby, 14 cattle, 27 swine.....	423 62
Millikin, V. C., Brookville, 7 cattle.....	144 00
Morrison, M. R., North Robinson, 7 cattle.....	227 50
Morrow, I. D., North Robinson, 15 cattle, 12 swine.....	366 80
Mt. Castle, C. R., West Alexandria, 1 cattle, 4 swine.....	44 50
Neff, John, Canfield, 23 cattle, 9 swine.....	779 48
New York Coal Co., Alger, 50 cattle.....	1,726 89
Oesterle, Frank, Marion, 26 cattle, 82 swine....	1,578 79
Palmer, Judson, Findlay, 81 swine.....	396 00
Perrill, John, Washington C. H., 51 cattle, 116 swine.....	2,956 44
Pitzer, C. B., Newark, 16 cattle, 24 swine.....	411 19
Prince, John, Newark, 2 cattle.....	37 50
Port Clinton L. & C. Co., Port Clinton, 26 cattle, 40 swine.....	1,027 60
Philips Bros., Fredericktown, 5 cattle, 5 sheep..	171 25
Rathburn, Art, Greenspring, 10 cattle, 5 swine..	381 25
Rathburn, Ed., Greenspring, 14 cattle, 4 swine..	548 50
Rathburn, N. G., Greenspring, 12 cattle, 14 swine	551 38
Rawlins, David B., Fredericktown, 75 cattle, 115 swine.....	4,902 68
Retterer, Lewis-Osborn, Marion, 20 cattle, 35 sheep.....	875 00
Rex, Henry, Pemberville, 7 cattle, 11 swine.....	397 00
Rimelspach, Andrew, Fremont, 61 cattle, 231 sheep, 41 swine.....	2,322 70
Rimelspach, F. V., Fremont, 8 cattle, 2 swine...	275 00
Rolf, H. H., Woodville, 11 cattle, 15 swine.....	460 17
Ross, C. D., Findlay, 11 cattle, 60 sheep, 5 swine	481 00
Ross, R. B., Richwood, 30 cattle.....	920 10
Rowland, B. C., Belmont, 1 cattle.....	37 50
Rudolph, Bertis, Findlay, 16 cattle, 40 swine....	649 50
Ruff, G. S., Bryan, 30 cattle, 83 swine.....	2,008 00

Digitized by Google

www.libtool.com.cn

Rosenberger, H. C., Tiffin, 31 cattle, 26 sheep, 53 swine	$1,495 07
Sandwisch, G. F., Woodville, 24 cattle, 31 swine	1,056 05
Sauer, I. L. & F. E., W. Alexandria, 103 cattle, 50 sheep, 82 swine	3,322 18
Saylor, E. F., Tiffin, 14 cattle	472 50
Shafer, J. H., Alvada, 11 cattle, 21 sheep	417 50
Shafer, S. E., Findlay, 15 swine	107 75
Shira, R. R., Fredericktown, 6 cattle, 42 sheep, 26 swine	378 90
Smith, B. F., Monroeville, 29 cattle, 17 swine	959 62
Smith, C. C., Hebron, 11 cattle, 79 swine	690 00
Smith, C. C., Forest, 26 cattle	778 69
Smith, H. J., Columbus Grove, 21 cattle	608 00
Smith, Mrs. John, Walbridge, 4 cattle, 27 swine	362 39
Smith, W. S., Forest, 30 cattle, 264 sheep, 57 swine	1,637 84
Snyder, W. H., Walbridge, 13 cattle, 21 swine	549 50
Spangler, A., Orient, 30 cattle	918 90
Strickler, H., Monroeville, 1 cattle	27 50
Taylor, G. H., Toledo, 29 cattle, 17 swine	955 00
Tewksberry, W., Pleasant Valley, 9 cattle, 12 sheep, 12 swine	295 75
Tiedtke, Chas., Toledo, 50 cattle, 8 swine	3,015 00
Timberman, E., Findlay, 1 cattle	45 00
Toft, Christ, Sandusky, 66 cattle, 17 swine	2,582 00
Unger, Ed., W. Alexandria, 12 swine	32 50
Van Buren, Henry, Forest, 73 cattle, 14 swine	2,625 37
Vernon, A. D., Fredericktown, 15 cattle	500 00
Waldock, Wm., Sandusky, 23 cattle, 41 swine	1,307 30
Ward, Orville, Bowling Green, 32 cattle, 40 swine	1,225 00
Welling, Geo., Sr., Lime City, 23 cattle, 11 swine	933 50
Welling, Geo., Jr., Walbridge, 19 cattle, 8 swine	800 00
Willman, J. F., Luckey, 11 cattle	343 44
Wehrle Realty Co., Newark, 46 cattle, 70 swine	1,216 25
Wilson & Barger, Urbana, 49 cattle, 83 swine	2,341 00
Wolf, Malissia, W. Alexandria, 7 cattle, 37 swine	347 50
Wyse, Nicholas, Archbold, 22 cattle, 36 swine	754 00
Yochum, J. H. & W., Fostoria, 13 cattle, 57 swine	516 43
Zanville, Harry, Toledo, 121 sheep	406 83
Ziegler, S. D., Shelby, 3 cattle	48 50
Wehrle Realty Co., Newark, 1 swine	10 00
Mason, Chas., Jamestown, 4 cattle, 44 swine	382 50
Mason, Isaiah, Jamestown, 23 cattle, 42 swine	784 00
Ford, L. L., Berkey, 25 cattle	653 88
McKay, C. H., New Burlington, 43 cattle, 11 sheep, 13 swine	981 50
Miller, F. B., Jamestown, 17 cattle, 18 swine	524 00
Sanders, August, Luckey, 15 cattle, 39 swine	574 94
Swartz, Geo., Dunbridge, 30 cattle, 16 swine	1,103 44
Huenke, Lewis, New Bremen, 53 swine	278 00
Swanders, Dewalt, Tiffin, 14 swine	63 20

Digitized by Google

How payment shall be made.

SECTION 2. The moneys appropriated in section 1 of this act shall be paid to the persons, firms and corporations therein named upon a requisition or voucher presented to the auditor of state and approved by the members of the state agricultural commission. Such requisition or voucher shall set forth a certificate showing that an appraisement of all animals for the destruction of which a claim is asserted was made in the manner provided by law, the date on which said animals were slaughtered, the number and kind of animals slaughtered, and such other facts and information respecting such claim as the auditor of state may require in the form of such requisition or voucher which shall be prescribed by him.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 8th day of April, A. D. 1915. 42G.

[House Bill No. 163.]

AN ACT

To create a board of control for the Ohio experiment station, to stipulate its duties and powers and to amend sections 1174 to 1177 inclusive and 1177-1 to 1177-11 inclusive of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

Section 1170.

Board of control for Ohio experiment station created.

SECTION 1. There shall be a state agricultural experiment station for the benefit of practical and scientific agriculture and the development of the agricultural resources of the state. It shall be known as the "Ohio agricultural experiment station."

Section 1171.

Appointment, number, qualification and term of members.

SECTION 2. The state agricultural experiment station shall be under the supervision and direction of a board of control which shall consist of five members, who shall be practical farmers and who shall be appointed by the governor with the advice and consent of the senate, one member to serve for one year, one for two years, one for three years, one for four years and one for five years. Thereafter one member shall be appointed each year who shall hold his office for a term of five years. Not more than three members shall belong to the same political party.

Section 1171-1.

No compensation, but expenses allowed.

SECTION 3. Members of the board of control shall receive no compensation for their services, but their necessary expenses while in the discharge of their official duties shall be paid by the state.

Digitized by Google

Section 1171-2. SECTION 4. The board of control shall organize by the election of a president, a secretary and treasurer; the president shall be a member of the board. Three members of the board shall constitute a quorum for the transaction of business. It shall hold a meeting in Columbus on the first Wednesday after the second Monday of January of each year and special meetings at other times and places upon the call of the president or upon the written request of two members. The board shall adopt by-laws, rules and regulations for the government of the station.

Organization and meetings of board; rules and regulations.

Section 1171-3. SECTION 5. The board of control of the Ohio agricultural experiment station shall be a body corporate, with power to sue and be sued, to contract and be contracted with, to make and use a seal and to alter it at its pleasure. It may receive and hold in trust for the use and benefit of the station a grant, or devise of land, or a donation or bequest of money or other personal property to be applied to the general or special use of the station as directed by the donor.

Powers of board.

Section 1171-4. SECTION 6. The board of control shall appoint a director, who shall be a person of acknowledged ability and training in the principles and practice of scientific agriculture. It shall fix the terms of office and salaries of all officers and employes of the station and upon written charge for good and sufficient cause may remove them. The director shall have control of the affairs of the station, and be responsible to the board of control for the management of all of its departments. With the approval of the board of control he shall appoint chiefs of departments, assistants and other employes necessary for the proper management of the station and shall assign them to their respective duties. He may suspend an officer or employe of the station for cause, which suspension with the reasons therefor he shall immediately report to the board of control for its final action.

Appointment of director; salaries and terms of officers and employes.

Appointment of chiefs of departments and assistants.

Section 1172. SECTION 7. The title of all lands for the use of experiment station shall be conveyed in fee simple to the state, but no title shall be conveyed for such purposes unless the attorney general is satisfied that it is free from defects and incumbrances.

Title to land shall be conveyed in fee to state.

Section 1173. SECTION 8. From time to time the board of control shall issue bulletins of its experiments and work. It shall make an annual report to the governor which shall be published in pamphlet form for free distribution.

Issue of bulletin; annual report to governor.

SECTION 9. That sections 1174 to 1177 inclusive and 1177-1 to 1177-11 inclusive of the General Code be amended to read as follows:

Sec. 1174. In order to demonstrate the practical application under local conditions of the results of the investigations of the Ohio agricultural experiment station, and for the purpose of increasing the effectiveness of the agriculture of the various counties of the state, the commissioners of any county in the state are hereby authorized and

County commissioners empowered to establish experiment farm.

Digitized by Google

empowered to establish an experiment farm within such county as hereinafter provided for.

www.libtool.com.cn

Uses of county experiment farms.

Sec. 1175. The county experiment farms established under this act shall be used for the comparison of varieties and methods of culture of field crops, fruits and garden vegetables; for the exemplification of methods for controlling insect pests, weeds and plant diseases; for experiments in the feeding of domestic animals and in the control of animal diseases; for illustrations of the culture of forest trees and the management of farm woodlots; and for the demonstration of the effects of drainage, crop rotation, manures and fertilizers, or for such part of the above lines of work as it may be practicable to carry on.

Submission of question of establishment of experiment farm; petition.

Sec. 1176. Upon the filing of a petition with the county auditor signed by not less than five per cent. of the electors based upon the vote for governor at the last preceding election, residing within the county, the commissioners of such county shall submit to the qualified voters of such county a proposition to establish an experiment farm within such county, and to issue notes or bonds for the purchase and equipment of such farm, such proposition to be voted upon at the next general election following the receipt of the petition by the commissioners. Notice of the intention to submit such proposition shall be published by the county commissioners in two newspapers of opposite politics printed and of general circulation in said county, for at least four weeks prior to the election at which the proposition is to be voted upon, together with a statement of the maximum amount of money which it is proposed to expend in the purchase and equipment of such farm.

Publication of notice.

Request for ballots, form of ballot and certification of result.

Sec. 1177. The county auditor shall file a written request with the board of deputy supervisiors of elections asking for the preparation of the necessary ballots, which ballots shall be separate and apart from all other ballots, and which ballots shall have printed thereon "Tax for experiment farm—YES"; "Tax for experiment farm—NO." The result of such election shall be ascertained by the board of deputy supervisors of elections and the result thereof certified to the county auditor.

Tax levy; maximum levy.

Sec. 1177-1. If a majority of the electors voting on such proposition in the county are in favor of establishing such experiment farm, then the commissioners of the county shall levy a tax on all the taxable property in such county as listed for taxation on the county duplicate, which levy shall not exceed one-fifth of one mill on the dollar of the taxable property of the county in any one year, nor shall the aggregate of all levies for such purposes exceed two mills on the dollar.

Authority to issue bonds or notes.

Sec. 1177-2. To anticipate the collection of the tax authorized by this act and the use of the money to be raised thereby, the county commissioners are hereby authorized and required to issue the notes or bonds of their county, such notes or bonds to bear interest at a rate not to exceed six

Digitized by Google

per cent. per annum, and not to run to exceed ten years, and not to be sold for less than their par value, and the proceeds of the sale thereof shall be deposited in the county treasury, to be applied by the county commissioners to the purchase and equipment of an experiment farm, containing eighty acres or more, as hereinafter provided for.

www.libtool.com.cn

Board shall assist in selection and purchase of farm.

Sec. 1177-3. When the funds provided for in this act are deposited in the county treasury, the county commissioners shall notify the board of control of their action, on receipt of which notice it shall be the duty of the board of control to visit the county and assist in the selection of a farm to be used for the purpose specified in this act, provided that no farm shall be purchased except with the approval of the majority of the board of control and also of a majority of the board of county commissioners of the county.

Equipment of farm; appropriations by commissioners.

Sec. 1177-4. The equipment of an experiment farm shall consist of such buildings, drains, fences, implements, live stock, stock feed and teams as shall be deemed necessary by the board of control for the successful work of such farm, and the initial equipment shall be provided by the county in which the farm is established, together with a sufficient fund to pay the wages of the laborers required to conduct the work of such farm during the first season. The county commissioners shall appropriate for the payment of the wages of laborers employed in the management of such farms as may be established under this act, and for the purpose of supplies and materials necessary to the proper conduct of such farms such sums not exceeding two thousand dollars annually for any farm, as may be agreed upon between such county commissioners and the board of control.

Management of experiment farms.

Sec. 1177-5. The management of all county experiment farms established under authority of this act shall be vested in the director of the Ohio agricultural experiment station, who shall appoint all employes and plan and execute the work to be carried on, in such manner as in his judgment will most effectively serve the agricultural interests of the county in which such farm may be located, the director and all employes being governed by the general rules and regulations of the board of control.

Submission of plans of work contemplated.

Sec. 1177-6. Before entering upon any line of investigation or demonstration upon any of the county experiment farms established under this act, the director of the experiment station shall submit a written plan of such contemplated work to an advisory board, consisting of the county agricultural society of the county in which such experiment farm may be located, or if there be no county agricultural society, then the board of county commissioners of such county, and if such plan is not approved by such advisory board, then the work shall not be undertaken.

Portion of county farm may be assigned to board of control.

Sec. 1177-7. The county commissioners of any county may equip and assign to the board of control such portion of any farm now owned by the county as may be mutually

Digitized by Google

agreed upon between the county commissioners and the board of control, the land thus assigned to be occupied and used by the experiment station for the purpose specified in this act and under the management of the director of the station.

www.libtool.com.cn

Disposition of surplus product of farm.

Sec. 1177-8. The produce of each county experiment farm as may be established under this act, over and above that required for the support of the teams and live stock kept on the farm, shall be sold and the proceeds applied to the payment of the labor and to the purchase of the supplies and materials required for the proper management of the farm as contemplated by this act, and for the maintenance of its equipment. Any surplus beyond these requirements shall be covered into the county treasury and placed to the credit of the general fund of the county, except in the case of the use of farms already belonging to the county, in which case the proceeds shall be placed to the credit of such fund as the county commissioners may designate.

Sale of unused experiment farm; application of proceeds.

Sec. 1177-9. In case the experiment station shall cease to use for the purposes herein specified any county experiment farm established under this act, such farm and its equipment shall be sold at public auction to the highest bidder after notice of such proposed sale shall have been published for four consecutive weeks in two newspapers of opposite politics, once a week, published in and having the largest circulation in the county within which the farm is located, and the proceeds of such sale shall be covered into the county treasury, the sums thus covered to be placed to the credit of the school funds of the county.

Duties relating to forests of the state.

Sec. 1177-10. The board of control shall carefully inquire into the character and extent of the forests of the state, the causes of their waste and decay, and methods for their preservation and development. It shall conduct investigations in the several sections of the state, determine the species of valuable trees best suited to grow on the various kinds of soil, and ascertain the best methods and cost of the propagation, planting and cultivation of wood lots and plantations. It shall determine the average rate of growth of the various species of trees and the relative values of different kinds of timber for domestic and commercial purposes, and conduct experiments for the purposes of increasing durability of the various kinds of wood; determine the kind of trees and shrubs best suited to different localities for wind-breaks and shelter, and for beautifying grounds, and ascertain the best methods of planting and managing them.

Co-operation with U. S. department of agriculture.

Sec. 1177-11. The board of control may co-operate with the department of agriculture of the United States in conducting such portion of the work mentioned in section 1177-10 of the General Code, as may be agreed upon by the board of control and such department of agriculture.

Digitized by Google

he sectional umbers on the argin hereof re designated s provided y law.
EDWARD C. TURNER, ttorney General.

SECTION 10. That said original sections 1174 to 1177 inclusive and 1177-1 to 1177-11 inclusive of the General Code be and the same are hereby repealed.

www.libook.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 8th day of April, A. D. 1915. 43G.

[House Bill No. 343.]

AN ACT

To make appropriations for interest on the irreducible debt and for the support of the common schools.

Be it enacted by the General Assembly of the State of Ohio:

Appropriation for interest on irreducible debt and common schools.

SECTION 1. There is hereby appropriated out of any monies in the state treasury or that may come into the state treasury to the credit of the sinking fund or the common school fund; and to the extent that the monies in such sinking fund or common school fund are not adequate to satisfy the appropriations made herein, the balances necessary to make up the sums herein appropriated shall be paid from any monies in the treasury to the credit of the general revenue fund not otherwise appropriated:

For interest on the irreducible debt of the state, which constitutes the school, ministerial, indemnity fund, Ohio university and Ohio state university funds, falling due January 1st, 1915, and January 1st, 1916, respectively $645,000 00

For the support of the common schools to be paid at the rate of two dollars ($2.00) for each enumerated youth as provided in sections 7582, 7583, and 7584 of the General Code, for the fiscal years ending June 30, 1916, and June 30, 1917, respectively $5,147,866 00

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 8th day of April, A. D. 1915. 44G.

Digitized by Google

[House Bill No. 499.]

www.libtool.com.cn

AN ACT

To amend section 12788 of the General Code, relating to the protection of motormen and conductors.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 12788 of the General Code be amended to read as follows:

Protection of motormen and conductors required; penalty.

Sec. 12788. Whoever, being an officer, agent or employee of a corporation or association, directs or permits to be operated on and after November 15, 1915, an electric car other than a trail-car unprovided at the forward end with a screen of glass or other material sufficient to completely protect from dust, wind, and storm the motorman or other person stationed there for guiding and operating such car, or fails to maintain a temperature at all times of not less than sixty degrees Fahrenheit therein, shall be fined not less than twenty-five dollars nor more than one hundred dollars for each day such car is so unprovided.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That original section 12788 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 8, 1915.
Approved April 9, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 9th day of April, A. D. 1915. 45G.

[Am. Senate Bill No. 100.]

AN ACT

To authorize the appointment of a soldiers' memorial commission to erect a monument in memory of Ohio troops who participated in the battle of Lookout Mountain, Tennessee.

Be it enacted by the General Assembly of the State of Ohio:

Lookout Mountain memorial commission.

SECTION 1. That the governor of the state of Ohio be, and he hereby is authorized to appoint a soldiers' memorial commission of five members not more than four of whom served in the union army during the civil war and, as such soldiers, participated in the battle of Lookout Mountain, Tennessee, to contract for and to purchase a site on the battlefield of Lookout Mountain, Tennessee, and to have erected thereon a suitable monument or memorial to commemorate the bravery of Ohio troops who participated in

Digitized by Google

that battle. Such commission shall have the authority to purchase land if purchase be necessary and to do all other things necessary to carry out the purpose of this act, the title to such land if purchased to be in fee simple and taken and vested in the name of the state of Ohio. As soon as possible after being appointed the members of the commission shall meet and organize by choosing a chairman and secretary.

Expenses; how paid.

SECTION 2. No member of such commission shall receive any compensation for his services in connection therewith, but each member shall receive his necessary and actual traveling expenses. All expenses incurred by the commission in carrying out the purposes of this act shall be paid from the state treasury upon the warrant of the auditor of state upon the presentation of itemized vouchers signed by the chairman and secretary of the commission.

Appropriation.

SECTION 3. For the purpose of paying the cost and expenses of erecting such monument or memorial and defraying the expenses of such commission, there is hereby appropriated, out of any funds in the state treasury to the credit of the general revenue fund, not otherwise appropriated, the sum of $20,000.00, $3,000.00 of which shall be available upon the taking effect of this act, and $17,000.00 of which shall be available on and after September 1, 1915.

Account of disbursements; report.

SECTION 4. Such commission shall keep an account of all disbursements and make a full report thereof to the governor on or before the fourth Tuesday of November of each year during the continuance of said trust.

Consultation with representatives of troops.

SECTION 5. The representatives of Ohio troops who participated in such battle, shall in so far as it is practicable so to do, be consulted by the commission relative to the style of monument or memorial and inscriptions to be put thereon, and any regimental organizations shall be permitted to raise by private subscription, such additional sum of money as it may see fit, to be used in connection with the money supplied by the state in the purchase and erection of such monument or memorial.

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed April 8, 1915.
Approved April 9, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 9th day of April, A. D. 1915. 46G.

Digitized by Google

[House Bill No. 150.]

AN ACT

www.libtool.com.cn

To amend sections 2148-1, 2148-2, 2148-4, 2148-5, 2148-7, 2148-8, 2148-10 and 2148-11 of the General Code, relating to the Ohio reformatory for women; and also to repeal section 2205, relating to the Ohio penitentiary.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 2148-1, 2148-2, 2148-4, 2148-5, 2148-7, 2148-8, 2148-10 and 2148-11 of the General Code be amended as follows:

Who shall be admitted.

Sec. 2148-1. The Ohio reformatory for women shall be used for the detention of all females over sixteen years of age, convicted of a felony, misdemeanor, or delinquency as hereinafter provided, and for the detention of such female prisoners as shall be transferred thereto from the Ohio penitentiary and the girls' industrial school as hereinafter provided.

Control and management.

Sec. 2148-2. The Ohio board of administration shall assume the control and management of the reformatory. It shall assume all the duties, powers and privileges of the site and building commission as set forth in sections 3, 4, 5 and 7 of an act entitled "An act to establish a reformatory for women and to provide for the management thereof," passed May 15, 1911. It shall faithfully execute any contracts heretofore made by such site and building commission, and no such contract shall be considered null and void or in any way impaired because of this act. The general laws relating to state institutions shall govern said board in so far as applicable, except as herein provided.

Selection of superintendent and other employes.

Sec. 2148-4. The board shall select and designate a suitable woman as superintendent to manage the institution and promote the welfare of the inmates thereof. The selection of other employes shall be after the manner described in section 1842 of the General Code, except that as far as practicable the employes shall be women.

Proclamation by governor when ready for use.

Sec. 2148-5. As soon as the governor shall be satisfied that suitable buildings have been erected and are ready for use and for the reception of women convicted of felony he shall issue a proclamation to that effect, attested by the secretary of state, and the secretary of state shall furnish printed copies of such proclamation to the county clerks of courts and from the date of said proclamation all portions of this act except those relating to the commitment of misdemeanants and delinquents shall be in full force and effect. Whenever additional buildings have been completed so as to care for misdemeanants and delinquents a proclamation shall be issued and published in the same manner and copies furnished to county clerks of courts and to all judges and magistrates having authority to sentence misdemeanants and delinquents and from and after the date of this proclama-

Digitized by Google

tion all portions of this act relating to the commitment of persons to said reformatory shall be in full force and effect.

www.libtool.com.cn

What female persons shall be sentenced to institution.

All female persons convicted of felony, except murder in the first degree without the benefit of recommendation of mercy, shall be sentenced to the Ohio reformatory for women in the same manner as male persons are now sentenced to the Ohio state reformatory. And in so far as applicable, the laws relating to the management of the Ohio state reformatory and the control and management thereof, shall apply to the Ohio reformatory for women.

When sentence of females to other institutions unlawful.

Sec. 2148-7. After the issuance of the first proclamation hereinbefore referred to, it shall be unlawful to sentence any female convicted of a felony to be confined in either the Ohio penitentiary or a jail, workhouse, house of correction or other correctional or penal institution, and after the issuance of the second proclamation it shall be unlawful to sentence any female convicted of a misdemeanor or delinquency to be confined in any such place, except in both cases the reformatory herein provided for, the girls' industrial school or other institution for juvenile delinquency, unless such person is over sixteen years of age and has been sentenced for less than thirty days, or is remanded to jail in default of payment of either fine or costs or both, which will cause imprisonment for less than thirty days, provided that this section shall not apply to imprisonment for contempt of court.

Transfer from Ohio penitentiary; rights and privileges.

Sec. 2148-8. Upon the issuance of the proclamation hereinbefore provided for relating to felons the governor shall issue an order to the warden of the Ohio penitentiary to convey and deliver to the Ohio reformatory for women all females in his legal custody, except any who may be convicted of murder in the first degree, without recommendation for mercy, and at the same time, said warden shall deliver to the superintendent of said reformatory all papers relating to the commitment of said females. All females so transferred from the Ohio penitentiary to said reformatory shall be entitled to the same legal rights and privileges as to term of sentence, diminution of sentence and parole as if confined in the Ohio penitentiary, and the warden of the Ohio penitentiary shall also furnish complete information concerning all females on parole, and such paroled prisoners shall thereupon be transferred to the legal custody of the superintendent and be under the control of the Ohio board of administration.

Transfer from girls' industrial school.

Upon the written order of the Ohio board of administration, any inmate of the girls' industrial school, over fourteen years of age, may be transferred to the Ohio reformatory for women, when such inmate appears to be incorrigible, or whose presence in the girls' industrial school seems to be seriously detrimental to the well being of the the institution; and such transferred persons shall be en-

Digitized by Google

titled to the same privileges, relating to discharge and condition of parole, as they possessed when inmates of the girls' industrial school.

Rules and regulations relating to parole.

Sec. 1248-10. The Ohio board of administration shall establish rules and regulations under which persons in the Ohio reformatory for women may be allowed to go upon parole in legal custody, under the control of the board and subject to be taken back into the inclosure of the reformatory. A person shall not be eligible to parole and an application for such parole shall not be considered by the board until such prisoner has been recommended as worthy of such consideration by the superintendent of the reformatory, provided, that no female sentenced to imprisonment for life shall be eligible to parole within five years from admission.

Where there is a reasonable probability that the prisoner's release or parole will not be incompatible with the welfare of society and the board deems it best, it may grant absolute release to such prisoner. Nothing herein contained, however, shall impair the power of the governor to grant a pardon or commutation in any case.

Power of governor not impaired.

Recommendation of pardon by board.

Sec. 2148-11. The board may recommend that a prisoner may be pardoned without intervention of the state board of pardons. Such recommendation shall require the votes of all members of the board present at a regular or special meeting and such pardon shall first be recommended by the superintendent of the reformatory.

Repeals.

SECTION 3. That section 2205 of the General Code, relating to receiving United States prisoners at the Ohio penitentiary, and also said original sections 2148-1, 2148-2, 2148-4, 2148-5, 2148-7, 2148-8, 2148-10 and 2148-11 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 10, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of April, A. D. 1915. 47G.

Digitized by Google

[House Bill No. 216.]

www.libtool.com.cn

AN ACT

To supplement sections 3282, 3282-1, 3282-2, and 3282-3 of the General Code, by enacting section 3282-4 authorizing the joining of two or more townships in the purchase of real property containing stone or gravel and the necessary machinery for operating the same and for the further management thereof.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 3282, 3282-1, 3282-2 and 3282-3 of the General Code be supplemented by enacting section 3282-4 to read as follows:

Adjoining townships authorized to join in the purchase of property containing stone or gravel, and machinery for operating.

Sec. 3282-4. The township trustees of any township may join with the trustees of another township or townships of the same county or an adjoining county for the purpose of purchasing real property containing suitable stone or gravel and the necessary machinery for operating the same, in the manner provided in sections 3282, 3282-1, 3282-2 and 3282-3 of the General Code, and when one or more townships have so joined together the real property containing suitable stone or gravel so purchased by them shall be held and owned by said townships in common for the use and benefit of all, and they shall at a joint meeting of all the trustees of such townships after such purchase, organize by electing one of their number president of the joint board and one secretary, and they shall select a manager or superintendent to manage said real property containing suitable stone or gravel, and provide rules and regulations for the conduct and management of the same. Said manager or superintendent shall be selected by a majority vote of all the township trustees of the township or townships so interested in said property, and the trustees in such joint session shall fix the bond of said manager or superintendent and approve the sureties of the same, and said manager or superintendent may be employed by said trustees for a period not to exceed two years or until his successor is elected and qualified. Said joint board shall meet at such time and place as provided in their rules and regulations. Any township now owning real property containing suitable stone or gravel, or that may hereinafter purchase such real property under the provisions of sections 3282, 3282-1, 3282-2 and 3282-3 of the General Code, may by a majority vote of the trustees of said township sell an interest to any other township or townships in the same county or an adjoining county, but the interest so sold must be an equal undivided interest between all the townships so interested, and no township shall purchase an interest in such real property until the question of such purchase has been sub-

Employment of superintendent; rules and regulations.

Question of purchase submitted to vote.

Digitized by Google

mitted to a vote of the qualified electors of said township or townships as provided by sections 3282, 3282-1, 3282-2 and 3282-3 of the General Code.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 10, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of April, A. D. 1915. 48G.

[Am. Senate Bill No. 62.]

AN ACT

To amend section 12279 of the General Code, relative to the costs incurred when judgment is reversed.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 12279 of the General Code be amended to read as follows:

Costs.

Sec. 12279. When a judgment or final order is reversed, the prevailing party shall recover all court costs incurred to secure such reversal, including the cost of bills of exceptions, and when reversed in part, and affirmed in part, the court may apportion said costs between the parties in such manner as it deems equitable.

SECTION 2. That original section 12279 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 10, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of April, A. D. 1915. 49G.

Digitized by Google

[Am. Senate Bill No. 18.]

AN ACT

www.libtool.com.cn

To amend section 9065 of the General Code relating to where actions are to be brought against a receiver of a railroad, railroads, electric railways, street railways and interurban railways and the manner of service of summons upon such receiver or receivers.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 9065 of the General Code be amended to read as follows:

Where action may be brought; service.

Sec. 9065. Actions may be brought against the receiver or receivers of a steam railroad or of any electric railway, whether such electric railway be a street railway or an interurban railway, in any county through or into which such railroad or railway is constructed. Service of summons may be made on the receiver, or superintendent of the road, or a ticket or freight agent in the employment of or acting for the receiver. No service made upon such agent shall be valid, unless his office or place of business is in the county where the suit is brought.

SECTION 2. That said original section 9065 be, and the same is hereby repealed.

he sectional umber herein s in con- ormity to the eneral Code. EDWARD C. TURNER, Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 10, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of April, A. D. 1915. 50G.

[Am. Senate Bill No. 20.]

AN ACT

To amend section 6449 of the General Code, relating to single county ditches, rivers, creeks and runs.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 6449 of the General Code be amended to read as follows:

Service of notice upon each lot or land owner; compensation.

Sec. 6449. The county auditor shall also prepare copies of the notice, for which he shall receive six cents per one hundred words, but not more than twenty-five cents for any one notice. At least fifteen days before the day set for hearing one copy of the notice shall be served upon each

Digitized by Google

lot or land owner, or left at his usual place of residence and upon an officer or agent of each public or private corporation operating or having a place of business in the county. The person who serves such copies shall make return on the notice, under oath, of time and manner of service, and file it with the auditor on or before such day, and shall receive two dollars for each day actually employed in such service. If, however, the petition prays for the improvement of the channel of a river, creek or run, or part thereof, in more than one county and more than two hundred freeholders will be affected, if said improvement is granted as prayed for, all persons, firms and corporations, except steam railway companies having an agent located in the county, which shall be notified as hereinbefore provided, may be given notice by publication, whether they are resident or non-resident of any or all of the counties through which the improvement will pass, and no other notice shall be required.

When notice may be given by publication; posting of copies of notice.

Such notice shall be given by publication for four consecutive weeks in papers published but once a week but when publication is made in a daily newspaper one insertion a week shall be sufficient. Such publication shall be made in a newspaper printed and of general circulation in each county through which the proposed improvement will be located if granted as prayed for, the last publication to be made at least two weeks before the day set for hearing. Such notice shall be verified by affidavit of the printer or other persons knowing the facts of each of said newspapers, and filed with the auditor of the county where the newspaper is printed containing the notice, on or before the day of hearing, and within ten days after the first publication, five copies of such notice shall be posted by a petitioner in five of the most public places in each township affected by the proposed improvement. And the posting of such copies shall be proven by affidavit of the petitioner posting same, filed with the auditor of the county in which such notices were posted, on or before the day of hearing.

SECTION 2. That original section 6449 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 17, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of April, A. D. 1915. 51G.

Digitized by Google

[Senate Bill No. 180.]

www.libtool.com.cn

AN ACT

To amend section 2976-2, and to supplement 2976, of the General Code, relating to park commissioners; to provide for the levying of a tax and the issuance of bonds for the acquisition and improvement of lands for public ground, park and boulevard purposes.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2976-2 of the General Code be amended to read as follows:

Bond. Powers and duties.

Sec. 2976-2. Said board of park commissioners shall serve without compensation and shall give bond to the county in the sum of $1,000 for the faithful performance of their duties. Said board of park commissioners shall have power to receive in the name of such counties, gifts, donations and devises of land and property, real and personal, for the establishment of parks, boulevards and public grounds outside of cities, for the use of said county.

SECTION 2. That section 2976 be further supplemented by the enactment of additional sections 2976-3, 2976-4, 2976-5, 2976-6, 2976-7, 2976-8, 2976-9 and 2976-10, to read as follows:

Budget showing purposes of proposed expenditures.

Sec. 2976-3. Said board of park commissioners, at their March or June session, annually, shall determine the amount of money necessary to be raised for park purposes for the ensuing year, and shall prepare a budget in itemized form showing such amount and the purposes for which it is proposed to expend the same.

Budget submitted to county commissioners; tax levy.

Sec. 2976-4. Said budget shall be submitted by said board of park commissioners to the board of county commissioners, who shall examine such budget and if in the opinion of such board of county commissioners, it is necessary and conducive to the public health, convenience and welfare, they shall levy a tax, not to exceed one-tenth of one mill per dollar on the assessed value of the property of the county, to be levied and collected as provided by law for the assessment and collection of taxes, for the purpose of creating a park fund; and the amount so raised shall be used and expended by said park board in the manner set forth in said budget and in no other manner whatsoever.

Resolution declaring necessity of expenditure before issuance of bonds.

Sec. 2976-5. When the board of park commissioners desires to raise money by the issuance of bonds, it shall pass and enter upon its minutes a resolution declaring the necessity of such expenditure and that the same would be conducive to the public health, convenience and welfare and fixing the amount of bonds it desires to be issued, and shall cause a copy of such resolution to be certified to the board of county commissioners of the county; and thereupon the board of county commissioners shall, by ballot, decide whether or not such bond issue shall be submitted to the people. If a majority of the board of county commissoners

Digitized by Google

Procedure in submission of question of bond issue.

are in favor of submitting the proposed bond issue for park purposes to the voters of the county, the county commissioners shall take the necessary steps for the submission of said proposed bond issue, as provided in sections 5639-1, 5640-1, 5641-1, 5642-1 of the General Code; provided, however, that no issue of bonds for park purposes shall be made without first submitting the question of such issue to the voters of the county.

Powers of board in expenditure of donations and money raised by taxation.

Sec. 2976-6. Said board of park commissioners shall have power to expend donations of money and personal property, money raised by taxation and money raised by the issuance of bonds subject to the restrictions of section 5642-1 of the General Code, and to the restrictions of this act, in making surveys and plats, and paying for the services of landscape architects, engineers, and other employes, in acquiring land for park purposes outside of cities, in maintaining and improving land acquired for parks, boulevards and public grounds outside of cities, and for such other purposes as are necessary to carry into effect the provisions of this act.

Custodian of funds; method of disbursement.

Sec. 2976-7. The funds of said park commission shall be kept in the custody of the county treasurer and they shall be received and paid out by him on voucher properly entered and approved by the county auditor, as provided for county commissioners in section 2572 of the General Code.

Powers of board and procedure in appropriation of real property, right of way or easement.

Sec. 2976-8. When in the opinion of the board of park commissioners it is necessary and conducive to the public health, convenience and welfare to procure real estate or the right of way, or easement, outside of cities for park, boulevard, or public ground purposes, and they and the owner or owners thereof are unable to agree upon its purchase and sale, or the amount of damages to be awarded therefor, the park commissioners may by resolution request the county commissioners to appropriate such real estate, right of way or easement. A copy of such resolution shall thereupon be certified to the board of county commissioners of such county, who shall pass upon the request contained in said resolution and if a majority of said board of county commissioners are of opinion that such real estate, right of way or easement should be acquired by the county, they shall proceed as provided in section 2446 of the General Code.

Annual report.

Sec. 2976-9. On or before the first Monday in March of each year, the board of park commissioners shall file with the probate judge their annual report.

Park commissioner shall not be interested in contracts; penalty.

Sec. 2976-10. No park commissioner shall be concerned directly or indirectly, in any contract for work to be done, or material to be furnished for the county or for said board. For violation of this section such commissioner shall forfeit not less than two hundred dollars nor more than two thousand dollars, to be recovered by a civil action in the name of the state for the use of the county. Such commis-

Digitized by Google

sioner shall also forfeit any compensation he was to receive on such contract.

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 3. That said original section 2976-2 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 13, 1915.
Approved April 17, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of April, A. D. 1915. 52G.

[Am. Senate Bill No. 111.]

AN ACT

To amend section 6290 of the General Code, relating to the definition of "motor vehicles" and to repeal said original section 6290.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 6290 of the General Code, be amended to read as follows:

"Motor vehicle" defined.

Sec. 6290. The term "motor vehicle," as used in this chapter and in the penal laws, except where otherwise provided, shall be deemed to include all vehicles propelled by power other than muscular power, except road rollers, traction engines, police patrol wagons, police automobiles, public ambulances, vehicles run upon rails or tracks, fire engines, fire trucks or other vehicles or apparatus belonging to any police department, municipal fire department, volunteer fire company or salvage company, organized under the laws of Ohio, or used by such police department, municipal fire department, volunteer fire company, or salvage company, in the discharge of its functions or in transporting its officers, members, employees, men or articles necessary and proper for the proper discharge of such functions, to or from a fire or in response to any alarm of fire or to any other alarm or call to which it may respond.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 6290 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 13, 1915.
Approved April 17, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of April, A. D. 1915. 53G.

Digitized by Google

[Senate Bill No. 57.]

AN ACT

www.libtool.com.cn

Supplementary to an act entitled "An act relating to cities of the first class, having a population exceeding one hundred and fifty thousand inhabitants," passed May 4, 1869, (66 O. L. 80), and to all acts supplementary to said act, and authorizing the board of trustees appointed under said act of May 4, 1869, to issue additional bonds for permanent betterments upon the line of railway constructed under the provisions of said acts.

Be it enacted by the General Assembly of the State of Ohio:

Trustees authorized to issue additional bonds for permanent betterments on line of railway.

SECTION 1. That it shall be lawful for the board of trustees appointed under the act of May 4, 1869, to which this act is supplementary, and they are hereby authorized to borrow as a fund for permanent betterments on the line of railway of which they are trustees, in addition to the sums heretofore authorized, a sum not to exceed two million, five hundred thousand dollars, and to issue bonds therefor in the name and under the corporate seal of the city owning the line of railway. Said bonds shall be signed and attested in the same manner as the bonds authorized by the act to which this is supplementary and shall be secured by a pledge of the faith of the city and a tax, in addition to all other taxes for municipal purposes which shall be annually levied by the council of said city on the real and personal property returned on the grand levy sufficient to pay the interest thereon and provide a sinking fund for their final redemption; and they may be made payable both as to principal and interest in any lawful money of the United States, at such times and places and in such sums as shall be deemed best by said board; provided that none of the bonds authorized by this act shall bear a greater rate of interest than five per centum per annum, nor be sold for less than par; and provided further, that before any money is borrowed or bonds are issued under this act, the agreement authorized in the second section hereof shall be entered into by and between the said trustees and the lessees of said railway.

Agreement with lessees for additional rental.

SECTION 2. The trustees of said railway are hereby authorized and empowered to agree with any lessee of said line of railway, that they will exercise the powers granted them in the first section of this act, on condition that said lessee company will enter into an additional supplementary agreement with said trustees by which said lessee company will obligate itself, as and by way of further additional rental for said line of railway, to pay said trustees such sum annually as will equal the interest charge upon said bonds and provide a sinking fund for their redemption at maturity.

Expenditure of fund.

SECTION 3. The said trustees shall expend said fund in obtaining the right to construct and in constructing permanent betterments upon said line of railway, and they shall have the same powers in the expenditure thereof as

Digitized by Google

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

they had with reference to the fund expended under the acts to which this is supplementary.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 6, 1915.
Approved April 17, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of April, A. D. 1915. 54G.

[House Bill No. 303.]

AN ACT

To repeal an act passed April 27, 1896, to establish a separate election precinct in Washington township, Holmes county, Ohio.

Be it enacted by the General Assembly of the State of Ohio:

Law establishing election precinct in Holmes county repealed.

SECTION 1. That an act to establish a separate election precinct in Washington township, Holmes county, Ohio, passed April 27, 1896, (92nd Ohio Laws 752) as amended April 19, 1898, (93 Ohio Laws, page 543) and as further amended April 14, 1900, (94 Ohio Laws, page 643) be and the same is hereby repealed.

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 20, 1915.
Approved April 21, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 22d day of April, A. D. 1915. 55G.

[House Bill No. 324.]

AN ACT

To authorize a settlement with The Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company for a right of way heretofore appropriated through lot number two of the Gnadenhutten tract, Tuscarawas county, and for earth removed from said lot.

WHEREAS, The title to lot number two in Gnadenhutten tract of the Moravian lands, in Tuscarawas county was, by an act of congress, vested in the state of Ohio in trust for the the use of the common schools of said tract; and,

Digitized by Google

WHEREAS, The Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company and its predecessors have been in possession of a right of way across said lot, one hundred feet wide, since about 1852; and,

www.libool.com.cn

WHEREAS, In March, 1913, said railway company, with permission of the agents of the state, borrowed earth from the side of said right of way, and now desires to widen said right of way to one hundred and forty feet, and also desires to quiet its title to the entire strip of one hundred and forty feet in width and have all claims of the state for such borrowed earth satisfied; and,

WHEREAS, The trustees of said tract, in whose hands the state has placed the administrative charge of said school lot, and said railway company have agreed to settle the claim of the state, as trustee of said lot, as follows: that the right of way of said railway company shall be widened to one hundred and forty feet, and it shall have its title thereto quieted by deed of conveyance from the state, and said company in consideration, thereof, and also for the release of said company from all claims of the state or of said trustees for the earth so removed, shall pay the sum of fifteen hundred dollars to the state as such trustee, but such trustees doubt their authority to consummate such agreement; and,

WHEREAS, Said trustees have by resolution requested that the auditor of state, through an act of the general assembly, cause such settlement to be effected; therefore,

Be it enacted by the General Assembly of the State of Ohio:

Auditor of state authorized to settle with P. C. C. & St. L. for lot appropriated in Gnadenhutten.

SECTION 1. That the auditor of state shall prepare a deed conveying in fee simple to the said The Pittsburgh, Cincinnati, Chicago and St. Louis Railway Company, its successors and assigns, the following described tract or parcel of land, to wit:

Description of land.

"All that certain tract or parcel, of land, situate in school lot number two (2), township of Clay, county of Tuscarawas, state of Ohio, and being further described as follows, to wit: being a strip of land one hundred and forty (140) feet wide, the same being sixty-four, (64) feet in width, on the south easterly side and seventy-six (76) feet in width, on the north westerly side of the original center line of said railway company's railway, which is coincident with the center line of the south easterly one of its two main tracks, as now constructed, and extending entirely across said lot, from land, now or formerly of Sybilla U. Wardell and others and land, now or formerly, of Lydia A. McCreery, south westwardly fifteen hundred and two (1502) feet more or less, measured along said original center line, to land now or formerly, of Gottlieb H. Fromm, containing an area of four and eighty-three hundreds (4.83) acres, more or less."

Provisions of deed of conveyance.

SECTION 2. Such deed of conveyance shall contain a provision that said railway company, its successors and as-

Digitized by Google

signs, shall maintain a good and sufficient farm crossing of said parcel of land at the place where the farm crossing is now located.

www.libtool.com.cn

Execution of deed.

SECTION 3. The governor of the state shall sign such deed and cause the great seal of the state of Ohio to be affixed thereon, and the secretary of state shall countersign the same, and, upon such execution, it shall be delivered to the auditor of state.

Consideration.

SECTION 4. That said railway company first paying the sum of fifteen hundred dollars to the auditor of state, in full satisfaction of the claim of the state for the earth so removed, and in full payment for the land so conveyed, the auditor of state shall deliver said deed to said railway company.

Disposition of consideration.

SECTION 5. The auditor of state shall pay the said fifteen hundred dollars into the state treasury to the credit of the common school fund, and for the use of the common schools of said Gnadenhutten tract.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 20, 1915.
Approved April 21, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 22d day of April, A. D. 1915. 56G.

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

[Amended S. B. No. 250.

AN ACT

To create the board of agriculture of Ohio and to prescribe its organization, its powers and its duties; to amend sections 1079 to 1089 inclusive, 1091 to 1136 inclusive, 1136-1, 1137 to 1169 inclusive, 1177-12 to 1177-20 inclusive, 1390, 12757, 1850, 12743, 5782, 12798, 12794, 6336, 7965, 7965-1, 7965-2, 2616, 1391 to 1394 inclusive, 1405, 1411, 1421, 1422, 1423, 1424, 1435, 1437, 1438, 1445, 1446, 1453 to 1455 inclusive, 1460, 485, 2269, 2274, 12521, 12523, 265, 6087 to 6089 inclusive, 6091 and 3357 of the General Code and sections 122 and 123 of an act "to create the agricultural commission of Ohio and to prescribe its organization, its powers and its duties," approved May 3, 1913 (O. L. 103, p, 340.)

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1079 to 1089 inclusive, 1091 to 1136 inclusive, 1136-1, 1137 to 1169 inclusive, 1177-12 to 1177-20 inclusive, 1390, 12757, 1850, 12743, 5782, 12794, 6336, 7965, 7965-1, 7965-2, 2616, 1391 to 1394 inclusive, 1405, 1411, 1421, 1422, 1423, 1424, 1435, 1437, 1438, 1445, 1453 to 1455 inclusive, 1460, 485, 2269, 2274, 12521, 12523,

Digitized by Google

265, of the General Code, and sections 122 and 123 of an act "to create the agricultural commission of Ohio and to prescribe its organization, its powers and its duties" approved May 3, 1913, (O. L. 103, p. 340), be amended, and supplemental section 1149-1 be added to read as follows:

Board of agriculture of Ohio; appointment of members, term, vacancies.

Sec. 1079. There shall be a board of agriculture of Ohio and by that name the board may sue and be sued. The board of agriculture shall consist of ten members to be appointed by the governor with the advice and consent of the senate, two to serve for one year, two for two years, two for three years, two for four years, and two for five years; and thereafter two members shall be appointed each year to serve for a term of five years. Vacancies shall be filled in the same manner for unexpired terms. Not more than five of the members of the board shall at any time be of the same political party, and not less than six such members shall be practical farmers.

Oath of office.

Sec. 1080. Before entering upon the discharge of his office each member of the board of agriculture shall subscribe to an oath of office which oath in writing shall be filed in the office of the secretary of state.

Expenses while on official duty.

Sec. 1081. Each member of the board of agriculture of Ohio shall serve without compensation, but he shall be paid his necessary expenses while engaged in the discharge of his official duties.

Sec. 1082.

Election of chairman.

Sec. 1083. Immediately following the appointments of the board of agriculture of Ohio, and annually thereafter, the members of the board shall meet at their office and elect a chairman who shall serve for one year and until his successor is elected.

Quorum.

Sec. 1084. Six members of the board of agriculture shall constitute a quorum to transact business. A vacancy on the board shall not impair the right of the remaining members to exercise all the powers of the board so long as the membership of the board is not reduced by such vacancy to less than a quorum.

Hearing before one or more members; matters of general policy.

Sec. 1085. Any investigation, inquiry or hearing, which the board of agriculture is empowered by law to hold or undertake may be held or undertaken by or before any one member of the board of agriculture or before any member or members of the board of agriculture. All investigations, inquiries, hearings, decisions and orders made by any one or any two members of the board shall when approved and confirmed by the board of agriculture be deemed to be the order of the board of agriculture. All matters of general policy shall be decided by a majority of the board.

Place of office and of holding meetings; equipment and supplies.

Sec. 1086. The board of agriculture shall maintain its office in the state capitol in the city of Columbus and shall provide a suitable room or rooms, necessary office furniture, stationery, books, periodicals, maps, instruments and other necessary supplies. The board of agriculture may hold ses-

Digitized by Google

sions at any place within the state. The necessary expense shall be audited and paid as other expenses are audited and paid.

www.libtool.com.cn

Employment of secretary, heads of bureaus, experts, clerks, etc., and fixing compensation.

Sec. 1087. The board of agriculture is authorized to elect a secretary who shall be the chief executive officer of the board. His annual salary shall be four thousand dollars, and he shall give bond with sureties approved by the board in the sum of ten thousand dollars. The board of agriculture shall appoint heads of bureaus, experts, clerks, stenographers, and other assistants and employees, and said board shall fix their compensation within the limits prescribed by law. The secretary, experts, stenographers and other assistants and employes shall be entitled to receive from the state their actual and necessary expenses while traveling on the business of the board of agriculture, when itemized and approved by such board.

Duties of secretary.

Sec. 1088. The secretary of the board shall take and subscribe to an oath similar to that of the members of the board, keep full and correct records of all transactions and proceedings of the board of agriculture and perform such other duties as may be required by the board.

Power of board to establish bureaus and departments.

Sec. 1089. The board of agriculture of Ohio shall have power and authority to establish bureaus of fair administration; live stock diseases; nursery, orchard and bee inspection; fertilizer, lime, fungicide, insecticide and feed stuffs inspection; sanitary inspection; food inspection; the protection, preservation and propagation of birds, fish and game; the preparation and publication of statistics relating to the work of the board, timely crop reports, and other matters of interest to those engaged in agriculture; chemistry and bacteriology; and it shall have power to establish a state chemical and bacteriological laboratory in which all analyses in connection with law enforcement may be made; and the board is further authorized and empowered to establish such other bureaus and departments as it deems necessary.

Board may accept and hold grants, devises and bequests.

Sec. 1091. The board of agriculture may accept and hold on behalf of Ohio any grant, gift, devise, or bequest of money or property made to or for the use of the board or for promoting any part of the public welfare that shall be under the supervision and control of the board. The board of agriculture shall have full power to contract for and carry out the terms and conditions of any devise, grant, gift, or donation that may be made for the purpose of carrying out the objects and purposes of this act.

Meeting of board with presidents and delegates of county societies.

Sec. 1092. On the first Thursday after the second Monday of January of each year, there shall be a meeting in Columbus of the board of agriculture of Ohio together with the presidents or other authorized delegates of county agricultural societies organized under the laws of the state and conducted under the rules of the board of agriculture and holding fairs as provided by law, for the purpose of deliberation and consultation as to wants, prospects and condi-

Digitized by Google

tions of agriculture throughout the state. The board of agriculture shall provide a uniform method for the election of the directors and officers of all county and district agricultural societies receiving any support whatsoever out of the state or county treasuries and provide general rules and regulations under which such county agricultural societies shall be conducted. At such meeting the reports from county agricultural societies shall be delivered to the board of agriculture.

County having no society may be represented, how.

Sec. 1093. In a county having no agricultural society so organized and conducted, the presidents or a majority of them, of the farmers' institutes of the county holding meetings under the direction of the board of agriculture may choose a representative to such annual meeting, who, upon a proper certificate of his appointment, shall be entitled to all the privileges conferred on representatives from county agricultural societies.

State annual exhibit.

Sec. 1094. The board of agriculture shall hold an annual exhibit of the agricultural and general productive industries of the state, and may make rules for the payment of premiums to exhibitors. The state agricultural fund shall be at the disposal of the board of agriculture for the improvement of the agricultural interests of the state. All moneys derived from the provisions of this act shall be paid to the board of agriculture and by it paid into the state treasury upon the draft of the auditor of state and credited to the agricultural division of the general revenue fund. When escheated property is legally reclaimed by an heir, the state agricultural fund shall be held subject to the payment to the purchaser from the state of so much of the original purchase money as it receives with legal interest to the time of reclamation. The board of agriculture shall have the custody of the land, buildings, and other property at the state fair grounds at Columbus, and shall use the same for agricultural purposes and may permit the use of the same to persons, firms, associations, or corporations for such exposition purposes and under such conditions as the board of agriculture may from time to time prescribe.

How moneys received shall be credited.

Custody of state fair grounds.

Collection and dissemination of agricultural information.

Sec. 1095. The board of agriculture may collect and disseminate such information relative to agriculture, agricultural labor, waste and uncultivated land, undeveloped resources and decrease of rural population as it may deem wise for the purpose of promoting agricultural productions within the state.

Conferences with officers of U. S. and other states.

Sec. 1096. The board of agriculture or the secretary of the board, or authorized representatives may confer and meet with the officers of other states and officers of the United States on any matter pertaining to its official duties.

Assessing officers shall furnish information requested.

Sec. 1097. The assessing officers shall furnish to the board of agriculture upon request from it, upon blanks furnished by the board, such information as may be in their possession or may be obtained of them relative to agriculture, agricultural labor, waste and uncultivated lands, un-

Digitized by Google

developed resources and decrease of rural population, within their respective townships. Such information shall be obtained as nearly as possible by each assessing officer while engaged in the performance of his other official duties. No additional expense shall accrue because of the provisions of this section. The service performed agreeable to this section shall be considered a part of the duties of assessing officers. Each assessing officer before receiving compensation for services rendered shall file with the county auditor a written statement that to the best of his ability he has complied with the provisions of this section.

Rules and regulations shall be adopted.

Sec. 1098. The board of agriculture shall adopt reasonable and proper rules and regulations to govern its proceedings and to regulate the mode and manner of all investigations, inspections and hearings not otherwise specifically provided for.

Record of proceedings.

Sec. 1099. Sessions of the board of agriculture shall stand and be adjourned without further notice thereof on its records. All the proceedings of the board of agriculture shall be shown on its record of proceedings, which shall be a public record, and all voting shall be by calling each member's name by the secretary and each member's vote as cast shall be included in the record of proceedings.

Power to administer oaths, certify official acts, etc.

Sec. 1100. The board of agriculture or any member thereof, the secretary and every person appointed by the board to conduct investigations, inquiries or hearings shall, for the purposes contemplated in this act have power to administer oaths, certify to official acts, take depositions, issue subpœnas, compel the attendance of witnesses and the production of books, accounts, papers, records, documents and testimony.

Right to inspect books, accounts and records of persons, firms, etc.

Sec. 1101. To carry out the purpose of the laws which it is required to administer, the board of agriculture, or any member thereof, or any person or persons employed by the board for that purpose, shall, upon demand, have the right to inspect books, accounts, records, and memoranda of any company, firm, corporation, persons, association or co-partnership, subject to the provision of such laws, and to examine under oath, any person, including any officer, agent or employe of any such company, firm, corporation, person, association or co-partnership. Any person, other than a member of such board of agriculture, who shall make such a demand, shall produce his authority to make such inspection.

Board may require production of books, papers, etc.

Sec. 1102. The board of agriculture may require, by order of subpœna, to be served on any company, firm, corporation, person, association or co-partnership in the same manner that a summons is served in a civil action at such time and place as it may designate, the production of any books, accounts, papers or records kept by it in any office or place within or without the state of Ohio, or verified copies in lieu thereof, if the board shall so order, in order that an examination thereof may be made by the board or under

Digitized by Google

their direction. Any such company, firm, corporation, person or co-partnership failing or refusing to comply with any such order or subpoena, shall, for each day it so fails or refuses, forfeit and pay into the state treasury a sum of not less than fifty dollars ($50.) or more than five hundred dollars ($500.).

Appointment of agent for investigation; powers and duties.

Sec. 1103. For the purpose of making any investigation with regard to any company, firm, corporation, person, association or co-partnership,—subject to the provisions of the laws which the board of agriculture is required to administer, the board shall have power to appoint, by an order in writing, an agent whose duties shall be prescribed in such order. In the discharge of his duties such agent shall have every power whatsoever of an inquisitorial nature granted by law to the board of agriculture and the same powers as a notary public, with regard to the taking of depositions; and all powers given by law to a notary public relative to depositions, are hereby given to such agent. Except in his report to the board of agriculture or when called on to testify in any court or proceedings, any such agent who shall divulge any information acquired by him in respect to the transactions, property or business of any company, firm, corporation, person, association or co-partnership while acting or claiming to act under such order, shall be fined not less than fifty dollars ($50.) nor more than one hundred dollars ($100.), and shall thereafter be disqualified from acting as agent in any other capacity under the appointment or employment of the board of agriculture.

Contemporaneous investigations; decisions.

Sec. 1104. The board of agriculture may conduct any number of such investigations, contemporaneously, through different agents, and may delegate to any agent the taking of all testimony bearing upon any investigation or hearing. The decision of the board of agriculture shall be based on its examination of all testimony and records. The recommendations made by an agent shall be advisory only, and shall not preclude the taking of further testimony, if the board of agriculture so orders, nor further investigation.

Legal advisor; furnishing of books and stationery.

Sec. 1105. The attorney general shall be the legal advisor of the board of agriculture in all matters relating to its powers and duties and the secretary of state shall furnish to the board such stationery as it requires for the proper discharge of its duties, and blank books necessary to record its transactions.

Who shall institute and prosecute actions.

Sec. 1106. Upon the request of the board of agriculture, the attorney general, or under his direction, the prosecuting attorney of any county, shall aid in any investigation, hearing or trial had under the laws which the board is required to administer, and shall institute and prosecute all necessary actions or proceedings for the enforcement of such laws, and for the punishment of all violations thereof, arising within the county in which he was elected.

Quarterly statement of receipts and expenditures.

Sec. 1107. On the first day of January, April, July, and October of each year, the board of agriculture shall file

Digitized by Google

with the auditor of state a verified, itemized, quarterly statement of all receipts and expenditures. In its annual report, the board of agriculture shall make a complete statement of its financial transactions.

www.lotpol.com.cn

Duties of board relative to live stock interests.

Sec. 1108. The board of agriculture shall promote and protect the live stock interests of the state, prevent the spread of dangerously infectious and contagious diseases and co-operate with the bureau of animal industry of the United States department of agriculture in such work. The board of agriculture may use all proper means in the prevention of the spread of infectious and contagious diseases among domestic animals and in providing for the extermination of such diseases.

Appointment of veterinarian.

Sec. 1109. The board of agriculture shall appoint a competent veterinarian who shall be known as state veterinarian, and who shall perform the duties prescribed by the board and be subject to its rules and regulations. The veterinarian so appointed shall receive such compensation as the board may fix within the limits of appropriations made by the legislature. In case of an outbreak of disease among animals, if deemed advisable, the secretary with the approval of the board shall appoint temporarily additional local veterinarians or other persons for special work in connection with its duties, and fix their compensation.

Officials required to execute orders.

Sec. 1110. Sheriffs and constables in the several counties shall execute all lawful orders of the board of agriculture in such counties, and immediately communicate to the board any notice given them under the provisions of law relating to live stock.

Right of entry in enforcement of laws.

Sec. 1111. In the enforcement of laws relating to the promotion and protection of the live stock industry of the state, and the rules and regulations adopted by the board of agriculture, its authorized officers, agents or employes may enter a building where live stock is housed, a railway car, boat or other conveyance, used in the transportation of live stock, and upon any premises public or private.

Duty of owner of diseased animal; examination and order.

Sec. 1112. If a person owns or has in charge an animal which he knows or has reason to believe is affected with a dangerously contagious or infectious disease, he shall give notice of such fact immediately to the board of agriculture, a member thereof, or the sheriff or constable of the proper county. Thereupon, the board of agriculture shall at once cause a proper examination to be made by competent veterinarians of the diseased or infected animals, and, if the disease affecting such animals is found to be dangerously contagious or infectious the board shall order the diseased animals or those which have been exposed to the contagion be strictly quarantined, in charge of such person as the board shall designate, and order any premises or farms where diseased animals are found or have been recently kept to be put in quarantine. No domestic animals shall be brought to or removed from the premises or places so quarantined.

Quarantine expenses, how paid.

Sec. 1113. All proper and necessary expenses incurred by the board in the quarantine of animals under the provi-

Digitized by Google

sions herein, relating to the board of agriculture shall be paid by the state. But such proper and necessary expenses shall not be construed to include the maintenance, feeding and quartering of such animals while in quarantine.

www.libool.com.cn

Disposition of animals having contagious malady.

Sec. 1114. If, in order to prevent the spread of any dangerously contagious and infectious disease among the live stock of the state, the board of agriculture deems it necessary to destroy animals affected with or which have been exposed to dangerously contagious or infectious disease it shall determine, through its secretary, what animals shall be killed and appraise or cause them to be appraised by disinterested citizens as provided by law. After being appraised, the board, shall, in like manner, cause such animals to be killed and their carcasses disposed of in such manner as it directs, but no animal shall be killed under the provisions of this section until it has been examined by a competent veterinarian in the employ of the board, and the disease with which it is affected or to which it has been exposed adjudged a dangerous and contagious malady.

Basis for valuation of slaughtered animal.

Sec. 1115. If an animal is killed under the provisions herein relating to the board of agriculture, the compensation to be made for the slaughtered animal shall be computed by the board of agriculture on the basis of the actual value of such animals immediately prior to infection or contagion or at such time as the board may determine.

When no compensation for animal killed, allowed.

No compensation, however, shall be made to a person who has brought into this state animals affected with such contagious disease, or from a district in which such contagious disease existed, or who has wilfully concealed the existence of such disease among his stock or on his premises, or who by wilful neglect or purposely has contributed to the spread of such contagion. In case the destruction of a horse, mule or ass affected with glanders or farcy, no compensation for it shall be made, if it were so diseased when it passed into possession of its owner. In appraising animals to be killed as hereinbefore provided, the board shall make such additional allowance as it shall deem proper because said animals are pure bred or pedigreed.

How claims shall be paid.

Sec. 1116. When approved by the board of agriculture all claims of owners of animals killed under the provisions herein relating to the board shall be paid from funds appropriated by the general assembly for that purpose.

Proclamation prohibiting importation.

Sec. 1117. Whenever the governor, upon receipt of information from the board of agriculture believes that a dangerous, contagious or infectious disease has become epidemic in certain localities in other states, territories or countries, or that there are conditions which render domestic animals of such infected district liable to convey such diseases, he shall prohibit, by proclamation, the importation of live stock of the kind diseased into the state, except under such regulations as may be prescribed by the board and approved by him.

Digitized by Google

Co-operation with U. S. authorities.

Sec. 1118. The board of agriculture may accept, on behalf of the state, the rules and regulations prepared by the secretary of agriculture of the United States under authority of an act of congress, and co-operate with the authorities of the United States in the enforcement of their provisions.

Penalty for non-compliance with rules.

Sec. 1119. A person, firm or corporation who fails to comply with the rules of the board of agriculture or to respect its lawful regulations, when notified so to do, shall forfeit and pay not less than fifty dollars nor more than five hundred dollars.

Penalty for violations of law or rules.

Sec. 1120. Whoever, being a person, firm or corporation, having in his possession or under his control, an animal which he knows or has reason to believe is affected with a dangerously contagious or infectious disease, fails or neglects to give notice of such fact as provided by law, or brings into this state, or sells or disposes of an animal which he knows to be so affected or to have been exposed to a dangerously contagious or infectious disease within three months after being so exposed, or moves an animal from quarantine if placed in quarantine by the board of agriculture, or moves an animal from a district declared by the board to be infected with a dangerously contagious or infectious disease, or brings into the state from any district declared by the board to be affected with such diseases any animal of the kind so declared to be affected, except under such conditions as the board prescribed, shall be fined not more than five hundred dollars.

Penalty for sale or other disposition of diseased animal.

Sec. 1121. Whoever sells or otherwise disposes of a horse, mule or ass which he knows or has reason to believe is affected with glanders or farcy or which has been adjudged to be affected by the board of agriculture upon a report made to it by a competent veterinarian in its employ, or secretes such animal or fails to keep it securely isolated from other horses, mules or asses, shall be fined not more than five hundred dollars and shall be liable to any person injured thereby for all damages sustained by reason of such violation. Whoever violates any provisions herein relating to the board of agriculture for the violation of which no penalty has been provided shall be fined not less than fifty dollars nor more than two hundred dollars.

Penalty for violations not otherwise provided for.

Regulation of insect pests and plant diseases. Definitions.

Sec. 1122. The board of agriculture may make such regulations as it deems necessary for the prevention and control of insect pests or plant diseases. The term "nursery stock" as used in the section herein relating to nursery and orchard inspection, includes trees, shrubs, plants, vines, buds, scions and cuttings commonly grown in nurseries and orchards except greenhouse plants and cuttings thereof, bulbs, flowers, and vegetable plants. The terms "insect pests" and "plant diseases" as used in such section include San Jose scale, peach yellows, black knot and other dangerously injurious insect pests and plant diseases.

Digitized by Google

Entomologist and assistants; inspection of nurseries, orchards, etc.

Sec. 1123. The board of agriculture shall appoint a competent entomologist as chief inspector and such assistant inspectors as it deems proper. The board of agriculture shall have charge of the inspection of nurseries, orchards and all other premises. It may investigate, or cause to be investigated, outbreaks of insect pests or plant diseases, cause suitable measures to be taken for their eradication or control, devise, test and demonstrate practical remedies for their suppression, and publish the results of such investigations, together with such other information as it deems necessary.

Application for annual inspection by nursery owner.

Sec. 1124. On or before the first day of July of each year, each nurseryman or other person engaged in growing nursery stock for sale within the state, shall file in the office of the board of agriculture an application for the inspection of such nursery stock. Before September 15th of each year or as often as the board of agriculture deems necessary, it shall examine or cause to be examined the nursery stock of each person whose application for inspection has been filed. The failure to file such application or the disposal of uninspected stock by sale or gift shall be a violation of this section. Each nurseryman or other person importing plants or nursery stock from foreign countries shall notify the board of agriculture of such shipment, the date of arrival, nature of the shipment, name and address of the shipper and shall hold such shipment unopened until duly inspected and released by the chief inspector. Such inspection shall be made within four days from the date of arrival of such shipment. The provisions of this section shall not apply to greenhouse plants and cuttings thereof, bulbs, flowers and vegetable plants.

Inspection of imported plants or nursery stock.

Certificate of inspection; fee.

Sec. 1125. If, upon examination, the nursery stock and premises of such applicant appear to be free from insect pests and plant diseases, the board of agriculture through the chief inspector, shall before September 15th, issue to the owner or lessee thereof a certificate of inspection valid for one year from the date, unless revoked, provided there has been received from each applicant, growing five acres or less of nursery stock, the sum of five dollars, and from each applicant growing more than five acres of nursery stock, the sum of ten dollars, and in addition thereto five dollars for each day or fraction thereof required to complete the inspection after the first day. No fee shall be required for the inspection of orchards from which scions or cuttings are sold. If, upon examination, any insect pests or plant diseases are found upon such nursery stock the board of agriculture shall order and enforce such treatment as it deems sufficient. As soon thereafter as the efficiency of treatment can be determined, such nursery stock shall be reinspected upon the owner filing application for the same.

Reinspection.

Certificate of fumigation.

Sec. 1126. Upon written request of the owner of nursery stock for which a certificate of inspection has been

Digitized by Google

issued as provided in section 1125, the board of agriculture shall also issue a certificate of fumigation. When any nursery stock is found to be slightly infested with San Jose scale or any insect pest which can be destroyed by fumigation, the board of agriculture may at its discretion, permit the disposal of such stock within the state under official certificate of fumigation, and upon receipt by the nurseryman of the written consent of the purchaser.

www.library.com.cn

Verified statement by agent to board; agent's license.

Sec. 1127. Annually, each agent, or other person engaged in the sale or delivery of nursery stock within this state, who is the authorized representative of any nursery or dealer in nursery stock, shall file in the office of the board of agriculture, a statement, under oath that such stock was received by him accompanied with a valid certificate of inspection or fumigation. He shall submit proper credentials from the nurseryman or dealer represented and obtain an agent's license which will be issued upon payment of a fee of one dollar to the board of agriculture. Said license shall become invalid on the expiration of the certificate covering the stock sold.

Statement by dealer not representing nurseryman; dealer's certificate; fee.

Sec. 1128. Annually each dealer, person or firm engaged in the sale or delivery of nursery stock within the state, who is not the authorized representative of any nurseryman, shall file in the office of the board of agriculture a statement under oath, that such stock will be procured from nurserymen holding valid official certificates of inspection or fumigation. Such statement shall contain the names of nurserymen or the sources from which stock will be procured and the location of the packing or sale of goods from which the stock will be distributed. This statement must be accompanied by a fee of five dollars, upon receipt of which a dealer's certificate shall be issued by the board of agriculture. This certificate may be attached to all shipments of nursery stock made to points within the state, and shall become invalid on September first, following date of issuance. The failure to pay required fees, to file such statements or the delivery of nursery stock after the certificate under which is was received has become invalid shall be a violation of this section.

Violations.

To whom preceding section does not apply.

Sec. 1129. The provision of the preceding section shall not apply to a person engaged in the sale or delivery of stock from a nursery within this state if the owner of such nursery holds a valid certificate of inspection and such stock is delivered direct from the nursery to the grower in the original package.

Copy of certificate upon car, bale, package, etc.

Sec. 1130. If a nurseryman or other person within the state ships or delivers any nursery stock except for scientific purposes, he shall place upon each car load, box, bale, or package, a copy of his certificate, issued by the board of agriculture that such stock is apparently free from insect pests and plant diseases, or a copy of a certificate of fumigation, issued by the board of agriculture, stating that such stock has been fumigated under the supervision of the board

Digitized by Google

of agriculture. Changing or defacing a certificate, placing it upon uncertified stock or using it after the date of its expiration or revocation shall be a violation of this section.

www.hbook.com.cn

Labeling car, etc., shipped into this state.

Sec. 1131. Each car, package or box containing nursery stock shipped or conveyed into this state shall be plainly labeled on the outside with the names of the consignor and consignee, and be accompanied with a certificate that the contents thereof have been inspected or fumigated by a duly authorized state or government officer, and that the stock therein contained is apparently free from insect pests or plant diseases.

Certificate prima facie evidence of facts stated, but board may examine stock.

Sec. 1132. The certificate accompanying nursery stock shipped or conveyed into the state shall be prima facie evidence of the fact therein stated; but if the board of agriculture has reason to believe that such stock is infested or infected, it may cause it to be examined and for such purpose may enter any car, depot, warehouse, or other structure containing such nursery stock. If found to be infested or infected with insect pests or plant diseases, it shall be seized and the shipper thereof be notified to remove it from the state. If it be not removed within ten days from seizure it may be destroyed.

Report by carrier to board of shipment without certificate.

Sec. 1133. If a nursery stock is shipped or conveyed into this state without such certificate of inspection or fumigation affixed to the outside of the package, box or car containing it, the railroad, express or steamboat company, or person carrying such stock, shall report such fact within twenty-four hours to the board of agriculture. No such stock shall be delivered until it has been examined by the board of agriculture and certified to be apparently free from insect pests or plant diseases. The failure by an agent, common carrier or other person to give such notice as herein required shall be a violation of this section.

Powers and duties of board in making examinations.

Sec. 1134. Upon the application of a nurseryman or other person for inspection as provided in section 1125 or upon the written request of a freeholder or lessee resident of this state, the board of agriculture shall cause nursery stock and premises of the applicant or petitioner and all premises in dangerous proximity thereto, to be examined. In the prosecution of official duties the board of agriculture may enter within reasonable hours upon any premises or into any building containing nursery stock. If an examination discloses the presence of insect pests or plant diseases, the board of agriculture shall notify the owner or lessee of the premises of such fact by mailing a notice to his usual postoffice address. The notice shall specify the nursery stock to which treatment shall be applied and the time within which the order of the board of agriculture must be complied with. If the owner of such nursery stock fails to apply such treatment in a satisfactory manner and within the time specified, such treatment may be given under the direction of the board of agriculture, and the costs thereof certified to the auditor of the county in which the

Treatment by board when owner fails.

Digitized by Google

property is located. The costs so certified shall be a lien on such premises, be collected by the county treasurer as taxes, and paid to the board of agriculture.

Commencement of action when owner fails to to comply with order; affidavit.

Sec. 1135. If the board of agriculture orders growing nursery stock to be destroyed, and the owner fails for ten days after notice to comply with the order, the board of agriculture shall commence an action without delay in the probate court of the county in which it is located by filing an affidavit setting forth that such stock is infested with insect pests or plant diseases, a description of the premises whereon it is located, the name of the owner or lessee thereof, and the names of all persons having an interest in such premises or nursery stock. In case of nursery stock the affidavit shall also state the name of the person, firm or corporation in whose possession it was found, that ten days have elapsed since an order was made for its destruction and that such order has not been obeyed.

Issue of summons; time to answer.

Sec. 1136. Upon the filing of the affidavit provided for in section 1136-1, the probate judge shall issue a summons for the persons named therein, designating a time to make answer to such complaint, not exceeding five days from the date of the summons. The summons shall be directed to and served by the sheriff of the county, may be served by him in any county of the state, and shall be served and returned as directed by the probate court.

Trial by jury; verdict.

Sec. 1136-1. At the time fixed in such summons, if a jury is not waived, the probate court shall order a jury to be drawn, summoned and empaneled as in other civil cases in such court. The state of Ohio shall be plaintiff and the person named in the affidavit shall be defendant; no pleading other than the affidavit shall be required, and the issue shall be whether such nursery stock is infested or infected with insect pests or plant diseases. If the jury finds that the order of the board of agriculture for the destruction of such nursery stock should be obeyed it shall return a verdict for the plaintiff; otherwise, it shall return a verdict for the defendant.

Costs.

Sec. 1137. If the verdict of the jury is for the plaintiff, the court shall enter judgment against the defendant for costs, cause execution to be issued therefor, and issue an order to the board of agriculture to enforce the order by it made. If the verdict is for the defendant, the action shall be dismissed, the order for the destruction of the property annulled, and the cost ordered paid by the board of agriculture. In taxing and apportioning costs, the probate court shall have the same powers as are conferred by law upon the court of common pleas.

Penalty for failure to destroy stock.

Sec. 1138. Whoever fails or refuses to destroy any nursery stock within ten days after the probate court has issued its order to the board of agriculture, as provided in the preceding section, hinders or obstructs the carrying out of any provision relating to the inspection of nursery stock, or violates any such provisions shall be fined not less than

Digitized by Google

ten dollars nor more than one hundred dollars for the first offense and not less than fifty dollars nor more than three hundred dollars for any subsequent offense, and be committed until such fine and costs of prosecution are paid.

www.tbtool.com.cn

Probate court shall have original and final jurisdiction.

Sec. 1139. The probate court of each county shall have original and final jurisdiction in prosecutions under the provisions herein relating to the inspection of nursery stock. Such court shall be opened at all times for such purposes regardless of the terms fixed therein for the trial of criminal cases, and the complainant shall not be required to give security for costs. The prosecuting attorney of each county, or the attorney general shall conduct such prosecutions and all fines recovered therein shall be paid to the board of agriculture.

All moneys shall be paid to board and deposited to credit of agricultural fund.

Sec. 1140. All moneys derived from the provisions of sections 1122 to 1140 inclusive of the General Code shall be paid to the board of agriculture and by it deposited in the state treasury to the credit of the agricultural fund, and to be expended in promoting and protecting the horticultural interest of the state. The board of agriculture shall

Annual report to governor.

make an annual report to the governor of the operations of the division of nursery and orchard inspection. The report shall state the number of nurseries inspected, the number of certificates issued, the number of trees treated, and number destroyed and such other information as it deems proper.

Statement in certificate affixed to bulk or package of feed stuffs.

Sec. 1141. Whoever sells or offers for sale within this state any feed stuffs or condimental stock or poultry feeds, animal or poultry regulators, conditioners, tonics, or similar articles, for any of which any food value is claimed in any manner by the manufacturer or seller thereof, in car load lots or in bulk packages thereof, shall furnish with each car load or quantity in bulk or package thereof or affix to each bag, barrel or other package thereof, in a conspicuous place on the outside thereof, a plainly printed certificate, which shall state the number of net pounds in each car or quantity in bulk or in each package, the name, brand, or trade mark, under which it is sold or offered for sale, the name, and postoffice address of the manufacturer, shipper or vendor, and the names of each and all ingredients of which the article is composed. Such certificate shall contain also, a chemical analysis of the product to be sold which shall state the minimum percentage of crude protein, allowing one per cent. of nitrogen to equal six and one-fourth per cent. of protein of crude fat and crude fibre, also the maximum percentage of crude fibre of the product to be sold.

Name and sample deposited with board and filing copy of certificate required.

Sec. 1142. Before selling or offering for sale, any of the feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles defined in section 1141 within this state, each person, firm or corporation shall file for each and every brand of such feed stuffs, condimental stock and poultry feeds, animal or

Digitized by Google

poultry regulators, conditioners, tonics or similar articles, a distinguishing name with the board of agriculture and a certified copy of the certificate required by the preceding section and forward prepaid, on request of said board a sealed glass jar or bottle containing not less than one pound of such feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles with an affidavit that the quantity so forwarded is a fair sample of the product to be sold.

Annual license fee.

Sec. 1143. Before selling or offering for sale within this state any of such feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics, or similar articles, defined in section 1141 a person, firm or corporation manufacturing or compounding said articles, and selling or offering them for sale, either directly or indirectly in this state, shall pay each year a license fee to the board of agriculture for the sale of each brand of feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles, twenty dollars. The board of agriculture may reject any application for license if the certificate provided for in the preceding sections is misleading or not distinguishing. Upon the granting of such application and the payment of such fee said board shall issue a license for the current year. All licenses shall expire on the thirty-first day of December of each year. The payment of a license fee by such person, firm or corporation shall exempt an agent thereof, or dealer therein, from the requirements of this section; but until such license fee, which shall be the full license fee collected by the state for the privilege of selling or offering for sale any of the said brands in any one year, any person, firm or corporation selling or offering the same for sale shall be liable to the board of agriculture for said license fee of twenty dollars.

"Feed stuffs," defined.

Sec. 1144. "Feed stuffs" in general shall be held to include all feeds used for live stock and poultry, and the following and similar articles of commerce: linseed meal, linseed oil cake, cotton seed meal, cotton seed cake, pea meal, cocoanut meal, rice meal, rice bran, rice polish, peanut meal, bean meal, gluten meal, gluten feeds, dried brewers' grains, dried distillers' grains, dried beet refuse, malt sprouts, hominy feeds, ceraline feeds, oat feeds, mixed feeds, alfalfa meal, molasses feeds, sugar feeds, mixed buckwheat bran, buckwheat hulls and buckwheat middlings, corn and corncob meal, crushed ear corn, corn bran and corn siftings when added to other ground grains, wheat bran and screenings, ground or unground mixed feeds made from seeds or grains or grain offal, clover meals, dried blood, blood meal, tankage, ground beef or fish scraps or other animal or vegetable by-products; but such term shall not include hay, straw, whole seeds, unmixed meals made directly from the entire grains of wheat, rye, barley, Indian corn, buckwheat, broom corn, pure wheat bran or middlings,

Digitized by Google

not mixed with other substances, when sold separately as distinct articles of commerce, nor entire grains of corn, oats, wheat, barley, buckwheat, ground together nor wheat bran and middlings not mixed with other substances.

www.libtool.com.cn

Analysis of feed stuffs each year.

Sec. 1145. Each year at least one analysis shall be made of each brand of feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles, sold within this state. All such analyses shall be made under the direction of the board of agriculture, and the expenses thereof paid by said board from a fund arising from payment of license fees provided for in section 1143.

Authority to take samples.

Sec. 1146. For the purpose of analysis and comparison with the certificate deposited with it and with the certificate on any car load quantity in bulk, or package, the board of agriculture, or a person appointed by it, may take a quantity not exceeding two pounds from any car load, quantity in bulk or package of the feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles defined in section 1141 and exposed or offered for sale within this state, or in the possession of an agent, consumer or transportation company. In the performance of this duty said board, or a person appointed by it, may enter a car, warehouse, building or other structure containing such feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles. Any manufacturer, shipper, dealer, agent, clerk or other person who shall impede, obstruct, hinder or otherwise prevent or attempt to prevent a duly authorized person from collecting samples as above described or otherwise shall be guilty of a misdemeanor shall upon conviction, be fined not less than ten dollars nor more than fifty dollars. To have in one's possession any of the above named articles shall for purposes of prosecution under this act be deemed to establish prima facie evidence that same is for sale.

Penalty for obstructing in taking samples.

Penalty for failure to state or for misstatement of component parts.

Sec. 1147. Whoever sells or offers for sale within the state feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles, defined in section 1141 without having complied with the provisions of this act, relating to such feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles, and whoever sells or offers or exposes for sale any feed stuffs containing a smaller percentage of crude protein, and a smaller percentage of crude fat, or a larger percentage of crude fibre than it is certified to contain, and whoever sells or offers or exposes for sale, any condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics, or similar articles not containing ingredients they are certified to contain shall be fined not less than fifty dollars nor more than two hundred dollars and shall be liable for damages sustained by the purchasers thereof.

Digitized by Google

What shall be deemed adulteration.

Sec. 1148. That for the purpose of this act feeding material should be deemed adulterated if it contains any saw dust, dirt, damaged feed, rice hulls, chaff, peanut shells, crushed corncob, oat hulls, or any foreign material whatever with little or no feeding value admixed. Provided, that no wholesome mixture of feed stuffs not containing any of the above named adulterants shall be deemed to be adulterated if the ingredients composing same be plainly and clearly stated on the package and is made known to the purchaser, as hereinafter designated as commercial feed stuffs.

Courts of jurisdiction.

Sec. 1149. In all prosecutions under this act, a justice of the peace, police judge or mayor shall have final jurisdiction as in cases of violation of laws relating to the adulteration of feed and drink and dairy products.

Who shall prosecute.

It shall be the duty of the board of agriculture or its deputized representative to bring prosecution for all violations under the provisions of this act, or the attorney general when requested to do so by said board.

Annual report; contents.

Sec. 1149-1. The board of agriculture shall make an annual report of, and may publish from time to time analysis made and chemists' finding of ingredients on samples drawn as provided in section 1146 together with the analysis and ingredients guaranteed by the manufacturer, shipper or person. Such annual report shall contain a statement of moneys received and expended, from license fees collected for the sale of feed stuffs, condimental stock and poultry feeds, animal or poultry regulators, conditioners, tonics or similar articles. Any unexpended balance shall be credited to the agricultural fund.

Statements in certificate affixed to package of fertilizer.

Sec. 1150. Each person, firm or corporation who manufactures, sells or offers for sale in the state a commercial fertilizer which means any substance for fertilizing or manurial purposes, except barnyard manure, marl, lime and plaster, shall affix to each package in a conspicuous place on the outside thereof, a plainly printed certificate which shall state the number of net pounds contained therein, the name, brand or trade mark, under which it is sold, or offered for sale, the name of the manufacturer, with his or its postoffice address, such certificate shall contain also a chemical analysis which shall state the minimum percentages guaranteed of ammonia, of potash soluble in water, of phosphoric acid in available form, comprising the soluble and reverted, and of insoluble phosphoric acid, the sources of ammonia and the sources of insoluble phosphoric acid. In bone, tankage and basic slag unmixed with other material the phosphoric acid shall be claimed only as total phosphoric acid. In untreated phosphoric rock and other mineral phosphoric materials, the phosphoric acid shall be claimed only as insoluble phosphoric acid. When any commercial fertilizer, sold or offered for sale in this state, contains muck, peat, pulverized leather, hair, ground horn or wool waste or other materials in such form that the am-

Digitized by Google

monia is largely unavailable, such certificate shall state explicitly such fact.

Restrictions as to statements of analysis.

Sec. 1151. No other form of analysis, and no duplication of terms or the equivalent thereof in other terms shall be used except that the nitrogen equivalent to the ammonia may be stated. No percentages higher than the lowest actually guaranteed shall be affixed to a package printed upon a bag or used in printed matter descriptive of such fertilizer. No false or misleading name, brand or trade mark shall be used in designating a commercial fertilizer or a name, brand or trade mark indicating that the essential ingredients thereof were obtained from bone or animal substance, if the source thereof was wholly or in part a mineral substance. Any material in which the organic matter has been destroyed by heat shall be deemed mineral substance.

Filing certified copy of certificate.

Sec. 1152. Before selling or offering for sale any commercial fertilizer within this state, each person, firm or corporation shall file with the board of agriculture a certified copy of the certificate required in section 1150 of the General Code.

When fraudulent intent presumed.

Sec. 1153. No commercial fertilizer shall be sold or offered for sale if the percentage of any ingredient, or element or constituent is less than the minimum percentage claimed or guaranteed; provided that there may be a deficiency of six per cent. of the amount claimed in any one ingredient before evidence of fraudulent intent shall be presumed; if there is a corresponding excess in the other ingredients claimed on the basis of the following equivalents in value: One part of ammonia shall be deemed equivalent to three parts of available phosphoric acid; one part of ammonia shall be deemed equivalent to three parts of potash; one part of ammonia shall be deemed equivalent to six parts of insoluble phosphoric acid from animal matter; one part of ammonia shall be deemed equivalent to twelve parts of insoluble phosphoric acid from mixed animal and mineral matter; in bone or tankage one part of ammonia shall be deemed equivalent to five parts of total phosphoric acid.

License and fee.

Sec. 1154. Before selling or offering for sale within this state a commercial fertilizer, a person, firm or corporation shall pay each year a license fee to the board of agriculture for the sale of each brand thereof thirty dollars. Upon application and payment of such fee, the board shall issue a license for the current year. All licenses shall expire on the 31st day of December of each year. The payment of such license fee by a person, firm or corporation shall exempt an agent thereof from the requirements of this section.

Analysis shall be made each year.

Sec. 1155. Each year at least one analysis shall be made of each brand of commercial fertilizer sold within this state. All such analyses shall be made under the direction of the board of agriculture and the expense thereof paid by

Digitized by Google

the board, from a fund arising from the payment of license fees provided for in the preceding section. The board shall publish such analyses annually, and at such other times and in such form as it may deem proper.

How samples shall be taken for analysis.

Sec. 1156. For the purpose of analysis and comparison with the certificate deposited with it and with the certificate on such package the board of agriculture, or a person appointed by it, shall take a quantity of not less than one pound and not exceeding two pounds, from packages of commercial fertilizer exposed or offered for sale within this state or in the possession of a dealer, consumer or transportation company. Such sample shall be taken from at least five per cent. of the sacks or other packages comprising the whole lot sampled. If there are less than one hundred sacks in the lot sampled, samples shall be taken from not less than five sacks; if there are less than five sacks in the lot sampled, samples shall be taken from each sack.

Person not a dealer may have analysis made.

Sec. 1157. Any person not a dealer in or agent for a fertilizer who purchases a commercial fertilizer in this state for his own use, and not for sale, may have an analysis thereof made under the direction of the board of agriculture.

How samples shall be taken by purchaser.

Sec. 1158. A sample for such analysis shall be taken by the purchaser in the presence of the person, firm or agent selling the fertilizer, from at least ten per cent. of the sacks or other packages comprising the whole lot purchased. If there are less than one hundred sacks in the lot purchased, samples shall be taken from not less than ten sacks; and if there are less than ten sacks in the lot purchased, samples shall be taken from each sack, and all such samples shall be taken in the manner required by the board of agriculture. If the person, firm or agent refuses to witness the taking thereof, the samples may be taken in the manner prescribed in the presence of two disinterested witnesses, who shall certify to the manner of taking such samples.

Quantity taken and how prepared and forwarded.

Sec. 1159. The samples shall be taken at the time and place of delivery to the purchaser, from dry, undamaged goods, and from packages not theretofore opened, broken or resacked and thoroughly mixed. At least two pounds thereof must be put into two cans or jars, marked to identify it and to show by whom sent, and shall be securely sealed and forwarded by express, all charges prepaid to the board of agriculture together with the printed certificate from one of the bags or packages so sampled with the name and address of person or firm from whom the fertilizer was purchased and the amount purchased, accompanied by a fee of one dollar for each element for which analysis is asked.

Certificate accompanying sample.

Sec. 1160. The purchaser shall also send with the sample a certificate signed by himself and two disinterested witnesses that the sender has purchased the fertilizer for his own use and not for sale, and that the sample was taken in the manner prescribed in sections 1158 and 1159 of the General Code.

Digitized by Google

Analysis optional when requirements not complied with.

Sec. 1161. If a sample shall have been submitted for analysis without complying with the requirements of the preceding sections, the board of agriculture in its discretion may accept such sample for analysis if it believes it is a fair sample of the fertilizer delivered to the purchaser.

www.libtool.com.cn

Authority to open package and take sample.

Sec. 1162. The board of agriculture and such assistants, agents, experts and chemists, as it may duly authorize for the purpose, shall have the power to open any package or vessel containing or supposed to contain any commercial fertilizer, and take therefrom samples for analysis upon tendering the value of said samples.

Penalty for violations.

Sec. 1163. Whoever sells, offers for sale, or keeps for the purpose of selling within this state, a commercial fertilizer without complying with the provisions of this chapter relating to commercial fertilizers, or permits an analysis to be attached to any package thereof, stating that it contains a larger percentage of any constituent thereof than it does in fact contain, except as provided in section 1153 of the General Code, shall be fined not less than fifty dollars nor more than two hundred dollars for a first offense, and for a subsequent offense not less than two hundred dollars, nor more than five hundred dollars or imprisoned not more than six months or both. The possession of commercial fertilizers, except by a person who has the same for his private use, without complying with the provisions of this chapter relating to commercial fertilizers, in any building room, railroad car, store storeroom, warehouse or other place within this state shall be prima facie evidence of keeping of the same for the purpose of selling. In all prosecutions under this act, a justice of the peace, police judge or mayor, shall have final jurisdiction as in cases of violation of laws relating to the adulteration of food and drink and dairy products. The board of agriculture shall rest its prosecution under this act on samples drawn, as provided in section 1156 of the General Code.

Courts having jurisdiction.

Examination of apiaries; instructions.

Sec. 1164. The board of agriculture shall, when notified in writing by the owner of an apiary, or by any three disinterested taxpayers, examine all reported apiaries, and all others in the same locality not reported, and ascertain whether or not the disease known as American foul brood or European foul brood, or any other disease which is infectious or contagious in its nature, and injurious to honey bees in their egg, larval, pupal or adult stages exist in such apiaries; and if satisfied of the existence of any such disease it shall give the owners or caretakers of the diseased apiaries full instructions how to treat such cases as in the inspector's judgment seems best.

Destruction of diseased colonies on re-visit.

Sec. 1165. The board of agriculture shall visit all diseased apiaries a second time, after ten days, and, if need be, burn all colonies of bees that it may find not cured of such diseases, and all honey and appliances which would spread disease, without recompense to the owner, lessee, or agent thereof.

Digitized by Google

Penalty for sale of diseased colonies.

Sec. 1166. If the owner of an apiary, honey or appliances wherein disease exists shall sell, barter, or give away or move without the consent of the inspector any diseased bees (be they queen or workers), colonies, honey, or appliances, or expose other bees to the danger of such disease, such owner shall on conviction thereof be fined not less than fifty dollars nor more than one hundred dollars, or imprisoned not less than one month nor more than two months or both.

www.ibook.com.cn

Penalty for hindering or obstructing board in its duties.

Sec. 1167. For the enforcement of the provisions of this act, the board of agriculture shall have access, ingress and egress to all apiaries or places where bees are kept; and any person or persons who shall resist, impede or hinder in any way the board in the discharge of its duties under the provisions of this act shall, on conviction thereof, be fined not less than fifty dollars nor more than one hundred dollars, or imprisoned not less than one month nor more than two months or both.

Disinfecting after inspection.

Sec. 1168. After inspecting infected hives or fixtures or handling diseased bees, the inspector of the board of agriculture or his assistant shall, before leaving the premises or proceeding to any other apiary, thoroughly disinfect any portion of his own person and clothing and any tools or appliances used by him which have come in contact with infected material, and shall see that any assistant or assistants with him have likewise thoroughly disinfected their persons and clothing and any tools and implements used by them.

Inspection of queen rearing apiary; penalty.

Sec. 1169. It shall be the duty of any person in the state of Ohio who is engaged in the rearing of queen bees for sale, to use honey in the making of candy for use in mailing cages which has been boiled for at least thirty minutes. Any such person engaged in the rearing of queen bees shall have this queen rearing apiary or apiaries inspected at least twice each summer season; and on the discovery of the existence of any disease which is infectious or contagious in its nature and injurious to bees in their eggs, larval, pupal or adult stages, such person shall at once cease to ship queen bees from such diseased apiary until the board of agriculture shall declare the said apiary free from all disease. Any person engaged in the rearing of queens who violates the provisions of this section shall, on conviction thereof, be fined not less than one hundred dollars nor more than two hundred dollars.

Enforcement of laws and adoption of standards.

Sec. 1177-12. The board of agriculture shall enforce the laws against fraud, adulteration or impurities in foods, drinks or drugs, and unlawful labeling within the state. The board of agriculture shall establish standards of quality, purity and strength for foods, when such standards are not otherwise established by any law of this state. Such standard shall conform to the standards for foods adopted by the United States department of agriculture. The board of agriculture shall make such uniform rules and regula-

Digitized by Google

tions as may be necessary for the enforcement of the food, drug, dairy and sanitary laws of this state. Such rules and regulations shall, where applicable, conform to and be the same as the rules and regulations adopted from time to time for the enforcement of the act of congress, approved June 30, 1906, and amended March 3, 1913, and known as "the food and drug act." The board shall inspect drugs, butter, cheese, lard, syrup and other articles of food or drink, made or offered for sale in the state and prosecute or cause to be prosecuted each person, firm or corporation engaged in the manufacture or sale of an adulterated drug or article of food or drink, in violation of law.

Inspections and prosecutions.

Right of entry to make examinations and inspections.

Sec. 1177-13. The board of agriculture, in the performance of its duty may enter a creamery, factory, store, salesroom, drug store, laboratory or other place where it believes or has reason to believe drugs, food, drink or linseed oil, is made, prepared, dispensed, sold or offered for sale, examine the books therein, and open a cask, tub, jar, bottle or other package containing or supposed to contain a drug or an article of food or drink and examine or cause to be examined and analyzed the contents thereof.

Disposition of fines, fees and costs.

Sec. 1177-14. All fines, fees and costs collected under prosecutions begun, or caused to be begun, by the board of agriculture, shall be paid by the court to the board within thirty days after collection, unless error proceedings have been properly begun and prosecuted and in case the judgment of the justice of the peace is sustained the fine shall be paid within thirty days after such judgment or affirmance, and by the board paid into the state treasury to the credit of the general revenue fund.

Suit by board on failure of court to pay.

Sec. 1177-15. If the court fails to so pay such fines, fees and costs, the board of agriculture shall bring suit in the name of the state for the recovery thereof and interest thereon, and the court in rendering judgment therefor shall add a penalty of ten per cent. on the amount found to be due such general revenue fund.

Appointment of board of veterinary examiners; term, qualification and duties.

Sec. 1177-16. The board of agriculture shall appoint three men who shall constitute a state board of veterinary examiners, one to be appointed for two years, one for four years and one for six years, and biennially thereafter one shall be appointed to serve for a term of six years. They shall be graduates of reputable, but different, veterinary schools or colleges, and be persons skilled in their profession and of good moral character. They shall conduct examinations for those who wish to engage in the practice of veterinary medicine, surgery and dentistry and issue certificates therefor. Such examinations shall be held in April and July of each year. They shall meet in Columbus in rooms furnished by the board of agriculture, and elect from their number a president. The state veterinarian shall be ex-officio the secretary of the board of veterinary examiners. It shall be the duty of said secretary to keep an accurate record of the business transacted and of the cer-

Digitized by Google

tificates issued. He shall pay into the state treasury, to the credit of the general revenue fund, the fees received from applicants for examination, keep an accurate account of the moneys received and disbursed, and perform such other duties as the board of agriculture may prescribe. It shall also be the duty of the secretary of the state board of examiners to report each violation of the laws relating to the practice of veterinary medicine, veterinary surgery and veterinary dentistry to the prosecuting attorney of the county in which it occurred, and render assistance in securing indictments and convictions.

Examination of applicants; branches and average grade.

Sec. 1177-17. Before entering upon the practice of veterinary medicine, surgery and dentistry in this state, each person shall pass an examination as to his qualifications and fitness to engage in such practice. Said examinations shall be conducted by the persons appointed by the board of agriculture, and shall include veterinary anatomy, veterinary physiology, general pathology, veterinary pathology, materia medica, veterinary therapeutics, principles and practice of veterinary medicine, veterinary surgery, veterinary obstetrics, and the control of contagious disease of domestic animals, meat and milk hygiene, sanitation and veterinary jurisprudence and an average grade of at least seventy per cent. with no grade below fifty per cent. in any one subject shall be required for passage.

Written application and fee.

Sec. 1177-18. An applicant for such examination shall be a graduate of a veterinary college recognized by the state board of veterinary examiners before taking the examination. He shall present himself at the office of the board of agriculture at the time when examinations are to be held, and pay five dollars for each examination. The fee shall accompany his written application and be paid to the secretary of the board of agriculture previous to such examination. Any person who within six months after this act becomes effective, submits satisfactory evidence to the state board of veterinary examiners that he was engaged in the practice of veterinary medicine and surgery in this state prior to May 21, 1894, and who pays a fee of $2.50 to said board, shall be entitled to practice veterinary medicine and surgery in this state and shall receive a certificate from the said board signed by the members thereof, which certificate shall state that the person to whom it was given is legally entitled to practice veterinary medicine and surgery in this state; and no person shall, after six months following the date on which this act becomes effective, practice veterinary medicine and surgery in this state without first having obtained from the state board of veterinary examiners a certificate entitling him to engage in such practice.

Who entitled to certificate without examination.

Certificate of successful examination; copy recorded.

Sec. 1177-19. A person who successfully passes an examination before the state board of veterinary examiners shall receive a certificate signed by them. The certificate shall state that the person to whom it is issued has passed

Digitized by Google

the prescribed examination and is competent to practice veterinary medicine, surgery and dentistry. A copy of such certificate shall be recorded by the secretary of the state board of veterinary examiners in a book kept for that purpose, which shall be open to public inspection.

www.ribbot.com.cn

Revocation of certificate; grounds.

Sec. 1127-20. The certificate of a veterinarian may be revoked by the state board of veterinary examiners for the following reasons:

(1) For failing to report to the chief of the bureau of live stock industry of Ohio dangerously contagious and infectious diseases that are prescribed as such by the board of agriculture.

(2) For dishonesty in applying the tuberculin test in cattle, such as injecting tuberculin within six weeks prior to an official tuberculin test, knowing that application has been made for such official test, or making false record of such test.

(3) Gross malpractice or violation of criminal laws.

Persons using certain words or abbreviations regarded veterinary practitioners.

A person shall be regarded as practicing veterinary medicine, veterinary surgeon or veterinary dentistry within the meaning of this act who uses the words or letters "Dr.", "Doctor", "Professor", "D. V. M.", "M. D.", "D. V. S.", "V. S.", or any other title in connection with his name which in any way represents him as engaged in the practice of veterinary medicine, veterinary surgery or veterinary dentistry in any of its branches, or who examines or diagnoses for a fee or compensation of any kind, prescribes, advises, recommends, administers or dispenses for a fee or compensation of any kind, direct or indirect, a drug or medicine, appliance, application, operation or treatment of whatever nature for the cure or relief of a wound, fracture or bodily injury, infirmity or disease of animals. The use of any such words, letters or titles in such connection or under such circumstances as to induce the belief that the person who uses them is engaged in the practice of veterinary medicine, veterinary surgery or veterinary dentistry, shall be prima facie evidence of the intent of such person to represent himself as engaged in the practice of veterinary medicine, veterinary surgery or veterinary dentistry.

Authority and control in propagation and protection of birds, animals and fish.

Sec. 1390. The board of agriculture shall have authority and control in all matters pertaining to the protection, preservation and propagation of song and insectivorous birds, game birds, game animals and fish within the state and in and upon the waters thereof. It shall enforce by proper legal action or proceeding the laws of the state for the protection, preservation and propagation of such birds, animals and fish; shall establish fish hatcheries and propagate fish therein or in any other manner for the waters of the state, and, so far as funds are provided therefor, shall adopt and carry into effect such measures as it deems necessary in the performance of its duties.

Digitized by Google

Penalty for interference, etc., with officers in discharge of duties.

Sec. 12757. Whoever refuses to allow the board of agriculture, its inspectors or agents, to enter a creamery, factory, store, salesroom, drug store, laboratory, booth, vehicle, steam or electric car or place which he desires to enter in the discharge of his official duty, or interferes with him in such discharge, or refuses to deliver to him a sample of food, drug or linseed oil made, sold, offered for sale by such person, upon request therefor and tender of the value thereof, shall be fined not less than fifty dollars nor more than two hundred dollars, and for each subsequent offense, shall be fined not less than one hundred dollars nor more than three hundred dollars or imprisoned in jail not less than thirty days nor more than one hundred days, or both.

Co-operation with boards and managing officers of institutions.

Sec. 1850. The board of agriculture, the state board of health, and the Ohio state university respectively, shall co-operate with the board and managing officer of each institution in making such co-operative tests as are necessary to determine the quality, strength and purity of supplies, or the value and use of farm lands, or condition and needs of mechanical equipment.

Penalty for unlawfully branding cheese.

Sec. 12743. Whoever puts a brand indicating "full milk cheese" upon cheese made of milk from which any of the cream has been taken, or uses such brand without having obtained from the board of agriculture in conformity to law, a stencil brand containing the words "Ohio state full cream cheese", or uses such brand upon other than full cream cheese or a package containing such cheese, shall be fined not less than fifty dollars nor more than one hundred dollars or imprisoned in the county jail not less than ten days nor more than thirty days, and, for each subsequent offense, shall be fined not less than one hundred dollars nor more than two hundred dollars or imprisoned in the county jail not less than twenty days nor more than sixty days or both.

Uniform stencil brand for cheese; registration, fee.

Sec. 5782. The board of agriculture shall procure and issue to the cheese manufacturers of this state upon proper application made on or before the first day of April of each year and under such regulations as to the custody and use thereof as he may prescribe, a uniform stencil brand bearing a suitable device or motto, and the words, "Ohio state full cream cheese." Such brand shall be used upon the outside of each cheese, cheese-cloth or band around it and upon the box or package containing it, and shall bear a separate number for each factory. Such brand shall not be used upon other than full cream cheese or packages containing it; provided, that no cheese shall be so branded unless it contains at least thirty per cent. of pure butter fat. The board shall keep a book in which shall be registered the name, location and number of each manufacturer using such brand, and the name or names of the person in each factory authorized to use it, and he shall receive one dollar for

Digitized by Google

each registration according to the provision of this section, such fee to be paid by the person applying for such registration.

www.tbtool.com.cn

Notice to owners of unclean and insanitary factories.

Sec. 12798. If the board of agriculture or any of its inspectors or agents, is of the opinion that a place named in the section is being operated in violation of such sections he shall notify the proprietor, owner or manager thereof, in writing, to place it in a clean and sanitary condition within a reasonable time to be stated in such notice, which time shall not be less than ten days.

Who shall enforce the law.

Sec. 12794. The board of agriculture shall enforce the provision of the next four preceding sections.

Board empowered to enforce penal statutes.

Sec. 6336. The board of agriculture shall enforce the provisions of this chapter and the penal statutes relating thereto and the board, its assistants, experts, chemists and agents shall have access and ingress to the places of business, stores and buildings used for the sale of paint, turpentine, or linseed oil, and may open any package, can, jar, tub or other receptacle containing an article that may be sold or exposed for sale in violation of such provision or statutes. The inspectors, assistants or chemists, appointed by the board, shall perform like duties and have like authority under this chapter and the penal statutes relating thereto as is provided by law in other cases.

State sealer.

Sec. 7965. The board of agriculture shall be state sealer, and shall make, promulgate and enforce such rules and regulations as may be necessary to the prompt and effective enforcement of the weights and measures laws of this state. The standards of weights and measures adopted by the state shall be deposited in a suitable room at Columbus, and be by it kept in suitable cases, to be opened only for the purpose of comparing them with such standards and copies which by law are furnished for the use of the several counties or villages unless by joint resolution of the general assembly, or upon a call of either house for information, or by order of the governor for scientific purposes. The board of agriculture shall, upon the passage of this act, and once every three years thereafter, require each county auditor and city or village sealer, in this state, to present all standards of weights and measures in their possession to him for comparison with the standards adopted by the state, and the board of agriculture shall condemn and destroy all of such standards as do not conform with the standards adopted by the state. Each county auditor and each city and village sealer shall be required to procure copies of all the original standards adopted by the state named in section seven thousand nine hundred and sixty-six of the General Code, except such standards now in their possession as the board of agriculture shall find to conform with the standards adopted by the state. It shall be the duty of the board of agriculture to advise and assist all county, city and village sealers, and generally be charged with the enforcement of all laws relating to weights and measures, and in

Standards shall be kept at Columbus and comparisons made every three years.

Copies of standards shall be procured by county and municipal officials.

Digitized by Google

the performance of such duties it may use the service of any person employed under its department. The board of agriculture or any person employed by it for that purpose may try and prove any weights, measures, balance and any other weighing or measuring device, on request from any person, and when the same are found or made to conform to the state standards shall cause the same to be sealed and marked, as provided in sections two thousand and six hundred and sixteen of the General Code.

Proving and sealing weights and measures.

Sec. 7965-1. The board of agriculture or its deputy, or any other duly authorized sealer of weights and measures or his deputy, may inspect and test any weight, measure, balance or other weighing or measuring device, wherever the same is used or maintained for use, and if such weight, measure, balance or other weighing or measuring device is found to be false or fraudulent, or cannot be made to conform to the legal standard, the same shall be condemned and confiscated by the said sealer or deputy sealer.

When weight or measure condemned and confiscated.

Sec. 7965-2. The board of agriculture or any duly authorized sealer of weights and measures or his deputy, shall inspect and test any weights and measures, balances and weighing and measuring devices having a device for indicating or registering the price as well as the weight or quantity of commodities both as to correctness of weight or quantity and value indicated by them, the board or any sealer of weights and measures or his deputy shall seal such weights and measures, balances and weighing and measuring devices as shall be tested and found correct, and, after ten days' notice, in writing, to the owner, shall condemn or seize such as are found to be incorrect, and shall seal such weights and measures, balances, weighing and measuring devices having a device for indicating or registering the price as well as the weight or quantity of commodities only when correct both in indications of weight or quantity and value, and shall condemn or seize such in which the graduations or indications are found to be false or inaccurately placed, either as to weight or quantity or value.

Approving or condemning weights or measures upon examination.

Sec. 2616. The county sealer shall compare all weights and measures, brought to him for that purpose, with the copies of standards in his possession. When they are made to conform to the legal standards, the officer comparing them shall seal and mark such weights and measures. No weight, measure, balance or other weighing or measuring device shall be used or maintained for weighing and measuring in this state unless such weight, measure, balance or other weighing or measuring device has been sealed or marked by the board of agriculture or any employe of the board detailed for that purpose, or by the county sealer or by the sealer of the city or village in which the same is used or maintained, and by stamping upon each the letter "O" and the last two figures of the year in which it has been compared with legal standards, adjusted and found or made to conform to said standards, with seals so pro-

Comparison by county sealer; stamp.

Digitized by Google

Penalty; jurisdiction.

vided by said board of agriculture, for that purpose. Whoever violates any of the provisions of this section shall be fined not less than fifty dollars nor more than one hundred dollars for the first offense and for each subsequent offense shall be fined not less than one hundred dollars nor more than five hundred dollars and imprisoned for not more than ninety days or both. A justice of the peace, police judge, or mayor shall have jurisdiction in such cases as in cases of violation of law relating to the adulteration of food and drink and dairy products.

www.libtool.com.cn

Appointment of chief, deputy and special wardens.

Sec. 1391. The board of agriculture shall appoint a chief warden and such number of deputy state wardens and special wardens as it deems necessary. The chief warden and each deputy state warden shall hold his office for a term of two years unless sooner removed by the board. Each special warden shall have the same powers and perform the same duties as a deputy state warden.

Bond of wardens.

Sec. 1392. Before entering upon the discharge of the duties of his office, each warden shall give bond to the state; the chief warden in the sum of two thousand dollars, each deputy state warden in the sum of two hundred dollars, and each special warden in the sum of five hundred dollars, with two or more sureties approved by the board of agriculture, conditioned for the faithful discharge of the duties of his office. Such bond, with the approval of the board and the oath of office indorsed thereon, shall be deposited with the board and kept in its office.

Duties.

Sec. 1393. The chief warden, special wardens and deputy state wardens shall enforce the provisions of this act and the laws relating to the protection, preservation and propagation of birds, fish and game. Under the direction of the board of agriculture, the chief warden shall visit all parts of the state and direct and assist special wardens and deputy state wardens in the discharge of their duties.

Compensation.

Sec. 1394. The board of agriculture may allow the chief warden, each special warden and each deputy state warden such compensation as it deems proper and his necessary expenses. In addition to the salaries and compensation herein provided, each warden shall be entitled to receive the same fees as sheriffs are allowed for like services in criminal cases. The salaries and expenses of the chief warden and each special warden and the compensation allowed each deputy state warden shall be paid by the state upon the order of the board.

Judgment, costs, commitment.

Sec. 1405. If the defendant in a prosecution or condemnation proceeding under the provisions of this act is convicted, judgment shall be rendered against him for the costs in addition to the fine imposed or forfeiture declared. The judgment shall be the first lien upon his property and no exemption shall be claimed or allowed against such lien. If he fails to pay the fine and costs imposed or execution issued is return unsatisfied, the person convicted shall be committed to the jail of the county or to a workhouse and

Digitized by Google

there confined one day for each dollar of fine and costs adjudged against him. He shall not be discharged therefrom by any board of officer except upon payment of the fine and costs remaining unsatisfied or upon the order of the board of agriculture.

To whom act does not apply.

Sec. 1411. The preceding two sections shall not apply to a duly accredited person having a permit issued by order of the board of agriculture authorizing him to collect birds, their nests, and eggs for scientific purposes only. The applicant for a permit shall present to the board the written testimonials of two well-known scientific persons or teachers of science, certifying to the good character and fitness of the applicant and pay the board a fee of five dollars. He shall also give bond to the state in sum of one hundred dollars with two or more sureties approved by the board that he will not kill a bird or take the nests or eggs of a bird for any other purposes than provided herein, which bond shall be kept in the office of the board. Each permit shall be in force for one year from the date of its issue and shall not be transferable, but upon the forfeiture of a bond of a person, his permit shall become void.

Resident and non-resident hunter's license; fee.

Sec. 1421. No person shall hunt, pursue or kill with a gun any wild bird or wild animal within this state without having first applied for and received a hunter's license and paid the fee, as required herein. Every applicant for a hunter's license who is a non-resident of the state of Ohio and who is a citizen of the United States of America, shall pay a fee of fifteen dollars to the officer issuing the same. Every applicant for hunter's license who is a citizen of the United States of America, and a resident of the state of Ohio, shall pay a fee of one dollar, provided that the owner, tenant or children of the owner, manager or tenant of lands within this state may hunt upon such lands without a hunter's license.

How license obtained.

Sec. 1422. Hunter's license shall be issued by the clerks of common pleas courts and township clerks. Every applicant for a hunter's license shall make and subscribe an affidavit, setting forth his name, age, occupation, place of residence, personal description, and citizenship, and the officer authorized to issue licenses may charge each applicant a fee of twenty-five cents for taking such affidavit, issuing such license and attaching his seal of office thereto, and clerks of common pleas courts and township clerks to whom such application is made are hereby empowered and required to administer the oath and to take and certify the affidavit herein required and to collect and receive the fees therefor as herein provided. The application, license and other blanks required by this act shall be prepared and furnished by the board of agriculture and such blanks shall be of different color each year in such form as they may prescribe to the clerk authorized to issue same, and such license shall be issued applicants by said clerks. The record of licenses kept by said clerk shall be uniform

Digitized by Google

throughout the state and in such form or manner as the state auditor shall prescribe, and be open at all reasonable hours to the inspection of any person. Each such license shall expire on the 31st day of December next after its issuance. The board of agriculture or the court before whom the case is tried as a part of the punishment shall revoke the license of any person or persons convicted of violating any laws for the protection of birds, game birds or game animals, and the license fee paid by such person shall be forfeited to the state and no license shall be granted to such person until the expiration of one year after the date of his conviction. Persons under sixteen years of age shall not be allowed to hunt under the provisions of this act, unless accompanied by their parent or other person in loco parentis.

Revocation, when required.

Record of licenses issued; transmittal of report and fees; application of moneys.

Sec. 1423. Officers authorized to issue license shall keep a record of such licenses issued and make a report to the board of agriculture quarterly, on March 31st, June 30th, September 30th and December 31st, in such form as said board shall require, of the number of licenses issued together with the names and addresses of the persons to whom issued, and shall transmit with such report to the chairman of the board of agriculture, the moneys received as license fees, other than the amounts paid to clerks as their fees, which shall be paid into the state treasury to the credit of a fund which is hereby appropriated for the use of the board of agriculture in the preservation and protection of birds, game birds, game animals and fish. At least fifty per cent. of the money arising from all such licenses shall be expended by the board of agriculture for the purchase and propagation of game birds and game animals to be used in re-stocking sections where a scarcity of such birds exist and for establishing game preserves and the board of agriculture is hereby empowered with the consent of the owners, to organize such lands so bounded that same may be conspicuously posted as such, into state game preserves under rules and regulations to be adopted by the said board, and employ on such preserves a keeper or warden at such salary and with such duties as may be prescribed by the said board. And it shall be unlawful for any person at any time on any such game preserves, conspicuously posted, or with knowledge that the same is a game preserve, to hunt, kill or pursue any game birds or game animals.

License not transferable; exhibition of license; badge.

Sec. 1424. No hunter's license shall be transferable, and it shall be an offense for any hunter to carry a license issued in the name of another person or which does not contain the seal of the officer issuing the same. Every person shall, while hunting, carry with him his license and exhibit same to any game warden, constable, sheriff, deputy sheriff or police officer, or the owner or person in lawful control of the land upon which he may be hunting, or to any person, and failure and refusal to so carry or exhibit his license shall constitute an offense under this section.

Digitized by Google

Such hunters shall also while hunting wear a badge conspicuously exposed bearing the same number as his license. Nothing in this act shall be construed as allowing any person to hunt on any land without the written consent of the owner thereof.

Consent of owner.

Each day that any person shall hunt within this state without first having procured the license herein required shall constitute an offense. The license granted hereunder shall entitle a non-resident to take with him from this state, game birds and game animals killed by him not to exceed twenty-five of one kind or twenty-five in the aggregate of all kinds.

Each day an offense; aggregate that may be taken from state by non-resident.

Sec. 1424-1. Whoever violates any of the provisions of this act shall be liable to the penalty prescribed by section 1445 of the General Code.

Penalty.

Sec. 1435. No person, firm or corporation shall use or operate for the purpose of catching fish, a boat, net or device, other than hook and line with bait or lure in the Lake Erie fishing district of this state, without a license from the board of agriculture. Applications for licenses and all licenses herein required shall be in such form as the board may prescribe.

Fishing license.

Sec. 1437. When a person, firm or corporation applies to the board of agriculture for a license required by the preceding two sections, the board upon receiving the license fees prescribed in such sections, shall issue such license duly signed by the board of agriculture. Such license shall remain in force and entitle the holder thereof to fish as permitted by law from the date of issue to and including the last day of the season for which such license was issued. The license required by the preceding two sections shall be carried by an operator of boats, nets or other devices while being used in the catching of fish, and exhibited on demand to any warden, constable, sheriff, deputy sheriff, police officer or board of agriculture. It shall be unlawful for any licensee having such license in his possession to refuse to exhibit it on demand to any proper officer or member of the board of agriculture.

Issuance of license; exhibition on demand.

Sec. 1438. The board of agriculture shall issue to each person licensed to catch fish in the Lake Erie fishing district one metal tag for each net or other device, other than a gill net, or hook and line, used by such licensee for catching fish in such district. No licensee shall use such net or other device, other than a gill net, or hook and line, without attaching such tags thereto in such manner as the board may prescribe. If such tags are not attached to such nets or other devices as herein required, it shall be prima facie evidence that they have not been procured. It shall be unlawful for any one to fish in any of the waters of the Lake Erie fishing district with any trammel net.

Metal tags; attachment of to nets.

Sec. 1445. Whoever violates any provision of sections fourteen hundred and nine to fourteen hundred and forty-four, both inclusive, shall be fined not less than twenty-five

Penalty for violations.

Digitized by Google

dollars nor more than two hundred dollars, and the costs of prosecution, and upon default of payment of fine and costs shall be committed to the jail of the county or to some workhouse and there confined one day for each dollar of the fine and costs against him. He shall not be discharged or released therefrom by any board or officer except upon payment of the portion of the fine and costs remaining unserved or upon the order of the board of agriculture.

Killing by use of electricity or any explosive unlawful.

Sec. 1446. No person shall take, catch, or kill fish in any waters, over which the state of Ohio has jurisdiction, by means of quicklime, electricity, or any kind of explosive or poisonous substance, or place or use quicklime, electricity, explosive or poisonous substances in any such waters except for engineering purposes and upon the written permission of the board of agriculture.

Provisions as to German carp.

Sec. 1453. German carp may be taken or caught at any time in the bays, marshes, estuaries or inlets bordering upon, flowing into or in any manner connected with Lake Erie, with any seine, having meshes not less than four inches, stretched mesh. Other nets or devices may be used if authorized by the board of agriculture. Written permission to catch carp in such waters shall be granted to any person making application to the board for such privilege who satisfies the board that he will not violate a law for the protection of fish. Such permission may be revoked by the board upon conviction of the holder thereof for taking fish contrary to law.

Privileges of board, its agents and employes.

Sec. 1454. Nothing in this chapter shall prevent the board of agriculture, its agents and employes from taking fish at any time or place or in any manner for the maintenance or cultivation of fish in hatcheries or for the purpose of stocking ponds, lakes or rivers, or from exterminating carp in any waters.

Taking of spawn.

Sec. 1455. For the purpose of obtaining spawn for the fish hatcheries, the board of agriculture may place its agents in any boat used in taking fish and pay for such spawn such amount as it may fix. No person engaged in fishing shall refuse to take such agents in such boat owned by him or under his control or to afford them opportunity to take spawn, or to hinder them in the performance of such duty.

Disposition of fees, fines, penalties and forfeitures.

Sec. 1460. All fines, penalties and forfeitures arising from prosecutions, convictions, confiscation, or otherwise under this act, unless otherwise directed by the board of agriculture shall be paid by the officer by whom the fine is collected to the board of agriculture and by it paid into the state treasury to the credit of a fund which is hereby appropriated for the use of the board of agriculture. All moneys collected as license on nets in the Lake Erie fishing district under this act shall be paid by the board of agriculture into the state treasury as a special fund to be used in the betterment and maintenance of fish hatcheries in the Lake Erie fishing district and the propagation of fish there-

Digitized by Google

in, or in otherwise propagating fish in such district; and for that purpose such fund is hereby appropriated, and shall be paid out upon the order of the board of agriculture, but shall not be used or paid out for any purpose other than the purposes for which such fund is appropriated.

Enforcement of laws for protection of birds, fish and game on state property.

Sec. 485. All lakes, reservoirs and state lands dedicated to the use of the public for park and pleasure resort purposes, with respect to the enforcement of all laws relating to the protection of birds, fish and game, shall be under the supervision and control of the board of agriculture. All laws for the protection of fish in inland rivers and streams of the state, and all laws for the protection of birds, fish and game, shall apply to all such state reservoirs and lakes.

Copies of annual reports of of appointive state officers and boards, authorized.

Sec. 2269. The annual reports of the appointive state officers and boards shall be printed as follows:

Adjutant general, eight hundred copies;

Superintendent of banks, one thousand copies;

Superintendent of public instruction, five thousand copies;

Board of agriculture, twenty-five hundred copies;

Commission for the blind, eight hundred copies;

State board of dental examiners, two hundred and fifty copies;

State fire marshal, one thousand copies;

State board of health, two thousand five hundred copies;

State highway commission, two thousand copies.

Superintendent of insurance, as follows: life insurance, six hundred copies; fire insurance, two thousand copies; fraternal insurance, two hundred copies; building and loan department, one thousand copies;

State board of library commissioners, three hundred copies;

State inspector of oils, three hundred copies;

Supervisor of public printing, four hundred copies;

Ohio state university, five thousand copies;

Tax commission of Ohio, one thousand copies;

Superintendent of public works, three hundred copies;

Public utilities commission, seven hundred copies, each report to contain a railroad map of the state; in addition there shall be printed railroad maps on cloth paper to be mounted on rollers, for the commission five hundred and fifty copies; for general distribution by the secretary of state, five hundred copies; for each member of the general assembly, one hundred copies; in pocket edition form, for the commission one thousand copies; for the secretary of state for general distribution, two thousand copies; and for each member of the general assembly two hundred copies. All maps to be delivered to the members of the general assembly on request to the secretary of state.

Binding of reports.

Sec. 2274. The reports of the secretary of state, auditor of state, attorney general, superintendent of public instruc-

Digitized by Google

tion, superintendent of insurance, state railroad commissioner, board of agriculture, chief inspector of mines, and the commissioner of labor statistics, shall be bound in muslin. The reports of other state officers and boards, and of the benevolent and correctional institutions, shall be bound in brochure covers, unless otherwise ordered by the general assembly.

www.nmool.com.cn

Trespassing at state pleasure resorts prohibited; penalty.

Sec. 12521. Whoever disturbs, injures or destroys a tree, plant, lawn, embankment, decoration or other property, or kills, injures or disturbs a water fowl, water animal, bird or game kept as a semi-domestic pet upon an island or within the boundary lines of Buckeye lake, Indian lake or Portage lake, or an embankment or state lands adjacent thereto, shall be fined not less than twenty-five dollars nor more than two hundred dollars and imprisoned one day for each dollar of fine and costs until paid or he is discharged upon the order of the board of agriculture.

Hunting or trapping on lands of another without permission; penalty.

Sec. 12523. Whoever traps or hunts upon lands, pond, lakes or private waters of another, except water claimed by riparian right of ownership in adjacent lands, or thereon shoots, shoots at, catches, kills, injures or pursues a bird, wild fowl or wild animal without obtaining written permission from the owner or his authorized agent, shall be fined not less than ten dollars nor more than fifteen dollars, and, for each subsequent offense, shall be fined not less than fifteen dollars nor more than fifty dollars. In default of payment of such fine and costs, he shall be committed to the jail of the county or to a workhouse and there confined one day for each dollar of such fine and costs. He shall not be discharged therefrom except upon payment of the portion of the fine and costs remaining unsatisfied, or upon the order of the board of agriculture.

Information as to sheep killed or injured by dogs.

Sec. 265. Upon receiving from the county auditors the reports required of them showing the number of sheep killed or injured by dogs, the loss sustained by reason thereof, the amount paid thereon by the county, and the balance of the fund for that purpose, the auditor of state shall prepare and furnish the board of agriculture a statement embodying the information so received and presented by counties, for publication in the annual report of the board.

Section 1177-21.

Record of acts; annual report; bulletins.

Sec. 122. The board of agriculture shall keep a record of its acts and investigations, and shall make an annual report to the governor giving the results of its activities with such recommendations as it may deem proper. The board of agriculture may also publish and distribute bulletins from time to time on matters of general interest relating to the work of the board.

Section or part held void does not affect other section or part.

Sec. 123. Each section of this act, and every part thereof is hereby declared to be an independent section and part of section, and if any section or part of a section is void or ineffective for any cause it shall not affect any other section or part of a section of this act.

Digitized by Google

Section 1082. SECTION 2. The board of agriculture shall succeed to and be possessed of the rights, authority and power now exercised by the agricultural commission, unless otherwise specifically provided by law. It shall also succeed to and be in control of all records, land, moneys, appropriations and other property, real or personal now or hereafter held for the benefit of said agricultural commission: Provided, however, that the records, lands, moneys, appropriations and other property, belonging to the experiment station and the division of forestry and experiment farms shall be transferred to the board of control of the experiment station; and provided further that all books, records and other property belonging to or in the custody of the division of farmers' institutes shall be transferred with this division to the trustees of the Ohio state university.

Board of agriculture shall succeed to all rights and powers of agricultural commission; exception.

SECTION 3. That said original sections 1079 to 1089 inclusive, 1091 to 1136 inclusive, 1136-1, 1137 to 1169 inclusive, 1177-12 to 1177-20 inclusive, 1390, 12757, 1850, 12743, 5782, 12798, 12794, 6336, 7965, 7965-1, 7965-2, 2616, 1391 to 1394 inclusive, 1405, 1411, 1421, 1422, 1423, 1424, 1435, 1437, 1438, 1445, 1446, 1453, to 1455 inclusive, 1460, 485, 2269, 2274, 12521, 12523, 265 and section 1090 of the General Code, sections 1129, 1130, 1131, 1132, 1133, 1134, 1136, 1136-a, 1137 and 1138 as amended by an act passed April 15th, 1913 and approved May 7th, 1913, (103 O. L. 515), and sections 122 and 123 of an act "to create the agricultural commission of Ohio and to prescribe its organization, its powers and its duties" approved May 3rd, 1913, (O. L. 103, p. 240), be and the same are hereby repealed.

Repeals.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 21, 1915.
Approved April 21, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 22nd day of April, A. D. 1915. 57G.

[House Bill No. 142.]

AN ACT

To amend section 1275 and section 1276 of the General Code and to supplement said section 1275 by the enactment of an additional section to be known as section 1275-1, relating to the practice of medicine and surgery.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1275 and section 1276 of the General Code be amended, and said section 1275 be supple-

Digitized by Google

mented by the enactment of an additional section 1275-1 as follows:

Grounds for refusal to grant and revocation of certificate.

Sec. 1275. The state medical board may refuse to grant a certificate to a person guilty of fraud in passing the examination, or at any time guilty of felony or gross immorality, grossly unprofessional or dishonest conduct, or addicted to the liquor or drug habit to such a degree as to render him unfit to practice medicine or surgery. The words "grossly unprofessional or dishonest conduct" as used in this section are hereby declared to mean:

"Grossly unprofessional or dishonest conduct" defined.

First: The employing of any capper, solicitor or drummer for the purpose of securing patients, or subsidizing any hotel or boarding house with like purpose, or the obtaining of any fee on the assurance that an incurable disease can be cured.

Second: The willful betrayal of a professional secret. But a physician, knowing that one of the parties to a contemplated marriage has a venereal disease, and so informing the other party to such contemplated marriage, or the parent, brother, or guardian of such other party, shall not be held to answer for betrayal of a professional secret nor shall such physician be liable in damages for truthfully giving such information to such other party, or the parent, brother, or guardian of such other party.

Third: All advertising of medical practice in which extravagantly worded statements intended, or having a tendency to deceive and defraud the public are made, or where specific mention is made in such advertisements of tuberculosis, consumption, cancer, Bright's disease, kidney disease, diabetes, or of venereal diseases or diseases of the genito-urinary organs.

Fourth: Having professional connection with, or lending one's name to an illegal practitioner of medicine.

Fifth: Any division of fees or charges, or any agreement or arrangement to share fees or charges made by any physician or surgeon with any other physician or surgeon, or with any other person.

Revocation of certificate.

Upon notice and hearing, the board, by a vote of not less than five members, may revoke or suspend a certificate for like cause or causes.

Powers of board in production of testimony

Sec. 1275-1. The state medical board shall have the power to require the attendance of such witnesses and the production of such books, records and papers as it may desire at any hearing before it of any matter of which it has authority to investigate, and for that purpose may through its secretary issue a subpoena for any witness or a subpoena duces tecum to compel the production of any books, records or papers, directed to the sheriff of the county where such witness resides or is found, which shall be served and returned in the same manner as a subpoena in a criminal case is served and returned. The fees and mileage of the sheriff and witness shall be the same as that allowed in the common pleas court in criminal cases, which fees

Digitized by Google

and mileage shall be paid from the fund in the state treasury for the use of the board in the same manner as other expenses of the said board are paid.

Depositions of witnesses.

Depositions of witnesses residing within or without the state may be taken by the board in the manner prescribed by law for like depositions in civil action in the common pleas court. In any case of disobedience thereto or neglect of any subpoena served on any person or the refusal of any witness to testify to any matter regarding which he may lawfully be interrogated, it shall be the duty of the common pleas court of any county where such disobedience, neglect or refusal occurs, or any judge thereof, on application by the secretary of the state medical board to compel obedience by attachment proceedings for contempt as in the case of disobedience of the requirements of a subpoena issued from such court or a refusal to testify therein.

Appeal from action of board to common pleas court.

Sec. 1276. An appeal may be taken from the action of the state medical board refusing to grant or suspending or revoking a certificate or license for the causes named in the preceding section to the common pleas court of Franklin county or to the common pleas court of the county in which the person who has been refused a license or whose license has been suspended or revoked resides. The judgment of the common pleas court may be reviewed upon proceedings in error in the court of appeals.

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 1275 and section 1276 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 20, 1915.
Approved April 26, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 26th day of April, A. D. 1915. 58G.

[House Bill No. 664.]

AN ACT

To exempt from taxation property used for the support of children's homes for poor children.

Be it enacted by the General Assembly of the State of Ohio:

Section 5353-1. SECTION 1. Property, real, personal, and mixed, the net income of which is used solely for the support of institutions used exclusively for children's homes for poor children, the

Property used for support of children's home exempt.

Digitized by Google

The sectional number on the margin hereof is designated as provided by law. EDWARD C. TURNER, *Attorney General.*

real estate on which said institutions are located, and the buildings connected therewith, shall be exempt from taxation.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 21, 1915.
Approved April 22, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of April, A. D. 1915. 59G.

[House Bill No. 342.]

AN ACT

To amend section 5649-3b of the General Code, relating to the budget commission.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5649-3b of the General Code be amended to read as follows:

County budget commission, members of, powers and duties.

Sec. 5649-3b. There is hereby created in each county a board for the annual adjustment of the rates of taxation and fixing the amount of taxes to be levied therein, to be known as the budget commissioners. The county auditor, the county treasurer and the prosecuting attorney shall constitute such board. The budget commissioners shall meet at the auditor's office in each county on the first Monday in August annually, and shall complete their work on or before the third Monday in that month, unless for good cause the tax commission of Ohio shall extend the time for completing the work. Each member shall be sworn faithfully and impartially to perform the duties imposed upon him by law. Two members shall constitute a quorum. The auditor shall be the secretary of the board and shall keep a full and accurate record of all proceedings. The auditor shall appoint such messengers and clerks as the board deems necessary, who shall receive not to exceed three dollars per day for their services for the time actually employed, which shall be paid out of the county treasury. The budget commissioners shall be allowed their actual and necessary expenses. Such expenses shall be itemized and sworn to by the person who incurred them and paid out of the county treasury when approved by the board. For the purpose of adjusting the rates of taxation and fixing the amount of taxes to be levied each year the county auditor and the budget commissioners shall be governed by the amount of the taxable property as shown on the auditor's tax list for the current

Digitized by Google

year; provided, that if the auditor's tax list has not been completed, the county auditor shall estimate as nearly as practicable the amount of the taxable property for such year and such officers shall be governed by such estimate.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 5649-3b of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day of April, A. D. 1915. 60G.

[House Bill No. 398.]

AN ACT

To amend section 9 of an act passed April 25, 1898, entitled, "An act to create a monument committee, to be called the permanent soldiers', sailors' and pioneers' monument committee of Butler county, Ohio; and to empower and direct the commissioners of Butler county, Ohio, to levy a tax to build monuments commemorative of the soldiers, sailors and pioneers of said county."

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 9 of an act entitled "An act to create a monument committee, to be called the permanent soldiers', sailors' and pioneers' monument committee of Butler county, Ohio; and to empower and direct the commissioners of Butler county, Ohio, to levy a tax to build monuments commemorative of the soldiers, sailors and pioneers of said county", passed April 25, 1898, be amended to read as follows:

Monument at Hamilton turned over to Butler county for care and upkeep.

Sec. 9. In the case of the monument at Hamilton, the city of Hamilton shall turn the same over to the said county of Butler, which county shall care for the same and the grounds surrounding it, and shall be empowered to employ a janitor therefor, one of the qualifications of whom shall be that he is an honorably discharged soldier or sailor from the United States army or navy who shall have sole care and control of said monument and the site of the same, and who shall be vested with all the ordinary powers of a policeman. After the same has been turned over as herein provided, the duties and powers of said city shall cease, and all balance of the monument fund shall be turned into the county treasury of the county of Butler, and shall be known as the "monument fund," and shall be used in keeping in repair said monument and grounds. When the said monu-

Digitized by Google

ment and site are turned over to the said county of Butler as herein provided, it shall be a charge against said county and all expenses necessary to maintain and keep in repair said monument, beautify the grounds and all other necessary expenses connected therewith shall be paid by said county out of said monument fund. And when said fund becomes exhausted they shall be paid out of the general expense fund of said county.

www.libtool.com.cn

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That original section 9 of the above act be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day of April, A. D. 1915. 61L.

[House Bill No. 405.]

AN ACT

To amend sections 2312 and 2313 of the General Code and supplement section 2313 of the General Code, by the enactment of section 2313-3 for the purpose of providing for deficiencies in appropriations, for the expenses of this state and for emergencies.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 2312 and 2313 of the General Code, are hereby amended and section 2313 supplemented by the enactment of an additional section to be designated as section 2313-3, to read as follows:

Sec. 2312. There shall be an emergency board to consist of the governor, auditor of state, attorney general, chairman of the senate finance committee, and chairman of the house finance committee. The governor shall be president and the auditor of state shall be secretary of the board. The secretary shall keep a complete record of all its proceedings. The chairman of the senate and house finance committee shall be paid their necessary traveling expenses upon presentation to the auditor of state of an itemized account of the same, while engaged in their duties as such members, which shall be paid from the funds appropriated for the payment of expenses of legislative committees, upon vouchers approved by the auditor of state, and the auditor of state is hereby authorized to draw his warrants upon the treasurer of the state therefor.

Organization; expenses.

Digitized by Google

How authority obtained to make expenditures in case of deficiency or emergency.

Sec. 2313. In case of any deficiency in any of the appropriations for the expenses of an institution, department or commission of the state for any biennial period, or in case of an emergency requiring the expenditure of money not specifically provided by law, the trustees, managers, directors or superintendent of such institution, or the officers of such department or commission, may make application to the emergency board for authority to create obligations within the scope of the purpose for which such appropriations were made or to expend money not specifically provided for by law. Such applicant shall fully set forth to the secretary in writing the facts in connection with the case. As soon as can be done conveniently, the secretary shall arrange for a meeting of the board, and shall notify the applicant of the time and place of the meeting and request his presence. No authority to make such expenditures shall be granted with the approval of less than four members of the board, who shall sign it.

www.lbtool.com.cn

How officer may attend conference or convention outside state; expenses.

Sec. 2313-3. No executive, legislative or judicial officer, board, commission or employe of the state shall attend at state expense any association, conference or convention outside the state unless authorized by the emergency board. Before such allowance may be made, the head of the department shall make application in writing to the emergency board showing necessity for such attendance and the probable cost to the state. If a majority of the members of the emergency board approve the application, such expense shall be paid from the emergency fund.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That said original sections 2312 and 2313 of the General Code, be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day of April, A. D. 1915. 62G.

Digitized by Google

[House Bill No. 636.

AN ACT

www.libtool.com.cn

To extend the time for repayment of funds of the state of Ohio deposited at interest with building and loan associations located in districts devastated by the flood of 1913, and to repeal an act passed February 16, 1915, entitled "An act to extend the time for repayment of funds of the state of Ohio deposited at interest with building and loan associations located in districts devastated by the flood of 1913."

Be it enacted by the General Assembly of the State of Ohio:

Extension of time for repayment of state deposits with building and loan associations in flood districts.

SECTION 1. That, whereas, certain of the inactive funds of the state of Ohio, deposited with building and loan associations located in those parts of the state devastated by unprecedented floods of 1913, under an act of the legislature passed April 10, 1913, and entitled "An act to make building and loan associations organized under the laws of the state of Ohio and located in those portions of the state of Ohio affected by the floods of 1913, depositories of state funds for a period not to exceed two years," will be needed after the expiration of said period of two years to enable the further accomplishment of the purpose of said act, in securing the peace and health of the people located in such districts, through the rehabilitation of homes and by effecting more complete sanitation of devastated property, the state treasurer of the state of Ohio is hereby authorized and directed to extend the time for payment of such said funds as still remain on deposit, for a further period of two years from April 10, 1915, the date of the expiration of said original term, upon the terms and conditions provided in section 2.

Conditions of holding and repayment.

SECTION 2. Such deposits now outstanding shall be held for the time so extended and repaid under all the terms and conditions prescribed in said original act of April 10, 1913, not in conflict with the extension of time herein provided and such building and loan associations receiving such extension of time shall secure the deposits so held by them for the additional time herein granted by surety company bonds acceptable to the state treasurer in an amount equal to said deposit plus five per cent., or by such other securities as are named in section 3 of said original act passed April 10, 1913, and conditioned as therein provided.

Repeal.

SECTION 3. The act passed February 16, 1915, entitled "An act to extend the time for repayment of funds of the state of Ohio deposited at interest with building and loan associations located in districts devastated by the flood of 1913," is hereby repealed.

Emergency act.

SECTION 4. This act is hereby declared to be an emergency law necessary for the immediate preservation of the public peace, health and safety and shall take effect and be in force from and after its passage. The necessity arising from the fact that by reason of the widespread destruction of and damage to residences in such flooded districts and

Digitized by Google

of the sewer connections and sanitary arrangements in the homes therein, the public peace, health and safety are menaced and would be conserved and benefited by continuing said deposit of state funds in said building and loan associations in such flooded districts for such additional period of two years to enable such associations to continue to supply money to property owners in such districts for rebuilding and repairing their homes and residences and placing them in sanitary condition.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day f April, A. D. 1915. 63G.

[House Bill No. 637.]

AN ACT

To repeal section 5601 of the General Code relating to the publication of the assessments of real estate.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5601 of the General Code (103 O. L. 792) be and the same is hereby repealed.

Publication of assessments of real estate.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day of April, A. D. 1915. 64G.

[House Bill No. 252.]

AN ACT

To provide for the preservation of Fort Laurens by the state of Ohio.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That for the purpose of preserving the revolutionary earthworks known as Fort Laurens, situated in Laurens township, Tuscarawas county, Ohio, a committee of five shall be appointed, two by the president of the senate, two by the speaker of the house of representatives, and one by the governor. Said committee when appointed

Preservation of Fort Laurens, Tuscarawas county; committee to purchase.

Digitized by Google

is authorized in behalf of the state, to purchase for the state the lands upon which Fort Laurens is located, and such additional land adjacent thereto as may be necessary to properly restore said fort and works, to include not to exceed thirty acres of land.

Such purchase and title to such land shall be approved by the governor and the attorney general of the state, before the same is accepted, and when accepted shall be conveyed to the state of Ohio, and the deed thereof shall be duly recorded and deposited with the auditor of state.

Care and control by Ohio archaeological and historical society.

SECTION 2. That the care and control of the site of Fort Laurens, located in Tuscarawas county, Ohio, and being the first fort established west of the Ohio river, shall be vested in the board of trustees of the Ohio archæological and historical society, who shall hold the lands and property thereon subject to such use as the general assembly may by law direct.

Appropriation.

SECTION 3. That for the purpose of carrying out the provisions of this act, and defraying the expenses of the committee, there is hereby appropriated out of any moneys in the state treasury, to the credit of the general revenue fund and not otherwise appropriated a sum not to exceed five thousand five hundred dollars.

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day of April, A. D. 1915. 65L.

[House Bill No. 266.]

AN ACT

To amend section 2734 of the General Code relative to county depositories.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2734 of the General Code be amended to read as follows:

Form of hypothecation; release.

Sec. 2734. The hypothecation of such securities shall be the proper legal transfer thereof as collateral which shall stipulate that such securities shall be the property of the county in case of any default on the part of the bank in its capacity as depository, and that the negotiation or release thereof by the commissioners shall require the signature of at least two members of the board of county commissioners.

Digitized by Google

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, Attorney General.

SECTION 2. That said original section 2734 of the General Code be and the same is hereby repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day of April, A. D. 1915. 66G.

[House Bill No. 297.]

AN ACT

To amend sections 22 and 30 of an act establishing a municipal court for the city of Hamilton, Butler county, Ohio, and fixing the jurisdiction thereof, and providing for a judge thereof, and other necessary officers, and defining duties, passed April 17, 1913, and approved May 2, 1913, and to repeal said original sections 22 and 30 of said act.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 22 and 30 of an act establishing a municipal court for the city of Hamilton, Butler county, Ohio, and fixing the jurisdiction thereof, and providing for a judge thereof, and other necessary officers, and defining duties, be and the same are hereby amended to read as follows:

Section 1579-111. Sec. 22. Proceedings in error or appeal may be taken to the common pleas court of Butler county from a final judgment or order of the municipal court in the same manner and under the same conditions as provided by law for proceedings in error from the common pleas court, to the court of appeals, excepting that the amount of the bond in case of appeal shall in no case be less than fifty dollars. Proceedings in error or appeal; bond.

Section 1579-119. Sec. 30. The costs in civil and criminal cases shall be the fees of witnesses and jurors, and the costs of summoning the same as provided by law for such costs in the court of common pleas. Costs.

The sectional numbers on the margin hereof are designated as provided by law. EDWARD C. TURNER, Attorney General.

SECTION 2. That said original sections 22 and 30 of said act be, and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day of April, A. D. 1915. 67G.

Digitized by Google

[Am. Senate Bill No. 43.]

AN ACT

www.libtool.com.cn

To amend sections 508, 528 and 541 of the General Code relating to the public utilities commission of Ohio.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 508, 528 and 541 of the General Code be amended to read as follows:

Changes in schedules; notice; copies.

Sec. 508. No change thereafter shall be made in any schedule, including schedule of joint rates, or in any classification, except upon thirty days' notice to the commission. All such changes shall be plainly indicated upon existing schedules, or by filing new schedules thirty days prior to the time they are to take effect, but the commission may, in its discretion and for good cause shown, allow changes upon less than the notice herein specified, or modify the requirements of this section in respect to publishing, posting, and filing of tariffs, either in particular instances or by a general order applicable to special or peculiar circumstances or conditions. Copies of all new schedules shall be filed as provided in the preceding section in every depot, station and office of such railroad thirty days prior to the time they are to take effect, unless the commission shall prescribe a less time.

Commission may investigate upon its own motion.

Sec. 528. If the commission believes that any rate or rates, or charge or charges, may be unreasonable or unjustly discriminatory, and that an investigation relating thereto should be made, it may investigate them upon its own motion. Before such investigation it shall present to the railroad a statement in writing setting forth the rate or charge to be investigated. Thereafter, on ten days' notice to the railroad of the time and place of such investigation, the commission may proceed to investigate such rate or charge in the same manner and make like orders in respect thereto, as if such investigation had been made upon complaint.

Hearing upon new rate or charge; power of commission to suspend new rate or charge.

Whenever there shall be filed with the commission any schedule stating a new individual or joint rate or charge, or any new individual or joint classification, or any new individual or joint regulation or practice affecting any rate or charge, the commission shall have, and it is hereby given, authority, either upon complaint or upon its own initiative without complaint, at once, and if it so orders, without answer or other formal pleading by the interested carrier or carriers, but upon reasonable notice, to enter upon a hearing concerning the propriety of such rate, charge, classification, regulation or practice; and pending such hearing and the decision thereon, the commission upon filing with such schedule and delivering to the carrier or carriers affected thereby, a statement in writing of its reasons for such suspension, may suspend the operation of such schedule

Digitized by Google

and postpone the use and operation of such rate, charge, classification, regulation or practice, but not for a longer period than thirty days beyond the time when such rate, charge, classification, regulation or practice would otherwise go into effect; and after a full hearing, whether completed before or after the rate, charge, classification, regulation or practice goes into effect, the commission may make such order in reference to such rate, charge, classification, regulation or practice as would be proper in a proceeding initiated after the rate, charge, classification, regulation or practice, had become effective; Provided, that if any such hearing cannot be concluded within the period of suspension, as above stated, the commission may, in its discretion, extend the time of suspension for a further period not exceeding thirty days. At any hearing involving a rate increased after January 15, 1915, or of a rate sought to be increased after this section shall have become effective, the burden of proof to show that the increased rate or the proposed increased rate is just and reasonable shall be upon the common carrier, and the commission shall give to the hearing and decision of such question preference over all other questions pending before it, and decide the same as speedily as possible.

Rates, fares, etc., fixed by commission prima facie lawful and in force for two years.

Sec. 541. All rates, fares, charges, classifications and joint rates fixed by the commission shall be in force and be prima facie lawful for two years from the day they take effect, or until changed or modified by the commission, or by an order of a competent court in an action under the provisions of this chapter.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

Sec. 2. That original sections 508, 528 and 541 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 30th day of April, A. D. 1915. 68G.

Digitized by Google

[House Bill No. 282.]

AN ACT

www.libtool.com.cn

To amend section 14848 of the General Code, relative to the erection of soldiers' monuments or memorials by county commissioners, and to repeal said original section 14848 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 14848 of the General Code relative to the erection of soldiers' monuments or memorials by county commissioners be amended to read as follows:

County commissioners authorized to submit question of tax levy for soldiers' memorial.

Sec. 14848. The commissioners of any county in this state be and they are hereby authorized to submit to a vote of the people of said county, at any general election for state and county officers, the question whether or not a tax of not more than one-half mill upon each dollar shall be levied upon all property upon the tax duplicate of said county to raise a fund wherewith to erect a monument or other suitable memorial structure to perpetuate the memory of soldiers from said county who served in the union army during the late rebellion. Providing, however, that in order to improve or maintain county property the commissioners of any county may appropriate from the general fund of the county, and without submitting the same to a vote of the people, any amount, or amounts not to exceed fifteen hundred dollars, for the purpose of erecting or assisting in the erection upon county property of such memorial for the soldiers and sailors or for the repairing of any such memorial already erected.

Appropriation without submission to vote.

SECTION 2. That said original section 14848 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity with the appendix to the General Code. Being a related section it is not practicable to give same a General Code number.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved April 29, 1915.

FRANK B. WILLIS,
Governor.

EDWARD C. TURNER,
Attorney General.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of May, A. D. 1915. 69G.

Digitized by Google

[House Bill No. 265.]

AN ACT

www.libtool.com.cn

To supplement section 12613 of the General Code by the enactment of supplemental section 12613-1, relating to motor vehicles.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 12613 of the General Code be supplemented by the enactment of supplemental section 12613-1, to read as follows:

Sec. 12613-1. Whoever knowingly, buys, sells, receives, disposes of, conceals or has in his possession any motor vehicle, as defined in section 6290 of the General Code, from which the manufacturer's serial number or any other distinguishing number or identification mark has been removed, defaced, covered, or destroyed, for the purpose of concealing or destroying the identity of the said motor vehicle, shall be fined not more than two hundred dollars or imprisoned not more than six months or both.

Penalty for sale, etc., of motor vehicle from which number has been removed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 20, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 70G.

[House Bill No. 323.]

AN ACT

To regulate the practice of nursing in the state of Ohio.

Be it enacted by the General Assembly of the State of Ohio:

Section 1295-1. SECTION 1. Within sixty days after this act becomes operative the state medical board shall employ a secretary, entrance examiner and three nurses; said three nurses with the secretary of the state medical board shall constitute the nurses' examining committee, this committee to be chosen from ten nominations made by the Ohio association of graduate nurses. The secretary of the state medical board shall be the secretary and executive officer of the committee. One nurse shall be employed for one year, one for two years, and one for three years and thereafter, as the term of any nurse expires a successor shall be employed in the manner hereinbefore specified for a term of three years. One of the nurses so employed shall be designated as chief examiner. The secretary shall have the power to administer oaths. Each person so employed shall file with

Nurses' examining committee; qualification and term.

Digitized by Google

the secretary an affidavit that she is a resident of Ohio, a graduate of a recognized training school for nurses and in addition thereto, she shall have had not less than five years' experience in nursing.

www.tintool.com.cn

Section 1295-2. Compensation.

SECTION 2. Each member of the nurses' examining committee except the secretary shall receive five dollars for each day employed in the discharge of her official duties and her necessary expenses so incurred, except the secretary, entrance examiner and chief examiner, who shall receive an annual salary, to be fixed by the state medical board, and their necessary expenses incurred in the performance of their official duties.

Section 1295-3. Place of meeting.

SECTION 3. The nurses' examining committee shall meet in Columbus on the second Tuesday of January and July of each year, and at such other times and places as the state medical board may direct.

Section 1295-4. Record of proceedings and register of applicants.

SECTION 4. The secretary of the nurses' examining committee shall keep a record of its proceedings. The secretary shall also keep a register of applicants for certificates, showing the name of the applicant; the name and location of the institution granting her a certificate or diploma of graduation in nursing, and whether she was granted or refused a certificate. The books and records of the committee shall be prima facie evidence of matters therein contained.

Qualifications required and procedure to entitle graduate applicant to certificate.

SECTION 5. On and after January 1, 1916, no person shall practice nursing as a registered nurse in this state without first complying with the requirements of this act. All graduates in nursing shall either personally or by letter or proxy, present their diplomas to the nurses' examining committee for verification. Accompanying such diploma the applicant shall file an affidavit, duly attested, stating that the applicant is the person named in the diploma and is the lawful possessor of the same. The applicant shall state date of birth and the actual time spent in the study of nursing. If the committee shall find the diploma to be genuine and from a nurses' training school in good standing, connected with a hospital or sanatorium in good standing, as defined by the state medical board, and the person named therein to be the person holding and presenting the same, and that said person has paid the fee as hereinafter provided for the examination of applicants, the committee shall issue a certificate to that effect signed by its secretary and chief examiner; such certificate, when left with the probate judge for record as hereinafter required, shall be conclusive evidence that its owner is entitled to practice nursing as a registered nurse in this state.

Examination of applicants other than graduates.

All other persons desiring to engage in such practice in this state, shall apply to the nurses' examining committee for a certificate, and submit to the examination hereinafter provided, except that all students who were on May 1, 1915, matriculated in a training school for nurses located in the state of Ohio, recognized by the state medical board

Digitized by Google

of Ohio, and who shall have graduated subsequent to May 1, 1915, and who shall file their diploma for registration prior to June 1, 1918, shall receive certificates as heretofore provided. The applicant shall file with the secretary a written application, under oath, on a form prescribed by the state medical board, and provide proof that said applicant is more than twenty-one years of age and of good moral character. The applicant shall file documentary evidence that before matriculating in a training school for nurses, said applicant received an education equivalent to that required for completion of the first year of a high school course of the first grade, in this state, or four units of high school work as defined in the school laws of Ohio, and evaluated by the entrance examiner of the state medical board in the same manner as provided in section 1270 of the General Code of Ohio, and a diploma of graduation from a training school in good standing, connected with a hospital or sanatorium in good standing, as defined by the state medical board, at the time the diploma was issued. At the time of application the applicant shall present such diploma with the affidavit that said applicant is the person named therein and is the lawful possessor thereof, stating date of birth, residence, the training school or schools at which said applicant obtained education and training in nursing, the time spent in each, the time spent in the study and training of nursing, and such other facts as the state medical board requires. If engaged in the practice of nursing, the affidavit shall state the period during which and the place where said nurse has been so engaged.

Section 1295-6. When applicant shall be admitted to examination.

SECTION 6. If the committee finds the applicant possesses the credentials necessary for admission to the examination, that the diploma is genuine and was granted by a training school for nurses in good standing connected with a hospital or sanatorium in good standing as defined by the state medical board, that the person named in the diploma is the person holding and presenting it and is of good moral character, the committee shall admit the applicant to an examination.

Section 1295-7. Subjects in which examination shall be made.

SECTION 7. The examination of applicants for certificates to practice nursing shall be conducted under rules prescribed by the state medical board. Each applicant shall be examined in anatomy, physiology, obstetrics, bacteriology, hygiene, materia medica, dietetics, practical nursing, and such other subjects as the board and committee may require.

Section 1295-8. Issuance of certificate; record of in probate court.

SECTION 8. If the applicant pass such examination and has paid the fee required by law, the committee shall issue its certificate to this effect, signed by its secretary and the chief examiner. Such certificate when deposited for record with the probate judge as required by law, shall be conclusive evidence that the person to whom it is issued is entitled to practice as a registered nurse in this state. An

Digitized by Google

affirmative vote of not less than three members of the committee is required for the issuance of a certificate.

Section 1295-9. Grounds for refusal and revocation.

SECTION 9. The nurses' examining committee may refuse to grant a certificate to a person guilty of fraud in passing the examination, or at any time guilty of felony or gross immorality, or addicted to the liquor or drug habit to such a degree as to render said person unfit to practice nursing as a registered nurse. Upon notice and hearing the committee, by a vote of not less than three members, may revoke or suspend a certificate for like cause or causes. Such certificate may also be revoked or suspended on proof of violation of the rules and requirements established by the state medical board regulating the practice of nursing.

Section 1295-10. Appeal to state medical board.

SECTION 10. An appeal may be taken from the action of the nurses' examining committee refusing to grant, revoking or suspending a certificate, for the causes named in the preceding section, to the state medical board, whose decision affirming or overruling the action of the committee shall be final.

Section 1295-11. Fee for examination.

SECTION 11. Each applicant for a certificate to practice nursing as a registered nurse in this state shall pay a fee of not to exceed ten dollars for examination, which fees shall be fixed by the state medical board. The fees for examination shall be paid in advance to the treasurer of the state medical board and by him paid into the state treasury to the credit of a fund for the use of the said board in the enforcement of this act.

Section 1295-12. Record of certificate in probate court required.

SECTION 12. Each person who receives a certificate to practice nursing as a registered nurse, before beginning to practice must deposit said certificate for record with the probate judge of the county in which said person resides. The probate judge shall record in a book kept for that purpose and indorse on the margin of the record and on the certificate the time when he received it for record and make an index to all certificates thus received and recorded. The probate judge shall also note the revocation or suspension of a certificate. The holder of a certificate must keep said certificate on record with the probate judge of the county in which actual residence is established.

Section 1295-13. Fee of probate judge.

SECTION 13. For services under the provisions of this chapter, the probate judge shall receive from the holder of the certificate a fee of fifty cents.

Section 1295-14. List of certificates recorded furnished by probate judge.

SECTION 14. During the month of December in each year, the probate judge shall furnish the secretary of the nurses' examining committee a list of certificates recorded and in force, and certificates revoked or suspended.

Section 1295-15. When examination of nurse registered in another state may be dispensed with.

SECTION 15. The state medical board may dispense with the examination of a nurse duly authorized to practice nursing as a registered nurse in another state, or the District of Columbia, who wishes to remove from such state or district and reside and practice as a registered nurse in this state, upon said nurse complying with the rules and requirements established by the state medical board regu-

Digitized by Google

lating such matters, and upon the payment of a fee of not more than ten dollars; provided the laws of such state or district require of the nurses practicing therein qualifications of a grade equal to those required of nurses practicing in the state of Ohio, and equal rights are accorded by such state or district to nurses of Ohio holding a certificate of the state medical board who desire to remove to, reside and practice as a registered nurse in such state or district.

www.libtool.com.cn

Section 1295-16. SECTION 16. All persons shall be regarded as practicing nursing as registered nurses within the meaning of this act who use the words or letters "R. N.", "Registered Nurse", or any other title in connection with their names which in any way represent them as registered nurses, or who by any means accept employment by representing themselves as registered nurses.

Use of certain letters or title regarded as practicing.

Section 1295-17. SECTION 17. Nothing contained in this act shall be construed in any way to prevent or prohibit the performance of services either with or without compensation in nursing the sick or injured by any person, provided such services are not performed by such person as a registered nurse.

Service performed not as registered nurse may be compensated.

Section 1295-18. SECTION 18. The compensation and expenses of the members and officers of the nurses' examining committee, and the necessary expenses of the committee shall be paid from a fund in the state treasury for the use of the board in the enforcement of this act, upon a warrant of the auditor of state, issued upon vouchers signed by the president and secretary of the state medical board.

Compensation and expenses of committee, how paid.

Section 1295-19. SECTION 19. The secretary of the nurses' examining committee shall enforce the provisions of the law relating to the practice of nursing in this state. If he has knowledge or notice of the violation of such law, he shall investigate the matter and upon probable cause appearing shall file a complaint and prosecute the offender. When requested by the secretary, the prosecuting attorney of the proper county shall take charge of and conduct such prosecution.

Who shall investigate and prosecute violations.

Section 12715-1. SECTION 20. Whoever practices nursing as a registered nurse, without first obtaining a certificate from the nurses' examining committee of the state medical board, in the manner required herein or so practices nursing as a registered nurse after such a certificate has been duly revoked or, if suspended, during the time of such suspension, shall be fined not to exceed one hundred dollars. A certificate duly certified by the secretary of the nurses' examining committee to the effect that it appears from the records of the nurses' examining committee that no certificate to practice as a registered nurse in the state of Ohio has been issued to any person or persons specified therein or that a certificate, if issued, has been revoked or suspended, shall be received as prima facie evidence of the record in any court or before any officer of the state.

Penalty for practicing as registered nurse without certificate.

Section 12715-2. SECTION 21. All fines collected under the preceding section shall be paid to the state medical board, and by it

Disposition of fines.

Digitized by Google

paid into the state treasury to the credit of the fund herein provided.

www.hbook.com.cn

Section 1295-20. Not in conflict with law relating to practice of medicine.

SECTION 22. Nothing in this act shall, in any way, be construed to be in conflict with the laws of this state relating to the practice of medicine and surgery.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 71G.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

[Am. Senate Bill No. 168.]

AN ACT

Providing that the remaining bonds to be issued under an act passed May 17, 1911 (102 O. L. 111) may bear a higher rate of interest than provided in said act.

Be it enacted by the General Assembly of the State of Ohio:

Trustees may issue bonds for terminal facilities and betterment of railway at higher rate than provided by former act.

SECTION 1. That the bonds remaining to be issued under the provisions of the act passed May 17, 1911 (102 O. L. 111) entitled "An act supplementary to an act passed April 23, 1898 (93 O. L. p. 637) entitled 'An act supplementary to an act relating to cities of the first class having a population exceeding one hundred and fifty thousand inhabitants, passed May 4, 1869 (66 O. L. p. 80)' and to all acts supplementary to said act of May 4, 1869" and authorizing the board of trustees appointed under the act of May 4, 1869, to issue additional bonds for terminal facilities and permanent betterments for the line of railway", and the act passed March 5, 1913 (103 O. L. 113) entitled "An act to supplement "An act supplementary to an act passed April 23, 1898 (93 O. L. p. 637) entitled 'An act supplementary to an act relating to cities of the first class having a population exceeding one hundred and fifty thousand inhabitants, passed May 4, 1869 (66 O. L. p. 80)' and to all acts supplementary to said act of May 4, 1869, and authorizing the board of trustees appointed under the act of May 4, 1869, to issue additional bonds for terminal facilities and permanent betterments for the line of railway" to which this act is supplementary, and any of said bonds which may be issued after the passage of this act, may bear

Digitized by Google

interest at a rate not to exceed five per centum per annum. Said bonds shall not be sold for less than par, and shall not be issued until the lessee of the railway shall enter into an agreement to pay by way of additional rental for said line of railway such sum annually as will equal said interest and provide a sinking fund for their final redemption. Said bonds shall be secured by a pledge of the faith of the city and a tax in addition to all other taxes for municipal purposes which shall be annually levied by the council of said city on the real and personal property returned on the grand levy sufficient to pay the interest thereon and provide a sinking fund for their final redemption, and said bonds may be made payable both as to principal and interest in any lawful money of the United States and at such times and places and in such sums as shall be deemed best by the board issuing same.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed April 20, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 72G.

[House Bill No. 356.]

AN ACT

To supplement section 6294 of the General Code by enacting section 6294-1, relating to the registration of motor vehicles.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 6294 of the General Code be supplemented by enacting section 6294-1 as follows:

Transfer of ownership a cancellation of registration; removal of number.

Sec. 6294-1. Upon the transfer of ownership of motor vehicles its registration shall expire, and it shall be the duty of the original owner to immediately notify the secretary of state of the name and address of the new owner and return to the secretary of state the registration certificate for cancellation. The original owner shall also remove number plates from a motor vehicle upon transfer of ownership of such motor vehicle. Should the original owner make application for the registration of another motor vehicle within thirty days after such cancellation he may file a new application, accompanied by a fee of one dollar and

Digitized by Google

the secretary of state shall assign the number and number plates previously issued to him for the unexpired period of the original registration.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 73G.

[House Bill No. 363.]

AN ACT

To provide for the relief of Ezekiel Floro, Fred Hille, C. H. Fedderson, John E. Floro and John Harder.

WHEREAS, At the November term, 1914, of the court of common pleas of Ottawa county, Ohio, in a certain case entitled the state of Ohio on relation of Scott Stahl, prosecuting attorney of Ottawa county, Ohio, vs. Ezekiel Floro, et al., and being cause 6078 on the docket of said court, a judgment was rendered against the defendants in said action in the sum of $2,368.66 with interest from the seventh day of November, 1914, and the costs of suit amounting to $289.67, and,

WHEREAS, Said judgment is for the benefit of Benton township in the county of Ottawa, Ohio, and is based upon the fact of a shortage in the account of said Ezekiel Floro as treasurer of said Benton township, and

WHEREAS, It is claimed that said shortage was due to certain errors and not to any criminal purpose on the part of said Ezekiel Floro, and that the citizens of said Benton township, generally, desire that said parties be released from the payment of said judgment; therefore

Be it enacted by the General Assembly of the State of Ohio:

Release of Ezekiel Floro, et al., from judgment rendered.

SECTION 1. That upon the filing with the clerk of said Benton township, Ottawa county, Ohio, of a petition, signed by a majority of the voters of said Benton township, voting at the election held on the 3d day of November, 1914, praying that said parties be released from the payment of said judgment, and upon payment of said costs and the costs of said clerk of Benton township in making a record of said petition, and the cost of entering satisfaction of said judgment, the trustees of Benton township shall have the power to pass a resolution releasing the said parties from the payment of said judgment and authorizing the clerk to

Digitized by Google

cause said judgment to be released of record. Upon passage of said resolution and the payment of said costs and expenses, said parties shall be released from the payment of said judgment and said judgment shall be cancelled and forever held for naught.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 74L.

[House Bill No. 585.]

AN ACT.

To amend section 1866 of the General Code to provide for payment of compensation to employes.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1866 of the General Code be amended to read as follows:

Manufacturing fund for compensation of prisoners and purchase of materials and machinery.

Sec. 1866. For the purchase of material and machinery used in manufacturing industries, for payment of compensation to employes necessary to carry on said industries, and for providing a fund out of which prisoners confined in penal institutions may be paid a portion of their earnings in the manner hereinafter provided, a special appropriation shall be made to be known as the manufacturing fund. Receipts from the sales of manufactured articles shall not be turned into the state treasury, but shall be credited to said fund, to be used for the purchase of further materials, machinery and supplies for such industries, for payment of compensation to employes necessary to carry on said industries, and for payments to convicts or their families as hereinafter provided, and the board of administration shall make a full monthly report of the products, sales, receipts, disbursements and payments to and from said fund to the state auditor.

Equitable portion of earnings credited to prisoners; cancellation of credits.

The board of administration may place to the credit of each prisoner such amount of his earnings as it deems equitable and just, taking into consideration the character of the prisoner, the nature of the crime for which he was imprisoned and his general deportment. Such credit shall not exceed the difference between the cost of maintaining such prisoner and the amount his labor, in the opinion of the board of administration, is reasonably worth. The earn-

Digitized by Google

ings so credited to such prisoner shall be paid to him or his family out of said manufacturing fund at such time, in such manner and in such amounts as the board of administration directs. The board of administration may cancel all or any portion of the earnings credited to a prisoner, for violation of rules, want of propriety or any other reason which in its judgment justifies such action.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 1866 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 75G.

[House Bill No. 88.]

AN ACT

To amend section 1428 of the General Code, relating to the protection of game fish.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1428 of the General Code be amended to read as follows:

Taking or catching black and other species of bass.

Sec. 1428. No person shall take, catch, or have in possession a black bass less than ten inches in length, nor a calico or strawberry bass or rock bass less than five inches in length, nor take or catch a black bass, calico or strawberry bass or rock bass in either of the fishing districts of this state, except with hook and line with bait or lure, and no person shall catch more than twelve black bass nor more than forty blue gills in any one day. In the inland fishing district of this state, black bass shall not be taken in any manner between the first day of May and the thirty-first day of May both inclusive. In the Lake Erie fishing district black bass shall not be taken in any manner between the twenty-fifth day of May and the fifteenth day of July, both inclusive; but if black bass are caught unintentionally in a net in the Lake Erie fishing district and while such net is being lifted are released alive in such a manner

Digitized by Google

as not to injure them, such taking or catching shall not be an offense.

www.libtool.com.cn

SECTION 2. That said original section 1428 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 76G.

[House Bill No. 159.]

AN ACT

To amend section 7095 and to supplement section 7129 of the General Code, by the enactment of an additional section to be known as section 7129-1, relating to road districts.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 7095 be amended to read as follows:

Organization of road districts.

Sec. 7095. Not less than two nor more than four adjacent townships in any county, occupying contiguous and compact territory, may organize into road districts. Such road districts shall be governed and controlled for the purpose of constructing pikes and improving roads, as hereinafter provided by a road commission composed of one member from each township.

Dissolution of district by absorption of township by municipality.

Provided that where a road district, organized under the provisions of this law is composed of two or more townships, one of which after the organization of such road district becomes, or has become, wholly incorporated into and absorbed by a municipality therein, such incorporation of said township shall, forthwith, from and after the time when this act goes into effect, without further legislation automatically work a dissolution of said existing road district, in so far as the incurring of new obligations binding upon the property in such township is concerned. Any unfinished contracts in such road district shall be completed under the supervision of the county commissioners and paid for by them out of the funds of such district.

SECTION 2. That section 7129 be supplemented by the enactment of an additional section to be known as section 7129-1, to read as follows:

Repair of roads when district has been dissolved; tax levy.

Sec. 7129-1. Where a road district organized under the provisions of this chapter is dissolved by the provisions of section 7095, the roads built by the district roads com-

Digitized by Google

missioners before said dissolution shall be kept in repair by the county commissioners, who shall, for this purpose, levy annually an amount not exceeding one-fourth of one mill upon each dollar's valuation of all the taxable property in said former road district.

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 3. That said original section 7095 be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 77G.

[House Bill No. 220.]

AN ACT

To supplement section 1274 of the General Code by the enactment of sections 1274-1 to 1274-7, both inclusive, for the purpose of regulating further the practice of medicine and surgery in this state by authorizing the examination and registration of practitioners of limited branches thereof.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1274 of the General Code be supplemented by sections to be known and designated as sections 1274-1 to section 1274-7, both inclusive, as follows:

Examination and registration of practitioners of limited branches of medicine or surgery required.

Sec. 1274-1. The state medical board shall also examine and register persons desiring to practice any limited branch or branches of medicine or surgery, and shall establish rules and regulations governing such limited practice. Such limited branches of medicine or surgery shall include chiropractic, naprapathy, spondylotherapy, mechanotherapy, neuropathy, electro-therapy, hydro-therapy, suggestive-therapy, psycho-therapy, magnetic healing, chiropody, Swedish movements, massage, and such other branches of medicine or surgery as the same are defined in section 1286 of the General Code that may now or hereafter exist, except midwifery and osteopathy.

Application, examination, fee, license.

Sec. 1274-2. For the purpose of establishing the practice of such limited branches the state medical board shall call to its aid the designated persons as provided in section 1274-3 of the General Code, and such designated persons shall examine any person who has practiced any such branch in Ohio for a period of at least one year prior to June first, 1915, and who makes application prior to Octo-

Digitized by Google

ber first, 1915, on a form prescribed by the board, in those subjects only which are appropriate to the limited branch of medicine or surgery, for a certificate to practice which his application is made. No such applicant shall be required to comply with the preliminary educational qualifications provided for in section 1274-5 of the General Code. Any person, practicing in Ohio who at the time of the passage of this act shall actually be engaged in this state for a period of five years continuously prior to October first, 1915, in the practice of any one or more of the limited branches of medicine or surgery hereinbefore enumerated, and who shall present to and file with the state medical board an affidavit to that effect after the passage of this act shall be exempted from the examination, and shall be entitled to receive from said board a license to practice, upon the payment to said board of a fee of twenty-five dollars. The examination of all other applicants shall be conducted under rules prescribed by the board and at such times and places as the board may determine. Such examination shall be given in anatomy, physiology, chemistry, bacteriology, pathology, hygiene, diagnosis, and in such other subjects appropriate to the limited branches of medicine or surgery, certificate to practice which is applied for, as the board may require; provided, however, that applicants for certificates to practice massage or Swedish movements shall not be examined in pathology and diagnosis.

Board may call aid in making examinations; compensation.

Sec. 1274-3. For the purpose of conducting such examinations the state medical board shall call to its aid any person or persons of established reputation and known ability in the particular limited branch in which the examination is being held; and in the event that there is in existence a state association or society of practitioners of any such limited branch of medicine or surgery, such association or society, except a state association or society of chiropodists, shall recommend the person or persons to be designated for this service by the board. Any person called by the state medical board to its aid, as provided in this section, shall receive for his services not more than ten dollars per day and his actual and necessary expenses to be fixed and allowed by the state medical board.

Certificate to practice.

If the applicant passes such examination and has paid the fee of twenty-five dollars as required by law, the state medical board shall issue its certificate to that effect. Such certificate shall authorize the holder thereof to practice such limited branch or branches of medicine or surgery as may be specified therein, but shall not permit him to practice any other branch or branches of medicine or surgery nor shall it permit him to treat infectious, contagious or venereal diseases, nor to prescribe or administer drugs, or to perform major surgery.

When board may dispense with examination.

Sec. 1274-4. The state medical board may dispense with the examination of applicants for such limited certificates upon the same reciprocal terms and conditions

Digitized by Google

with respect to such limited branches as are provided in section 1282 of the General Code with respect to physicians and surgeons generally.

Board shall determine standing of school giving instruction.

Sec. 1274-5. The state medical board shall determine the standing of the schools, colleges, institutions or individuals giving instruction in such limited branches. If there shall at any time be such schools, colleges, institutions, or individuals giving instruction in such limited branches, the applicant for such certificate shall, as a condition of admission to the examination, produce a diploma or certificate from such a school, college, institution, or individual in good standing as determined by the board, showing the completion of the required courses of instruction.

Preliminary education of applicant.

The entrance examiner of the state medical board shall determine the sufficiency of the preliminary education of applicants for such limited certificate as is provided in section 1270 of the General Code; provided, however, that the state medical board may adopt rules defining and establishing for any limited branch of medicine or surgery such preliminary educational requirements, less exacting than those prescribed by said section, as the nature of the case may require.

Powers and duties of board.

Sec. 1274-6. The provisions of sections 1268, 1269, and 1274 to 1281, both inclusive, of the General Code, shall in all respects, in so far as the same may be applicable, govern the state medical board, all of the officers mentioned therein, and the applicants for and recipients of such limited certificates; provided, however, that in addition to the power of the board to revoke and suspend certificates provided for in section 1275 of the General Code it may also revoke or suspend the certificate of any one to whom a limited certificate has been issued upon proof of violation of the rules or regulations established by the board governing such limited practice.

Limitations prescribed.

Sec. 1274-7. Nothing in section 1274-1 to 1274-6, both inclusive, of the General Code, shall be so construed as in any way amending sections 1286, 1287 and 12694 of the General Code or as in any way limiting the application of said sections or any other provision of the laws of the state to practitioners of such limited branches of medicine or surgery save as hereinbefore specifically provided.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 78G.

Digitized by Google

[House Bill No. 248.]

AN ACT

Relative to water gate or gates on partition lines between adjacent owners of land.

www.libtool.com.cn

Be it enacted by the General Assembly of the State of Ohio:

Section 5931-1. Construction and maintenance of water gate on line between land owners.

SECTION 1. That when the division line of adjacent land owners crosses a stream of water, through which stream of water it is impracticable to construct and maintain a partition fence, there shall be constructed and maintained a water gate or gates on the division line of the adjacent land owners across such stream, such that will turn live stock, and such water gate or gates shall be built, kept up and maintained in good repair in equal shares unless otherwise agreed upon by them in writing and witnessed by two persons, and if either of the adjacent land owners neglect to build, keep up and maintain such water gate or gates or cannot agree upon the division of the same that each shall build, keep up and maintain, the township trustees shall proceed to assign the portion of such water gate or gates each shall build, keep up and maintain the same as if such water gate or gates was a partition fence between adjacent owners, and all laws applicable to the building, keeping up and maintaining of partition fences shall be applicable to this act, and for determining the liability of such adjacent land owners by reason of trespass of domestic animals upon the lands of the other, such water gate or gates shall be a partition fence.

The sectional number on the margin hereof is designated as provided by law. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.

C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 79G.

Digitized by Google

[House Bill No. 166.]

AN ACT

www.libtool.com.cn

To amend section 8863 of the General Code, relating to the elimination of grade crossings.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 8863 of the General Code be and the same is hereby amended to read as follows:

Alteration or elimination of grade or other crossings.

Sec. 8863. If the council of a municipal corporation in which a railroad or railroads, and a street or other public highway cross each other at a grade or otherwise, or the commissioners of a county in which a railroad or railroads and a public road or highway cross each other at grade, and the directors of the railroad company or companies are of the opinion that the security and convenience of the public require alterations in such crossing, or the approaches thereto, or in the location of the railroad or railroads or the public way, or the grades thereof, so as to avoid a crossing at grade, or that such crossing should be discontinued with or without building a new way in substitution therefor, and if they agree as to the alterations they may be made as hereinafter provided; provided, however, that the commissioners of a county shall have the same powers with respect to that part of a state, county or township road which lies within the limits of a municipal corporation as are conferred upon municipal corporations to alter or require to be altered, any railroad crossings, or to require any improvement in connection therewith to be made, and to apportion the cost thereof between the county and such railroad or railroads, as is provided in sections 8874, 8875, 8876, 8877, 8878, 8879, 8880, 8881, 8882, 8883, 8884, 8885, 8886, 8887, 8888, 8889, 8890, 8891, 8892, 8893 and 8894, of this chapter.

Powers of commissioners with respect to roads lying within municipalities.

SECTION 2. That said original section 8863 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 80G.

Digitized by Google

[House Bill No. 286.]

www.libtool.com.cn

AN ACT

To fix the number of votes necessary for a nomination for an office at a primary election, in the event no nominating petition or declaration of candidacy has been filed.

Be it enacted by the General Assembly of the State of Ohio:

Section 4984-1. SECTION 1. That in the event of any office for which nominations are sought to be made at any primary election, and for which no nominating petitions or declarations of candidacy have been filed within the time prescribed by law by or in behalf of any candidate of a political party, so that in so far as such office is concerned, there is a vacancy on the primary ballot to be nominated, no valid nomination shall be made for such office unless the name of the person attempted to be nominated and receiving the highest number of votes for said office, shall have been written on at least eight per cent. of all the ballots containing such vacancy, which have been voted at such primary election.

Per cent. of ballots written on required to nominate at primary when no nominating petition filed.

The sectional number on the margin hereof is designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 1, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3rd day of May, A. D. 1915. 81G.

[House Bill No. 321.]

AN ACT

Making it unlawful for any person to falsely represent himself or herself as blind, deaf, dumb, crippled, or otherwise physically defective, and providing a penalty for the violation thereof.

Be it enacted by the General Assembly of the State of Ohio:

Section 13409-1. SECTION 1. That it shall be unlawful for any person to falsely represent himself or herself as blind, deaf, dumb, crippled, or otherwise physically defective for the purpose of obtaining money or other thing of value, and any person so falsely representing himself or herself as blind, deaf, dumb, crippled, or otherwise physically defective for the purpose of securing aid or assistance, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding one hundred dollars, or impris-

Penalty for person falsely representing himself as blind, deaf, dumb, etc.

Digitized by Google

The sectional number on the margin hereof is designated as provided by law. EDWARD C. TURNER, *Attorney General.*

oned in the county jail or the workhouse of the county for a period not exceeding six months, or both, at the discretion of the court.

www.lnlool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 82G.

[House Bill No. 627.]

AN ACT

Providing for penalty for depriving accused persons of counsel.

Be it enacted by the General Assembly of the State of Ohio:

Section 12856-1. Penalty for depriving accused persons of counsel.

SECTION 1. Whoever, having charge of a county jail, or a municipal jail, prison or station-house, in which jail, prison or station-house, any person suspected or accused or charged with the commission of a crime or offense, is imprisoned or confined, refuses, upon the request of such person, or any relative of such person, to permit such person to consult or in any way prevents or attempts to prevent such person, upon request of such person, from consulting privately at any reasonable and proper hour, with any attorney-at-law, duly admitted to practice in this state, for the purpose of enabling such person to employ such attorney-at-law, or with any attorney-at-law duly admitted to practice in this state and employed by such person, shall be guilty of a misdemeanor, and shall, on conviction, be fined not less than twenty-five dollars nor more than one hundred dollars.

The sectional number on the margin hereof is designated as provided by law. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 83G.

Digitized by Google

[House Bill No. 194.]

www.libtool.com.cn

AN ACT

To amend section 5090-1 of the General Code, (103 O. L. 265) relating to the preservation of the ballots.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5090-1 of the General Code (103 O. L. 265) be amended to read as follows:

Sec. 5090-1. Before separating, the judges and clerks shall fold in two folds and string closely upon a single piece of flexible wire, all ballots which shall have been counted by them, unite the ends of such wire in a firm knot in such manner that it cannot be untied without breaking the seal, enclose the ballots so strung in a secure cloth or heavy paper covering and securely tie and seal such covering with official wax impression seals, to be provided by the deputy state supervisors of elections, in such manner that it cannot be opened without breaking the seals, and deliver said ballots in such sealed covering to the deputy state supervisors of elections, and such officers shall carefully preserve such ballots for thirty days, and at the expiration of that time shall destroy them by burning without previously opening the package. Such ballots shall be destroyed in the presence of the official custodians thereof and two electors of approved integrity and good reputation and members respectively of the two leading political parties. The said electors shall be designated by the board of deputy state supervisors of elections of the county in which such ballots are kept; provided that if any contest of election shall be pending, at the expiration of said time the said ballots shall not be destroyed until such contest is finally determined. In all cases of contested elections, the parties contesting the same shall have the right, after a prima facie case of fraud, mistake or error is shown, to have said ballots opened and to have all errors made in counting corrected by the court or body trying such contest; but such ballots shall be opened only in open court or in open session of such body and in the presence of the officers having the custody thereof.

Preservation of all ballots.

When and how ballots shall be destroyed.

Opening of ballots in contested cases.

SECTION 2. That said original section 5090-1 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 84G.

Digitized by Google

[House Bill No. 402.]

www.libtool.com.cn

AN ACT

To make appropriations for the payment of certain claims against the state, the subject matter of which has not been provided for by pre-existing law.

Be it enacted by the General Assembly of the State of Ohio:

Appropriations to pay owners of property destroyed on account of "foot and mouth" disease.

SECTION 1. The claims enumerated in section 2 of this act, being one-half the value of the property, other than live stock, destroyed, and labor and materials furnished for burial purposes in the eradication by the state agricultural commission in co-operation with the United States department of agriculture, of the epizootic of "foot and mouth" disease in the state of Ohio, are hereby allowed by the general assembly two-thirds of the members elected to each branch thereof concurring.

SECTION 2. The following sums are hereby appropriated out of any moneys in the state treasury to the credit of the general revenue fund, not otherwise appropriated, for the purpose of paying the following claims against the state allowed by section 1 of this act, to-wit:

Name.	Address.	Property Destroyed.	Amount.
Ardner, Ed.	Fostoria,	lumber, hay, straw, harness, etc.	$17 10
Anspach, Samuel.	Ft. Recovery,	lumber, hay, straw, harness, etc.	6 25
Barger, W. L.	Urbana,	lumber, hay, straw, harness, etc.	7 37
Bomelitz, Wm. & Henry	Bowling Green,	lumber, hay, straw, harness, etc.	3 00
Blausey, W. E.	Genoa,	lumber, hay, straw, harness, etc.	7 95
Brough, Hall M.	Genoa,	lumber, hay, straw, harness, etc.	7 50
Becker, Henry	Woodville,	lumber, hay, straw, harness, etc.	10 00
Boes, Albert J.	Tiffin,	lumber, hay, straw, harness, etc.	7 50
Bauman, Chas,	Walbridge,	lumber, hay, straw, harness, etc.	13 56
Brognard, U. P.	Bryan,	lumber, hay, straw, harness, etc.	8 50
Brinkmeyer, Carl.	Stony Ridge,	lumber, hay, straw, harness, etc.	1 87
Brown, James.	Fredericktown,	lumber, hay, straw, harness, etc.	9 55
Caple, Alva B.	Perrysburg, Twp. E., (of Toledo,)	lumber, hay, straw, harness, etc.	38 75

Digitized by Google

Clem, W.	Newark, lumber, hay, straw, harness, etc.	$42 25	Appropriations to pay owners of property destroyed on account of "foot and mouth" disease.
Daman, Henry	Pemberville, lumber, hay, straw, harness, etc.	3 75	
Eschedor, Fred.	Prairie Depot, lumber, hay, straw, harness, etc.	6 50	
Eschedor, H. W.	Prairie Depot, lumber, hay, straw, harness, etc.	2 50	
Eschedor, C. H.	Pemberville, lumber, hay, straw, harness, etc.	5 00	
Edwards, David	Taylors Bridge, lumber, hay, straw, harness, etc.	10 80	
Fostoria Union Stk. Yds.	Fostoria, lumber, hay, straw, harness, etc.	36 40	
Furry, Jonas W.	Stony Ridge, lumber, hay, straw, harness, etc.	6 75	
Goecherman, Fred.	Woodville, lumber, hay, straw, harness, etc.	12 75	
Gross, Henry	Dunbridge, lumber, hay, straw, harness, etc.	10 00	
Goecherman, H. F.	Woodville, lumber, hay, straw, harness, etc.	9 60	
Hahn, A. C.	Woodville, lumber, hay, straw, harness, etc.	7 50	
Harmeyer, Herman	Genoa, lumber, hay, straw, harness, etc.	7 50	
Hanely, Andrew	Stony Ridge, lumber, hay, straw, harness, etc.	15 00	
Joseph, Frank	Luckey, lumber, hay, straw harness, etc.	7 50	
Kurtz, E. B. & Bookwalter	Carey, lumber, hay, straw, harness, etc.	8 75	
Kellogg Bros.	Toledo, Station E, lumber, hay, straw, harness, etc.	6 75	
Kanagy, Geo.	West Liberty, lumber, hay, straw, harness, etc.	2 65	
Libbe, John.	Stony Ridge, lumber, hay, straw, harness, etc.	6 25	
Libbe, Wm.	Woodville, lumber, hay, straw, harness, etc.	18 00	
Layman, Bros.	Luckey, lumber, hay, straw, harness, etc.	8 25	
McKay, C. H.	New Burlington, lumber, hay, straw, harness, etc.	8 50	
Miller, F. B.	Xenia, lumber, hay, straw, harness, etc.	11 25	
May, Ambrose	Shelby, lumber, hay, straw, harness, etc.	6 00	
Martin, Eugene	Genoa, lumber, hay, straw, harness, etc.	6 00	

www.libtool.com.cn

Digitized by Google

Appropriations to pay owners of property destroyed on account of "foot and mouth" disease.

Miller, E. L.	Republic, lumber, hay, straw, harness, etc.	$3 00
Neff, John	Canfield, lumber, hay, straw, harness, etc.	5 00
Port Clinton Lbr. & Coal Co	Port Clinton, lumber, hay, straw, harness, etc.	2 50
Pitzer, C. B.	Newark, lumber, hay, straw, harness, etc.	11 50
Roberts, Mrs. Margaret	Richwood, lumber, hay, straw, harness, etc.	15 37
Rex, Henry J	Woodville, lumber, hay, straw, harness, etc.	4 65
Rolf, Herman	Woodville, lumber, hay, straw, harness, etc.	18 25
Retterer, John	Marion, lumber, hay, straw, harness, etc.	8 50
Rosenberger, H. C.	Tiffin, lumber, hay, straw, harness, etc.	2 50
Sandwich, G. F.	Woodville, lumber, hay, straw, harness, etc.	12 00
Smith, C. C.	Hebron, lumber, hay, straw, harness, etc.	19 10
McKean, Mrs. Harriet	Scotch Ridge, lumber, hay, straw, harness, etc.	7 50
Haar, Fred	Woodville, lumber, hay, straw, harness, etc.	7 50
Haar, John	LaMoyne, lumber, hay, straw, harness, etc.	9 00
Hartman Bros.	Woodville, lumber, hay, straw, harness, etc.	3 00
Jacob, John	Woodville, lumber, hay, straw, harness, etc.	7 50
Smith, W. S.	Forest, lumber, hay, straw, harness, etc.	10 00
Smith, H. J.	Columbus Grove, lumber, hay, straw, harness, etc.	7 50
Smith, Mr. John	Walbridge, lumber, hay, straw, harness, etc.	19 50
Spangler, Albert	Orient, lumber, hay, straw, harness, etc.	1 25
Sauer, Irwin & Frank	W. Alexandria, lumber, hay, straw, harness, etc.	36 87
Shafer, S. E.	Findlay, lumber, hay, straw, harness, etc.	5 00
Snyder, W. H.	Walbridge, lumber, hay, straw, harness, etc.	6 75
Toledo, Union Stk. Yds.	Toledo, lumber, hay, straw, harness, etc.	28 18

Digitized by Google

Tewsburry, Wm. . .	Pleasant Valley, lumber, hay, straw, harness, etc.	$4 25	Appropriations to pay owners of property destroyed on account of "foot and mouth" disease.
Van Buren, Henry.	Forest, lumber, hay, straw, harness, etc.	6 75	
Welling, Geo.	Stony Ridge, lumber, hay, straw, harness, etc.	8 62	
Wehrle Realty Co. .	Newark, lumber, hay, straw, harness, etc.	1 50	
Ward, Orville.	Bowling Green, lumber, hay, straw, harness, etc.	7 25	
Wolf, Melissa	W. Alexandria, lumber, hay, straw, harness, etc.	10 00	
Welling, Geo. J., Jr.	Stony Rridge, lumber, hay, straw, harness, etc.	6 00	
Milliken, V. C.	Brookville, lumber, hay, straw, harness, etc.	9 00	
Miller, Henry.	Stony Ridge, lumber, hay, straw, harness, etc.	22 15	
Morrow, I. D.	Robinson, lumber, hay, straw, harness, etc.	4 25	
Sanders, August. . .	Luckey, lumber, hay, straw, harness, etc.	3 00	
Braddock, J. N. . . .	Fredericktown, lumber, hay, straw, harness, etc.	4 50	
Ford, L. L.	Berkey, lumber, hay, straw, harness, etc.	10 00	
Gannett, Frank B. .	North Fairfield, lumber, hay, straw, harness, etc.	9 75	
Jarrett, Fred.	Olena, lumber, hay, straw, harness, etc.	42 25	
Lewis, John I.	Bethesda, lumber, hay, straw, harness, etc.	6 25	
Swander, D. J.	Tiffin, lumber, hay, straw, harness, etc.	3 75	
Shira, R. R.	Fredericktown, lumber, hay, straw, harness, etc.	4 80	
Tiedtke, Chas.	Toledo, Hill Ave., lumber, hay, straw, harness, etc. . .	12 50	
Taylor, Geo. H. . . .	Lake, lumber, hay, straw, harness, etc.	15 00	
Bensinger, Jos. O. .	West Salem, lumber, hay, straw, harness, etc.	6 75	
Billman, H. R.	Spencer, lumber, hay, straw, harness, etc.	10 50	
Brinkmann, Harry.	Cincinnati, lumber, hay, straw, harness, etc.	3 63	
Buell, Carl A.	Litchfield, lumber, hay, straw, harness, etc.	7 50	
Bursley, G. F.	Rochester, lumber, hay, straw, harness, etc.	9 75	
Chandler, C. E. . . .	Sharon Center, lumber, hay, straw, harness, etc.	6 25	

www.libtool.com.cn

Digitized by Google

Appropriations to pay owners of property destroyed on account of "foot and mouth" disease.

Cox, H. J.	Pleasant Hill, lumber, hay, straw, harness, etc.	$7 00
Crosier, F. S.	Wellington, lumber, hay, straw, harness, etc.	14 25
Dimick, C. J.	Rochester, lumber, hay, straw, harness, etc.	3 75
Eglin, Frank	Spencer, lumber, hay, straw, harness, etc.	7 50
Fay, T. F.	Wakeman, lumber, hay, straw, harness, etc.	12 25
Fenstermaker, C. C.	Homerville, lumber, hay, straw, harness, etc.	13 50
Giar, Geo. C.	Grafton, lumber, hay, straw, harness, etc.	30 00
Hartman, Samuel.	Lodi, lumber, hay, straw, harness, etc.	5 75
Humm, Guy Z.	Jeromeville, lumber, hay, straw, harness, etc.	5 25
Hurford, Wilbur H.	Garfield, lumber, hay, straw, harness, etc.	5 00
Jones, R. A. & Son.	Wellington, lumber, hay, straw, harness, etc.	11 00
Kaesemeyer, Wm.	Cincinnati, lumber, hay, straw, harness, etc.	3 75
Mills, A. G.	Wellington, lumber, hay, straw, harness, etc.	20 75
Nims, Walter W.	Bellevue, lumber, hay, straw, harness, etc.	5 00
Pember, Joseph	Spencer, lumber, hay, straw, harness, etc.	5 50
Perkins, H. H.	Wellington, lumber, hay, straw, harness, etc.	10 50
Portman, H. G.	Amherst, lumber, hay, straw, harness, etc.	27 88
Rearick, H.	Homerville, lumber, hay, straw, harness, etc.	39 50
Seymour, F. B.	Bellevue, lumber, hay, straw, harness, etc.	3 50
Smith, Guy E.	Spencer, lumber, hay, straw, harness, etc.	18 75
Wunker, Henry	Cincinnati, lumber, hay, straw, harness, etc.	15 00
Waite, G. S.	Wellington, lumber, hay, straw, harness, etc.	10 50
Wright, J. A.	Bellevue, lumber, hay, straw, harness, etc.	8 75
Witbeck, L. G.	Spencer, lumber, hay, straw, harness, etc.	13 50
		$1,191 10

www.libtool.com.cn

Digitized by Google

Name.	Address.	Expenses Incurred for Burial of Animals.	Amount.	
Aetna Paper Co.	Dayton, O.	Lime (crew)	$6 58	Appropriations for burial of animals killed on account of "foot and mouth" disease.
Anspach, Samuel F.	Ft. Recovery, O.	Teams and drivers	34 75	
Baker, Alex	Findlay, O.	Laborers, teams and drivers	27 50	
Barger, W. L.	Urbana, O.	Team and driver	2 00	
Baumgardner Co.	Tiffin, O.	Lime and delivering same	7 67	
Bateman, T. J.	Union City, Ind.	Teams and driver.	23 25	
Beardsley, D. B.	Findlay.	Laborers, teams and drivers	18 50	
Bechtel, O. M.& Son	Findlay	Crude oil	5 47	
Bisel, John	Shelby	Teams and drivers	5 00	
Bish, Carl	Tiffin	Teams and drivers	13 50	
Blausey, W. E.	Genoa	Lime, teams and driver, dynamite.	22 52	
Boes, Albert J.	Tiffin	Team, drivers and cord wood	26 00	
Bomlits, Wm	Bo. Green	Team and drivers.	26 75	
Brinkmann, L. A.	Van Buren	Teams and drivers	17 00	
Brinkmeier, Carl.	Dunbridge	Teams and drivers and lime	22 50	
Brown, R. A.	Findlay	Teams, drivers and laborers	8 00	
Busch, August.	W. Alexandria	Teams and drivers	19 75	
Butler, W. H.	Sandusky	Teams, drivers and lime	10 65	
Columbus C. & L. Co.	Columbus	Lime	2 92	
Curry, Oscar	Pleasant Val.	Laborers	2 50	
Davis, G. W.	Findlay	Teams and drivers	14 00	
Deline, Anne	Toledo	Teams, drivers and lime	16 45	
Caple, A. B.	Toledo	Team and driver, laborers	87 00	
Clem, W. M.	Newark	Teams and driver.	52 00	
Brognard, U. P.	Bryan	Teams and drivers, lime	17 75	
Becker, Henry.	Woodville	Teams and drivers, lime	37 30	
Daman, Henry.	Pemberville.	Teams and drivers, lime	20 65	
Draper, S. P.	Findlay	Teams and drivers, lime	14 00	
Drake, F. W.	Lima	Lime and freight.	10 75	

Digitized by Google

Appropriations for burial of animals killed on account of "foot and mouth" disease.

www.libtool.com.cn

Escheder, C. H.	Pemberville	Teams and drivers, lime	$30 97
Eschedor, Fred	Prairie Depot	Teams and drivers lime	30 22
Eschedor, H. W.	Prairie Depot	Teams and drivers, lime	31 30
Edwards, Elias	Newark	Laborers	13 50
Fink, Jno. H.	Pleasant Val.	Teams and drivers	14 00
Flechtner, August	Fostoria	Teams and drivers, lime	115 97
Fostoria, U. Stk. Yds	Fostoria	Team, driver and lime	3 15
Frick, Jno. J	Zanesville	Teams, drivers and lime	6 00
Furry, J. W	StonyRidge	Teams, drivers	27 22
Gallaway, S. W. & R. N	Findlay	Teams, drivers and lime	19 00
Gallaway, S. W.	Findlay	Laborers	1 50
George, M. J	Findlay	Laborers and lime	3 00
Goeckerman, Fred	Lemoyne	Teams and drivers, lime	34 37
Good, Chas. F.	Fostoria	Teams and drivers	32 75
Green, A. J	Hebron	Teams, drivers and laborers	31 50
Gross, Henry	Dunbridge	Teams, drivers and lime	26 65
Haar, Fred, Jr.	Pemberville	Teams, drivers and lime	21 50
Haar, John	Lemoyne	Teams, drivers and lime	28 50
Hahn, A. C	Lemoyne	Teams, drivers and lime	40 87
Hanely, Andrew	Stony Ridge	Teams, drivers and lime	37 95
Hartman Bros.	Woodville	Teams, drivers and lime	68 37
Heap, Thos	Urbana	Lime	14 75
Hendricks, Wm.	Van Lue	Teams and drivers	33 00
Herzog, Jno. & Son	Patterson	Lime	8 92
Hille, W. C	Pemberville	Teams, drivers and lime	40 87
Jacobs, John	Luckey	Teams, drivers and lime	32 37
Joseph, Frank	Luckey	Teams, drivers and lime	44 05

Digitized by Google

Kammer, C. M.	Findlay	Laborers	$5 25	Appropriations for burial of animals killed on account of "foot and mouth" disease.
Kanagy, C. W.	Cable	Lime, moving, disinfectant	2 60	
Kauble, Wm.	Wharton	Teams, drivers and lime	9 00	
Kellogg Bros.	Toledo	Teams, drivers and lime (crew)	13 20	
Kurtz & Bookwalter	Carey	Teams, drivers	46 87	
Landwehr & Co.	Fostoria	Teams, drivers and lime	67 42	
Layman Bros.	Luckey	Teams, drivers and lime	37 50	
Leader, C. O.	Findlay	Teams, drivers and lime	42 50	
Leffler & Bland.	Marion	Lime	6 52	
Lewis, J. I.	Belmont	Teams, drivers and lime (crew)	33 58	
Libbe, J. A.	Stony Ridge	Teams, drivers and lime	36 19	
Libbe, Wm.	Woodville	Teams, drivers and lime	31 00	
O'Connell, Louis Co.	Tiffin	Teams, drivers and kind	79 90	
Martin, C. C.	Tiffin	Laborers	33 25	
Martin, Eugene.	Genoa,	Teams and drivers	35 10	
McDargh, Geo.	Urbana	Laborers	2 00	
Messick, W.	Newark	Laborers, teams and drivers	64 00	
Millikin, V. C.	Brookville	Laborers, teams and drivers	6 00	
Morrow, I. D.	N. Robinson.	Laborers, teams and drivers	29 00	
Mt. Castle, C. R.	W. Alexandria	Laborers	4 00	
Newark Ice Co.	Newark	Teams and drivers.	15 00	
Norris & Webb.	Newark	Lime	12 65	
Oesterle, Frank.	Marion	Teams and drivers	19 70	
O. & W. Lime Co.	Fostoria	Lime	3 41	
Pitzer, C. B.	Newark	Teams and drivers	23 50	
Port Clinton C. & L. Co.	Port Clinton.	Teams and drivers and lime.	57 85	
Rathburn, N.	Green Springs.	Teams and drivers.	29 25	
Rathburn, N. G.	Green Springs.	Teams and drivers.	23 52	
Retterer, Lewis & Osborn.	Marion	Teams and drivers.	44 15	
Reed, E. G.	Bucyrus	Lime	1 60	
Rhamy, W.	Findlay	Lime	17 62	

www.libtool.com.cn

Digitized by Google

Appropriations for burial of animals killed on account of "foot and mouth" disease.

Rimelspach; Andrew	Fremont	Teams, drivers and lime	$71 00
Rolf, H. H.	Woodville	Teams, drivers	19 75
Ross, C. D.	Findlay	Teams, drivers	31 90
Ross, R. B.	Richwood	Teams, drivers	36 00
Rudolph, Bertis.	Findlay	Teams, drivers	18 00
Sandwisch, C. F.	Woodville	Teams, drivers and lime	42 05
Shafer, J. H.	Alvada	Teams, drivers, coal, cord wood	17 90
Shafer, S. E.	Findlay	Laborers	5 00
Shaffer, J. W.	Van Buren	Lump coal	4 68
Sinclair Mfg. Co.	Toledo	Lime and express charges	9 87
Smith, F. J.	Columbus Grove	Teams and drivers.	28 50
Smith, Scott W.	Forest	Teams and drivers	58 75
Snyder, W. H.	Walbridge	Teams, drivers and lime	34 20
Spangler, Albert	Orient	Teams and drivers	11 00
Taylor, Geo.	Walbridge	Teams and drivers	17 75
Tewksbury, Wm	Pleasant Valley	Teams, drivers and lime	17 50
Titus & Watson Co	Old Fort	Coal	62 13
Toledo Bldg. Supply	Toledo	Lime	31 75
Van Buren, Henry	Forest	Teams and drivers	38 00
Welling, Geo., Jr.	Walbridge	Teams and drivers, lime	33 50
Welling, Geo	Lime City	Teams and drivers, lime	32 85
Willman, J. F.	Luckey	Team, drivers	25 00
Young, Y. M. & Co	Orient	Cartridges	25
Ardner, Ed.	Amsden	Teams and drivers.	65 73
Baker, Charles E.	Genoa	Coal, wood, kerosene	10 29
Barger, W. L.	Urbana	Teams and drivers	29 50
Bauman, Charles	Walbridge	Teams and drivers	25 39
Bohlman, S.	W. Alexandria	Laborer	3 00
Braddock, J. N., & Phillips Bros.	Fredericktown	Teams, drivers and lime	21 53

Digitized by Google

www.libtool.com.cn

Brough, Hall M.	Woodville	Teams, drivers and lime	$34	44	Appropriations for burial of animals killed on account of "foot and mouth" disease.
Caple, A. B.	Toledo	Hauling lime	1	25	
Cover & Montis	Frederick-town	Teams and drivers, lime	11	20	
Fisher, Clifford	Union City, Ind	Teams and drivers, lime	97	00	
Folger, Jacob	Toledo	Teams and drivers, lime	33	76	
Gale, Forest	Spring Valley	Hauling disinfectants	7	42	
Gilbert, A. F.	W. Alexandria	Teams and drivers	137	51	
Gress, C. P.	New Bremen	Lime and delivering sand	2	70	
Hanline, Geo. A.	Pemberville	Teams, drivers and lime	22	05	
Harmeyer, Herman	Genoa	Teams, drivers and lime	23	13	
Hoyman, John S.	Pemberville	Teams, drivers and lime	52	00	
Huenke, Louis	New Bremen	Teams, drivers and lime	65	47	
Imhoff, Samuel	Newark	Livery for disinfecting crew	7	63	
Jacobs, Herman	Luckey	Teams, drivers and lime	43	95	
Jones, E. O.	Frederick-town	Laborers and lime	7	75	
Kanagy, G. W.	Cable	Teams and drivers	5	75	
Kuest, John H.	Minster	Teams, drivers	40	00	
Lloyd, Clara	Newark	Laborers	10	50	
McKay, Clarence	New Burlington	Teams and drivers.	42	50	
Mason, Chas.	Jamestown	Teams and drivers	12	50	
Mason, Isaiah	Jamestown	Teams and drivers	38	95	
May, Ambrose	Shelby	Laborers and lime	16	13	
Miller, F. B.	Jamestown	Teams and drivers	28	54	
Miller, Henry	Lime City	Livery for disinfecting crew	3	75	
Miller, Henry	Lime City	Teams and drivers	24	00	
Moreton, T. & Stor. Co.	Toledo	Hauling disinfectants	13	36	
National L.& S. Co.	Carey	Lime	9	75	
Neff, John	Canfield	Teams, drivers and lime	23	30	
Newark Crys I. & C. Co.	Newark	Teams and drivers	5	50	

Digitized by Google

Appropriations for burial of animals killed on account of "foot and mouth" disease.

N. Y. Coal Co.	Columbus	Teams and drivers	$51 50
Perrill, Jno.	Washington C. H.	Teams and drivers	48 00
Rawlins, David B.	Mt. Vernon.	Teams and drivers, lime	127 63
Rex, Henry J.	Pemberville.	Teams and drivers, lime	21 25
Rosenberger, Henry C.	Tiffin	Teams and drivers, wood	48 75
Rupp & Bowman Co.	Toledo	Disinfectants	125 88
Shulte, Fred.	Genoa	Teams and drivers	19 25
Sigler, J. D.	Shelby	Teams and drivers, lime	3 00
Sinclair Mfg. Co.	Toledo	Antiseptics	37 54
Smith, B. F.	Monroeville.	Teams, drivers and lime	29 35
Smith, C. C.	Hebron.	Teams, drivers and lime	18 00
Smith Monumental Wks.	Norwalk.	Lime	8 43
Starn & Russell.	Bo. Green.	Antiseptics	7 00
Stouffer, W. L.	No. Baltimore	Lime and delivering same.	3 00
Swartz, Geo.	Dunbridge.	Teams, drivers and lime	30 50
Taylor, Geo. H.	Walbridge	Teams, drivers and lime	27 00
Tiedtke, Chas.	Toledo	Teams and drivers	44 88
Toft, Christ.	Sandusky	Teams and lime (auto)	75 50
Vernon, A. B.	Fredericktown	Drivers, teams and lime	17 97
Waldock, W. A.	Sandusky.	Drivers, teams and lime	32 38
Ward, Orville.	Bowling Green	Drivers, teams and lime	34 75
Wehrle Realty Co.	Newark	Drivers, teams and lime	9 50
Wells, Fargo Ex. Co.	Toledo	Expressing disinfectants	1 12
West Disinfecting.	Detroit, Mich	Disinfectants	46 19
Yochum, J. H. & W.	Fostoria.	Teams and drivers	25 50

Digitized by Google

www.libtool.com.cn

Ager, Floy	Sharon Center	Drayage on disinfecting outfit	$1 50	Appropriations for burial of animals killed on account of "foot and mouth" disease.
Am. Express Co.	Columbus	Express on disinfecting outfit	3 06	
Bailey, W. M	Wakeman	Hauling men and disinfecting outfit	8 00	
Baird, T. M	Jeromeville	Hauling men and disinfecting outfit	4 00	
Bensinger, Jos. O	West Salem	Teams, drivers and laborers	44 75	
Big Garage	Norwalk	Auto hire	11 50	
Billman, H. R.	Spencer	Teams, drivers, laborers, dyna	28 49	
Bishop, Mrs. Ida	Fredericktown	Labor, lime and drayage	6 25	
Braun, H. Sons Co	Columbus	Disinfectants	6 09	
Bricker, C. T.	Newark	Lime	7 00	
Brinkmann, H., Jr.	Cincinnati	Teams, drivers and laborers	50 00	
Brown, R. S	Spencer	Hauling disinfectants	6 00	
Buck, Bloom	Shelby	Teams, drivers, laborers, lime	81 08	
Buell, Carl A	Litchfield	Teams, drivers, laborers, lime	36 00	
Bursley, Geo. F.	Rochester	Teams, drivers, laborers, lime	51 00	
Chandler, C. E.	Sharon Center	Teams, drivers, laborers, lime	38 40	
City Drug Store	Newark	Disinfectants	7 20	
Cin. Union S. Y. Co	Cincinnati	Labor and lime	33 80	
Cleveland Union S. Y	Cleveland	Labor and disinfectants	101 74	
Coate, D. W	Pleasant Hill	Team, wagon and driver	1 00	
Cox, H. J	Pleasant Hill	Teams, drivers and laborers	10 50	
Crosier, F. S	Wellington	Teams, drivers and laborers	43 00	
Dimick, C. J	Rochester	Teams, drivers and laborers	39 80	

Digitized by Google

Appropriations for burial of animals killed on account of "foot and mouth" disease.

www.libtool.com.cn

Eglin, Frank	Spencer	Teams, drivers and laborers	$36 87
Fay, T. F.	Wakeman	Laborers, lime and delivery	21 80
Fenstermaker, C. C.	Homerville	Teams, drivers and laborers	45 50
Ford, L. L.	Berkey	Teams, drivers and laborers, lime	25 60
Gannett, Frank B.	No. Fairfield	Teams, drivers and laborers	36 75
Gephart, Roscoe	Miamisburg	Labor	1 50
Giar, Geo. C.	Grafton	Teams, drivers and laborers	28 00
Gieseman, Wm	Cincinnati	Labor and material	2 28
Gills, Henry	Jeromeville	Teams, drivers, laborers, lime	38 00
Hartman, John	Lodi	Teams, drivers, laborers	23 75
Hartman, Sam.	Lodi	Teams, drivers, laborers, lime	34 20
Hopkins, David F.	Homerville	Teams, drivers, laborers	26 00
Houle, Mrs. Norah	Bellevue	Labor and lime	3 00
Grubb, W. A	Fredericktown	Labor and lime	8 50
Hurford, G. L.	Alliance	Labor and lime	40 50
Jarrett, Fred	Olena	Teams, drivers and lime	25 88
Leffler & Bland	Marion	Lime and drayage	1 19
Kaessemeyer, Wm	Cincinnati	Teams, drivers and laborers	50 00
Keezer, Herbert	Paulding	Teams, drivers, and laborers	15 00
Lucas, G. L.	Fredericktown	Teams, drivers and laborers	4 50
McGugin, J. W.	Fredericktown	Teams, drivers and laborers, lime	59 63
Marshall Drug Co	Cleveland	Disinfectants	5 88
Meredith, W. G.	Wellington	Teams, wagons and drivers	42 50
Miller, C. B	Wellington	Moving disinfectants	16 75
Miller, Elmer Ray	Rossburg	Teams, drivers and laborers	27 50

Digitized by Google

Miller, James	Shelby	Teams, drivers and laborers, lime	$19	25	Appropriations for burial of animals killed on account of "foot and mouth" disease.
Mills Bros.	Springfield	Lime	35	00	
Mills, A. G.	Pittsfield	Teams, drivers and laborers	48	00	
Moorman, W. A.	Oakwood	Teams and drivers	3	00	
Moreton, T. & S. Co.	Toledo	Storage on disinfectants		72	
Nims, Walter W.	Bellevue	Teams, drivers, laborers, lime	25	50	
Palmer, R. J.	Wellington	Teams, drivers and laborers	33	50	
Paulding Lbr. Co.	Paulding	Lime and delivering same	4	00	
Peet Hdw. Co.	Richwood	Dynamite, fuse and caps	3	35	
Pember, Jos.	Spencer	Teams, drivers and laborers	9	50	
Perkins, H. H.	Wellington	Teams, drivers and laborers	32	50	
Portman, H. G.	Amherst	Teams, drivers and laborers	37	00	
Pratt, A. D. M.	Norwalk	Teams, drivers and material	24	79	
Rawlins, David B	Mt. Vernon	Teams and drivers	5	00	
Richwood Lbr. Co.	Richwood	Lime	4	50	
Roush, Jno. H.	Bellevue	Teams, wagons and drivers	6	00	
Ruff, Geo. S.	Bryan	Teams, drivers, laborers, lime	81	95	
Schroeder, Chas.	Miamisburg	Team, wagon and driver	2	50	
Seymour, F. B.	Bellevue	Labor, lime and drayage	6	00	
Shafer, J. H.	Alvada	Labor and material	11	50	
Shira, R. R.	Fredericktown	Labor, lime and delivery	32	75	
Simcox, M.	West Salem	Teams, drivers, laborers	33	00	
Sinclair Mfg. Co.	Columbus	Disinfectants	2	63	
Smith, Guy E.	Spencer	Teams, drivers, laborers	24	00	
Toledo U. S. Yards	Toledo	Teams, drivers, laborers	232	53	

Digitized by Google

Appropriations for burial of animals killed on account of "foot and mouth" disease.

Underwood, E. L.	Lodi	Hauling men and tools	$22 50
Waite, G. S.	Pittsfield	Teams, drivers, laborers	41 50
Watters, E. E.	Wellington	Labor and lime	5 95
Weber, H. Co.	Cincinnati	Lime	11 25
West Disinfecting Co	Cleveland	Disinfectants and expressage	355 50
Wellington F. Mills	Wellington	Lime and freight charges	110 58
Witbeck, Leon G	Spencer	Teams, drivers, laborers	80 50
Wright, J. A.	Bellevue	Teams, drivers, laborers	30 00
Wyse, Nicholas	Bryan	Teams, drivers, laborers	42 50
Total			$7,376 51
Grand total			$8,567 61

How moneys shall be paid.

SECTION 3. The moneys appropriated in section 2 of this act shall be drawn from the treasury upon the warrant of the auditor of state, issued upon the requisition or voucher of the state agricultural commission. Such requisition or voucher shall be approved by the members of the agricultural commission and shall set forth in itemized form the details of the claim to be paid including the date on which the same was created. The form of such requisition or voucher shall be prescribed by the auditor of state.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 85G.

Digitized by Google

[House Bill No. 406.]

www.libtool.com.cn

AN ACT

To amend section 499-8 of the General Code, relative to the valuation of the property of any public utility by the Public Utilities Commission of Ohio.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 499-8 of the General Code be amended to read as follows:

Valuation of property to determine justice of rates.

Sec. 499-8. The commission, for the purpose of ascertaining the reasonableness and justice of rates and charges for the service rendered by public utilities or railroads of this state, or for any other purpose authorized by law may investigate and ascertain the value of the property of any public utility or railroad in this state, used or useful for the service and convenience of the public. At the request of the council of any municipality the commission after hearing and determining that such a valuation is necessary may also investigate and ascertain the value of the property of any public utility used and useful for the service and convenience of the public where the whole or major portion of such utility is situated in such municipality. Every public utility or railroad shall furnish to the commission, its engineers, experts or other assistants from time to time and as the commission may require maps, profiles, contracts, reports of engineers and other documents, records and papers or copies of any or all of the same, in aid of any investigation and ascertainment of the value of its property, and shall grant to the commission or its agents free access to all of its premises and property and its accounts, records and memoranda whenever and wherever requested by any such duly authorized agent, and every public utility or railroad is hereby directed and required to co-operate with and aid the commission in the work of the valuation of its property in such further particulars and to such extent as the commission may require and direct. The commission shall have such power to make all rules and regulations, as to it may seem necessary, to ascertain the value of each and every utility or railroad in the state.

Utility shall aid commission in investigation and ascertainment of value of property.

SECTION 2. That original section 499-8 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 86G.

Digitized by Google

[House Bill No. 498.]

AN ACT

www.libtool.com.cn

To authorize board of education of St. Clair school district to pay Emma Eaton the sum of three hundred and ten dollars.

Be it enacted by the General Assembly of the State of Ohio:

Authority to pay Emma Eaton, Butler county.

SECTION 1. That the board of education of the St. Clair school district of Butler county, Ohio, be and is hereby authorized to allow and pay to Emma Eaton, out of any funds under its control and not otherwise appropriated, the sum of three hundred and ten dollars, being the amount of her salary for a period from September 8, 1914, to January 30, 1915. Upon the order of the board of education, the clerk of such board is hereby authorized to issue his duplicate warrant in favor of Emma Eaton for the above amount upon receipt of the original warrants illegally issued for the amount covered by such warrants.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 87L.

[House Bill No. 587.]

AN ACT

To amend sections 417 and 418 of the General Code, relating to the appointment of engineers.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 417 and 418 of the General Code be amended to read as follows:

Appointment of assistant; salary.

Sec. 417. The superintendent of public works of Ohio shall appoint one assistant superintendent who shall be a practical civil engineer, and who shall be under the direction and supervision of the superintendent of public works, and such assistant superintendent shall be paid a salary not to exceed twenty-five hundred dollars per year and necessary expenses while engaged in such work. The assistant superintendent shall hold office for a period of one year, or at the pleasure of the superintendent of public works.

Bond and oath of office.

Sec. 418. Before entering upon the discharge of the duties of his office the assistant superintendent shall give bond to the state in the sum of five thousand dollars with

Digitized by Google

sureties approved by the superintendent of public works, conditioned for the faithful discharge of the duties of his office. Such bond with the oath of office and the approval of the superintendent of public works endorsed thereon shall be filed with the treasurer of state and kept in his office.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. Said original sections 417 and 418 of the General Code are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 88G.

[House Bill No. 128.]

AN ACT

To repeal sections 1177-21, 1177-22, 1177-23, 1177-24, 1177-25, 1177-26, 1177-27, 1177-28, of the General Code, providing for the examination of stallions and jacks.

Be it enacted by the General Assembly of the State of Ohio:

Laws providing examinations of stallions and jacks repealed.

SECTION 1. That sections 1177-21, 1177-22, 1177-23, 1177-24, 1177-25, 1177-26, 1177-27, 1177-28 of the General Code, be, and the same are hereby repealed.

This act is not of a permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 89G.

Digitized by Google

[Am. Senate Bill No. 183.]

AN ACT

www.libtool.com.cn

To provide for the inspection of petroleum, illuminating oils, gasoline and naptha and to repeal sections 844 to 868 inclusive of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

Section 844. State inspector of oils; appointment and term.

SECTION 1. The governor, with the advice and consent of the senate, shall appoint a state inspector of oils, who shall hold his office for the term of two years, and until his successor is appointed and qualified. No person shall be appointed to the office who is interested in manufacturing, dealing in or vending illuminating oil or a product of petroleum. The state shall furnish the inspector a suitable office.

Section 845. Bond.

SECTION 2. Before entering upon the discharge of the duties of his office, the state inspector of oils shall give a surety company bond to the state in the sum of twenty thousand dollars, approved by the secretary of state, conditioned for the faithful discharge of the duties of his office. Such bond, with the approval of the secretary of state and the oath of office indorsed thereon, shall be deposited with the secretary of state and kept in his office. The premium on such bond when approved shall be paid by the state from the funds to the credit of the state inspector of oils.

Section 846. Employment of stenographers and clerks; aggregate amount of compensation.

SECTION 3. It shall be the duty of the state inspector of oils to inspect all illuminating oils, offered for sale within the state for consumption therein, as hereinafter provided in this act. He may employ such stenographers and clerks as may be necessary properly to care for the duties of his office, and fix their compensation, the aggregate amount of which shall not exceed $2,500.00.

Section 847. Deputy inspectors.

SECTION 4. The state inspector of oils may appoint such number of deputy inspectors of oils as he may deem necessary for the purpose of making the inspection of oils required by this act, and may remove any such deputy at pleasure.

Each deputy so appointed shall have the same qualifications and be empowered, under the direction of the state inspector, to perform the same duties of inspection as the state inspector of oils.

Section 847-1. Bonds of deputy inspectors.

SECTION 5. Before entering upon the discharge of the duties of his office, each deputy inspector of oils shall give a surety company bond to the state inspector of oils in the sum of one thousand dollars approved by the state inspector of oils. Such bond, with the approval of the state inspector of oils and the oath of office indorsed thereon, shall be filed with the secretary of state. The premiums on such bonds, when approved, shall be paid by the state from funds to the credit of the state inspector of oils.

Digitized by Google

Section 848. Salary and expenses of state inspector.

SECTION 6. The state inspector of oils shall receive an annual salary of thirty-five hundred dollars, and shall also be allowed his necessary traveling expenses while engaged in the duties of his office or when making trips of inspection outside of the state. Such salaries and expenses and the compensation and expenses of all deputies and employees shall be paid monthly from the state treasury upon the warrant of the auditor of state upon vouchers signed by the state inspector of oils.

Section 849. Fees of deputies.

SECTION 7. For inspections under the provisions of this chapter, each deputy inspector of oils shall receive a fee of three cents for each barrel of oil, of fifty gallons, inspected by him, and his actual and necessary traveling expenses incurred while engaged in the discharge of the duties of his office. Such compensation and expenses shall be paid from the fees collected under the provisions of the next following section, but no deputy inspector shall receive more than twelve hundred dollars nor less than seven hundred and twenty dollars in any year in addition to his expenses.

Section 850. Fees for inspection.

SECTION 8. Each owner of oil inspected under this chapter shall pay to the state inspector or the duputy inspector for such inspection the following fees:

For a single barrel, package or cask, twenty-five cents;

When the lot inspected does not exceed ten barrels of fifty gallons each in the aggregate, for each barrel, fifteen cents;

When the lot inspected does not exceed fifty barrels of fifty gallons each in the aggregate, for each barrel, ten cents;

When the lot inspected exceeds fifty barrels of fifty gallons each in the aggregate, for each barrel, three and one-half cents.

All fees under this chapter shall be payable on demand of the state inspector and in no case shall payment thereof be deferred beyond the tenth day of the next month after the inspection is made, and such fees shall be a lien on the oil so inspected.

Section 851. Record of fees.

SECTION 9. The state inspector of oils shall keep a record of oils inspected, showing the date of inspection, number of barrels and the name of the person for whom inspected, which shall be open to the examination of all persons interested.

Section 852. Monthly report of deputy inspectors.

SECTION 10. On the first day of each month, each deputy inspector of oils shall make return to the state inspector of all inspections made during the preceding month. Such return shall show the quantity inspected, date of inspection and the name of the person for whom inspected. At the same time he shall file a duplicate copy of such return with the auditor of state. All fees received or collected by a deputy inspector shall be transmitted immediately to the state inspector.

Digitized by Google

Section 853. Payment into state treasury weekly; annual report to governor.

SECTION 11. The state inspector of oils shall pay, weekly, into the state treasury to the credit of the oil inspection fund all moneys received by him under this chapter. He shall make (and deliver to the governor) an annual report of inspections and transactions of his office.

Section 854. Inspection before sale.

SECTION 12. Before being offered for sale to a consumer for illuminating purposes within this state, all mineral or petroleum oil, and any fluid or substance, the product of petroleum, or into which petroleum or a product of petroleum enters or is a constituent element, whether manufactured within this state or not, shall be inspected as provided in this chapter.

Section 855. Directions for inspection.

SECTION 13. Such inspection shall be made by the apparatus known as the "Foster Cup" or Foster's automatic oil tester in accordance with the following directions:

(1) Remove the thermometer with its mountings from the oil cup.

(2) Lift off the oil cup containing the flashing taper and fill open water bath with water to the mark upon the inside.

(3) Take the wick holder from the oil cup, and fill this vessel with the oil to be tested, pouring in the oil at the place of the wick holder and noting the gauge mark at the thermometer hole, pouring very gradually as the surface approaches the gauge mark. The gauge mark consists of a small pendant shelf and the oil cup is properly filled when the upper surface of the oil just adheres to the lower surface of the gauge mark. Too much care cannot be taken at this point. Having ceased pourings, tip the cup so that the oil flows away from the gauge, then gradually restore it to the horizontal, and if the surface does not again adhere, add a little more oil.

(4) Adjust the wick of the flashing taper to give a flame that does not exceed one-quarter of an inch in height and that exhibits as much blue at its base as yellow at its top.

(5) Set the oil cup on top and into the water bath, return the flashing taper to its place, inverting the conical thimble around it, and return the thermometer to its place upon the cup. In doing this be sure that the casing of the latter is pushed down upon the cup as far as it will go.

(6) Fill the lamp beneath half full of alcohol, light and place it beneath the water bath. Note the rate of increase in temperature as shown by the thermometer and adjust the wick to raise the temperature at the rate of two degrees per minute. When the temperature has reached one hundred degrees, light the flashing taper and observe it closely. As soon as the oil under test has reached its "flashing point," the flame of this taper will be extinguished by the first "flash," and the point of attention is the temperature at the instant the flame of the taper is extinguished. This "flashing point" is the point of temperature at which the oil generates vapor.

Digitized by Google

Section 856. Flashing test limit for illuminating oil.

SECTION 14. Any oil described in this chapter which bears a flashing test of one hundred and twenty degrees Fahrenheit, as shown by the test prescribed in the preceding section, may be sold for illuminating purposes. No oil or other substance which, by such test, flashes at a temperature below one hundred and twenty degrees Fahrenheit shall be sold or offered for sale to a consumer for illuminating purposes in this state.

Section 857. Inspector shall provide apparatus for tests; rejection of oils.

SECTION 15. The state inspector of oil shall provide himself with the necessary instruments, apparatus, stencils and brands for testing and marking the flash test of illuminating oils and pay for same out of the fees collected under the provisions of this chapter. When called upon for that purpose, he shall promptly inspect all oils mentioned in this chapter. He shall reject for illuminating purposes, for consumption in this state, oils which will not stand and be equal to the test herein prescribed on account or being adulterated with naptha, benzine, paraffine, other light oils or other substances, or for other reason. The state inspector shall prepare the forms of stencils and brands herein required and prescribe general regulations and rules for inspection, not inconsistent with the provisions of this chapter.

Section 858. Duties of inspector relative to test of oils; stencil on container.

SECTION 16. The inspector of oils shall make the flash test of mineral or petroleum oils, or any oil, fluid or substance, the product of petroleum, or into which petroleum or any product of petroleum enters, or is a constituent element, offered or intended to be offered for sale to consumers for illuminating purposes in this state. If, upon test, such oil, fluid or substance meets the requirements herein specified, the state inspector shall cause to be affixed by stencil or brand on the package, cask or barrel containing it the word "approved" with the date of inspection and his name and official designation. If so approved, a manufacturer, vendor or dealer may sell such oil, fluid or substance to be consumed within the state for illuminating purposes.

Section 859. Sale of rejected oils unlawful; penalty.

SECTION 17. If, upon test, an oil, fluid or substance does not meet such requirements, the inspector shall mark by stencil or brand, in plain letters, on the package or barrel containing it the words "rejected for illuminating purposes," and give the date of such inspection and his name and official designation. If so rejected, no manufacturer, vendor or dealer shall sell or offer for sale oil so branded or rejected, to be consumed within the state for illuminating purposes. Whoever violates a provision of this section shall be fined not to exceed one thousand dollars, or be imprisoned in the county jail not to exceed twenty days, or both.

Section 860. Certificate of inspection.

SECTION 18. Oil intended for sale for illuminating purposes within this state, as defined herein, shall be inspected within this state. When consigned to a distributing station in tank cars, oil shall be inspected at the refinery where manufactured, if located in this state, or at the distributing station to which it is consigned, at the discretion and direction of the state inspector. When inspection is

Digitized by Google

made, the inspector or his deputy shall deliver to the owner, or his agent, a certificate of inspection which, in addition to the word "approved," shall set forth the car initials and number, the date of inspection and the official signature of the officer making the inspection. Such certificate shall be attached to the car containing the oil so inspected, or be delivered to the owner or his agent at the distributing station, as directed by the state inspector, and the oil may then be transferred to a storage or receiving tank from which illuminating oil is distributed to consumers or dealers.

Section 861. Sale of rejected oil from tank cars unlawful; penalty.

SECTION 19. If upon inspection oil in tank cars is rejected, the certificate, in addition to the word "rejected," shall set forth the car initials and number, the date of inspection and the official signature of the officer making such inspection, and shall be delivered to the owner of the oil or his agent. Whoever transfers the contents of such car to a storage or receiving tank from which illuminating oil is distributed to consumers or dealers within this state shall be fined not less than one thousand dollars or imprisoned in the county jail not exceeding twenty days, or both.

Section 862. Wagons delivering oil must bear certificate of inspection.

SECTION 20. Wagons from which oil intended for consumption for illuminating purposes within this state is delivered to consumers or dealers, shall bear a certificate in duplicate with that issued by the inspector, covering the contents of the car last emptied into the storage or receiving tank from which such wagon was filled. Such duplicate certificate shall be issued without additional fee. Whoever, being a driver of such wagon, violates this provision shall be fined ten dollars for each day of such violation.

Section 863. Branding container filled from storage tank; penalty for violation.

SECTION 21. Barrels or packages filled from such storage or receiving tank with oil intended for illuminating purposes within this state shall be branded by the inspector without additional fee. Whoever offers for sale to dealers or consumers for illuminating purposes within this state such oil not so branded, shall be fined ten dollars.

Section 864. Inspection of oils delivered by tank lines.

SECTION 22. Each delivery of oil from refineries to local trade by pipe line or means other than tank cars into such storage or receiving tank, before such delivery, shall be inspected in the same manner as prescribed herein for the inspection of cars, except the certificate issued by the inspector shall state the date of inspection and the number of barrels inspected. Whoever delivers such oil to a dealer or consumer for illuminating purposes within the state without the certificate required by this section shall be fined ten dollars.

Section 865. Inspection of gasoline and stencil on container; fees.

SECTION 23. Gasoline, petroleum-ether or similar or like substances, under whatever name called, whether manufactured within this state or not, having a lower flash test than provided in this chapter for illuminating oils, shall be inspected by the state inspector of oils. Upon inspection, the state inspector shall affix by stamp or stencil to the package containing such substance a printed inscription containing its commercial name, the word "dangerous," date

Digitized by Google

of inspection and the name and official designation of the officer making the inspection. For such inspections, the state inspector shall receive the same fees as for the inspection of oils, which shall be paid into the state treasury, as herein provided for other fees. Such fees shall be a lien on the gasoline, petroleum-ether or similar substance so inspected. For such inspection, deputy inspectors shall receive the same fees and shall make monthly report of such inspections, as provided herein for the inspection of oils. Whoever sells or offers for sale any gasoline, petroleum-ether or similar or like substance not stamped as provided in this chapter shall be fined not more than one thousand dollars or imprisoned in the county jail not exceeding twenty days or both.

Penalty for sale of unstamped gasoline.

Section 866. SECTION 24. So far as practicable, the provisions of this chapter relating to the inspection of oil shipped to distributing stations in tank cars, shall govern similar shipments of gasoline, petroleum-ether or similar or like substances.

Provisions relating to oil apply to gasoline.

Section 867. SECTION 25. No provision of this chapter shall require the inspection of miners' lamp-oil, parraffine wax, fuel oil for fuel purposes under boilers for generating steam, furnaces or retorts in place of other fuel in manufacturing plants, or gas-making material when sold to gas works for manufacture of gas.

Products to which this chapter does not apply.

Section 868. SECTION 25. In the performance of his duties under the provisions of this chapter, the state inspector of oils or his deputies may enter into or upon the premises of a manufacturer, vender or dealer in any oil or fluid mentioned in this chapter, and may require from a person so selling oils for illuminating purposes a statement covering any period desired of the number of barrels by him sold.

Powers of inspector.

SECTION 27. That sections 844 to 868 inclusive of the General Code be, and the same are hereby repealed.

SECTION 28. Because of the fact that the oil inspection laws of the state have been declared unconstitutional by a recent decision of the supreme court, and the immediate enactment of oil inspection laws is necessary for the public health and safety, this act is hereby declared to be an emergency act within the meaning of the constitution and shall go into immediate effect.

Emergency act.

The sectional numbers on the margin hereof are designated as provided by law. EDWARD C. TURNER, Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 90G.

Digitized by Google

[Am. Senate Bill No. 110.]

www.libtool.com.cn

AN ACT

To authorize the governor, attorney general, and the superintendent of public works to sell at private sale, certain portions of the berme embankment of the Ohio canal, in the city of Massillon, Stark county, Ohio.

Be it enacted by the General Assembly of the State of Ohio:

Authority to sell portions of Ohio canal in Massillon.

SECTION 1. That authority be and is hereby granted to the governor, attorney general, and the superintendent of public works to sell, at private sale, the following described canal lands, situate in the city of Massillon, Stark county, Ohio, to-wit:

Description.

First Tract. Being the berme embankment of the Ohio canal, commencing at a point in the north line of South street in said city, a distance of 126 feet west of the westerly line of Erie street and running thence northerly, parallel to the westerly line of Erie street and 126 feet westerly therefrom, a distance of 520 feet; thence continuing northerly 72 feet, more or less, to a point in the center line produced of a driveway that is jointly owned by The Hess-Snyder Company and Amelia C. Prior, which point is 125 feet west of the westerly line of Erie street; thence westerly, at right angles, 14 feet, more or less, to the inner face of the stone retaining wall on the east side of the Ohio canal; thence southerly along the easterly top water line of said canal, as established by G. F. Silliman's survey, made under the direction of the board of public works in 1912, 593 feet, more or less, to the north line of South street; thence easterly along the north line of South street 19.4 feet to the place of beginning, and containing 9903 square feet, more or less.

Description.

Second Tract. Being the berme embankment of the Ohio canal in the city of Massillon, Stark county, Ohio, commencing at a point in the south line of Main street in said city that is 122 feet west of the southwest corner of Main and Erie streets in said city and running thence southerly on a line parallel to and 122 feet west of the westerly line of Erie street, a distance of 50 feet; thence westerly at right angles, 12 feet to the top water line of the canal; thence northerly along the easterly top water line of said canal, as established by G. F. Silliman's survey of said canal, 50 feet to the south line of Main street; thence easterly along the south line of Main street, 12 feet to the place of beginning, and containing 600 square feet, more or less.

Appraisement, when and how made.

SECTION 2. As a preliminary to such sale, the superintendent of public works shall appraise said land in accordance with the provisions of section 13971 of the General Code, taking into consideration, however, the benefits that will accrue to the state by reason of the construction of the retaining wall hereinafter required.

Digitized by Google

Conveyance by deed; reservation by the state.

SECTION 3. If such appraisement is satisfactory to the governor and attorney general, the governor, upon payment of the purchase money into the general revenue fund in the state treasury, shall execute a deed therefor to the purchaser, reserving, however, to the state an easement in such land for embankment purposes for restraining the water of the canal within its proper channel, and also requiring the purchaser to construct and maintain, so long as the canal exists, either a stone or concrete retaining wall along the westerly line of the land herein described, which wall shall be satisfactory to the superintendent of public works.

Cancellation of existing leases.

On the consummation of the sale, and the execution of a deed for the lands herein described, the superintendent of public works is hereby authorized to cancel any existing leases for said lands.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 91L.

[Senate Bill No. 133.]

AN ACT

To amend section 13171 of the General Code, relating to misrepresentations in soliciting insurance.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 13171 of the General Code be amended so as to read as follows:

Misrepresentations in soliciting insurance; penalty.

Sec. 13171. Whoever for himself or as an officer, director, agent, solicitor or representative of any insurance company, except fire insurance companies or associations or fraternal benefit societies, doing business in this state, issues or circulates or causes or permits to be issued or circulated any estimate, illustration, circular or statement of any sort misrepresenting the terms of the policies or policy issued or to be issued by such company or the benefits or advantages promised thereby or the dividends or shares or surplus to be received thereon, or uses any name or title of any policy or class of policies misrepresenting the true nature thereof or makes any misrepresentation to induce any person to take out a policy of insurance or makes any misrepresentation to any person insured in any such insurance company for the purpose of inducing or tending to induce such person to lapse, forfeit or surrender his said insurance, shall

Digitized by Google

be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than one hundred dollars nor exceeding five hundred dollars or imprisoned in the jail of the county for a period not exceeding thirty days, or both, at the discretion of the court, and shall pay the costs of the prosecution, and the fines which shall be levied and collected for the violation of any of the provisions of this section shall be paid to the county treasurer for the benefit of the common school fund; and upon any such conviction the superintendent of insurance shall revoke the license of the person so offending for not more than one year.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 13171 of the General Code be and the same hereby is repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 6, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 7th day of May, A. D. 1915. 92G.

[House Bill No. 285.]

AN ACT

To amend section 691 of the General Code, relative to the fees to be paid by building and loan associations to the inspector of building and loan associations.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 691 of the General Code, as amended by the act approved April 23, 1913, be amended to read as follows:

Fees to be paid to inspector.

Sec. 691. Foreign building and loan associations shall pay to the inspector of building and loan associations the following fees:

For filing an application for admission to do business in this state, five hundred dollars;

For each certificate of authority and annual renewal thereof, two hundred dollars.

Every building and loan association doing business in this state, whether foreign or domestic, shall pay to the inspector of building and loan associations, for filing each annual report, at the time said annual report is filed, the sum of ten dollars, and in addition thereto, one-eightieth of one per cent. of its assets, as shown in such report. All such fees collected shall be paid into the general revenue fund.

Digitized by Google

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 691 of the General Code be, and the same is hereby, repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 93G.

[Am. Senate Bill No. 244.]

AN ACT

To supplement section 1412 of the General Code by the enactment of sections 1412-1 to 1412-5 inclusive relating to the propagation of certain kinds of game birds within the state for commercial purposes.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1412 of the General Code be supplemented by additional sections 1412-1 to 1412-5 inclusive to read as follows:

Propagation of certain game birds for commercial purposes.

Sec. 1412-1. It shall be lawful for any citizen of the state of Ohio to engage in the business of raising and selling domesticated English ring-neck, Mongolian or Chinese pheasants on lands of which he is the owner or lessee. Any person desiring to engage in the propagation of the birds herein mentioned, shall make application in writing to the agricultural commission for a permit and upon payment of a fee of fifty cents, shall be granted a breeder's license, permitting such applicant to breed and raise for commercial purposes the birds above enumerated, under the regulations herein set forth.

Metal tag attached to leg of bird bearing name, trade mark, or initials of licensee required.

Sec. 1412-2. Any licensee or person, having written permission may kill and sell the birds herein enumerated in accordance with the provisions set forth, and the birds so killed may be bought and sold as hereinafter stated. Immediately after killing any such birds as provided, there shall be securely attached to the leg of each pheasant a metal tag bearing the name, initials, or registered trade mark of the licensee producing such birds. Each licensee must have on file with the agricultural commission a copy of the trade mark, name, or initials appearing on the metal band which is required on each bird produced and killed by him, or any person acting under his authority, and it shall be unlawful for any person, firm, or corporation to buy, sell, or have in possession a dead pheasant not bearing the metal tag herein required.

Digitized by Google

Written report by licensee.

Sec. 1412-3. Every licensee by whom pheasants are sold or shipped under authority of this statute shall, within five days after selling or shipping same, make and file with the agricultural commission a written report thereof which report shall contain a statement of the number and kinds of birds sold or shipped and the name and address of the person, firm, or corporation to whom they were sold or shipped and date thereof. Blanks for making the report herein required shall be furnished by the agricultural commission to each licensee. The agricultural commission shall also, at a nominal cost, supply licensees with the necessary metal tags. Such tags shall bear a distinctive mark and it shall be unlawful for any person, firm, or corporation to use any other form of tag than that provided by the agricultural commission; it shall be unlawful for any person, firm or corporation to attach to any birds or fowls mentioned in this bill, or otherwise use a tag belonging to any other licensee.

www.libook.com.cn

Blanks and metal tags furnished.

Package, box, etc., for shipment shall bear label; contents.

Sec. 1412-4. It shall be unlawful for any person, firm, or corporation, or transportation company to receive for transportation or transport a package, box, or other receptacle containing pheasants unless such package bears a label on the address side, containing the name and address of the owner or consignor and a list showing the number and kinds of birds contained therein.

Penalty.

Sec. 1412-5. Any person violating the provisions of this act shall, upon conviction, be punished in accordance with the provisions of section 1445 of the General Code. Each bird killed, had in possession or transported contrary to the provisions of this act shall constitute a separate offense.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 94G.

[Am. Senate Bill No. 218.]

AN ACT

To amend sections 248, 262, 263, 302, 304, 305 and 308, and to repeal sections 300, 303, 306 and 307 of the General Code, relating to the duties of the treasurer of state and auditor of state.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 248, 262, 263, 302, 304, 305 and 308 of the General Code be amended to read as follows:

Digitized by Google

Payment into state treasury shall be by pay-in-order or draft of auditor.

Sec. 248. All payments into the state treasury shall be by pay-in-order or draft of the auditor of state, and no payment into the state treasury shall discharge a liability to the state unless it is made on such pay-in-order or draft. Such pay-in-order or draft shall specify the amount to be paid, on what account, and to the credit of what fund. The treasurer of state shall file and carefully preserve the pay-in-order or draft, and on receiving payment, give such payor, if demanded, a receipt for the money so paid.

www.libtool.com.cn

Daily statement of balances; system of accounts with proper checks.

Sec. 262. The auditor of state shall make a statement each day of the balances at the close of business as shown by the accounts in his office. The auditor of state and treasurer of state shall devise and adopt a system of accounts in their respective offices, with proper checks upon each.

Annual audit and inventory of state treasury; filing detailed statement.

Sec. 263. Once each year or oftener, in his discretion, the auditor of state shall without previous notice audit the accounts and transactions of the treasurer of state, and ascertain the condition of the state treasury, and make an inventory of the amount of money, bonds, securities, claims, deposits, assets, and other property, which are in the state treasury. He shall thereupon make and sign in duplicate a detailed statement of the audit and inventory, file one thereof in his office and transmit the other to the treasurer of state, and immediately notify the governor of the state thereof.

Accounts of receipts and disbursements.

Sec. 302. The treasurer of state shall keep a record of the number, date and amount of each pay-in-order or draft for the payment of money into the treasury, and of the number, date and amount of each warrant of the auditor of state paid by him. The books of the treasurer of state, at all times, shall show the condition of the treasury.

Warrants, how paid.

Sec. 304. The treasurer of state, on presentation, shall pay all warrants drawn on him by the auditor of state. On payment of the warrant he shall write or stamp "paid" together with the date of payment on the face thereof, and shall at least once in each month surrender to the auditor of state all warrants shown by the books of the treasurer of state to be paid, and shall accept the receipt of the auditor of state therefor, which receipt shall be held by the treasurer of state in place of such warrants and as evidence of the payment thereof by him.

Daily statement of balances by treasurer and auditor.

Sec. 305. The treasurer of state shall make a statement each day of the balances at the close of business as shown by the accounts in his office. The treasurer of state and the auditor of state shall forthwith compare such statement with the daily statement of the auditor of state, and correct any error that might be disclosed by such comparison.

Governor or auditor may require the secretary of state or attorney general to be present.

Sec. 308. If he deems it proper, the governor or auditor of state may require either the secretary of state or the attorney general to be present at any such audit made pursuant to section 263 of the General Code. In such case the attorney general or secretary of state shall be present at,

Digitized by Google

assist in, and certify on the detailed statement of the auditor of state to the correctness of such audit and statement, or to any errors or omissions therein.

www.state.oh.us

SECTION 2. That said original sections 248, 262, 263, 300, 302, 303, 304, 305, 306, 307, and 308 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 95G.

[Am. Senate Bill No. 50.]

AN ACT

To amend section 841 of the General Code, relative to taxation of insurance companies.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 841 of the General Code of Ohio, be amended to read as follows:

Taxation of insurance companies; credit of moneys received.

Sec. 841. For the purpose of maintaining the department of state fire marshal and the payment of expenses incident thereto, each fire insurance company doing business in this state shall pay to the superintendent of insurance in the month of November each year, in addition to the taxes required by law to be paid by it, one-half of one per cent. on the gross amount of premiums received by it from policies covering risks within this state during the preceding calendar year, after deducting return premiums and considerations received for re-insurances as shown by the next preceding annual statement, verified under oath as required under the provisions of section 9590 of the General Code. The superintendent of insurance shall pay the money so received into the state treasury to the credit of a special fund for the maintenance of the office of the state fire marshal. If any portion of such special fund remains unexpended at the end of the year, for which it was required to be paid, and the state fire marshal so certifies, it shall be transferred to the general revenue fund of the state.

Failure to pay tax ground for revoking or refusing license; action for recovery of tax.

Upon failure or refusal to pay the tax, the superintendent of insurance may revoke or refuse to renew the license of said fire insurance company, and shall certify the fact of such failure or refusal to pay said tax to the attorney general, who shall thereupon begin an action against the company in the court of common pleas of the proper county,

Digitized by Google

to recover the amount of the tax. If such company ceases to do business in this state, it shall thereupon make report to the superintendent of insurance and shall forthwith pay to the superintendent of insurance all taxes due and to become due from it.

www.libool.com.cn

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 841 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 96G.

[Am. Senate Bill No. 132.]

AN ACT

To provide for certificates of authority to agents of certain domestic insurance companies.

Be it enacted by the General Assembly of the State of Ohio:

Section 654-1. SECTION 1. Every insurance company organized under the laws of this state and transacting the business of life insurance, or the business of casualty insurance, shall certify under the hand of one of its principal officers or of its duly authorized officer or agent, to the superintendent of insurance of this state, the names and addresses of the persons authorized by it, as its agents, to solicit or place insurance. The authority of such agent shall continue until cancelled by the company by like certificate filed with the superintendent of insurance, unless the authority of the agent shall be revoked by the superintendent of insurance.

Certificate of authority to agents.

The superintendent of insurance shall record the names and addresses so certified in such manner that duly authorized agents and their respective companies may conveniently be inspected.

Record of names and addresses of agents.

No person shall act as agent for such company in soliciting or placing insurance, unless the unrevoked certificate of his authority is so filed with the superintendent of insurance.

Upon conviction of any such insurance agent, for the violation of any insurance law of this state, the superintendent of insurance may revoke the authority of such agent for not more than one year and cancel his name on the records of the superintendent of insurance, and notify the agent and his company or companies of such revocation; and thereafter, such agent shall not act as an insurance agent or transact any insurance business for or on behalf

Conviction for violation of law cause for revocation of agent's certificate.

Digitized by Google

of any insurance company until new certificate or certificates of his authority, by the company or companies thereafter appointing him, shall be duly filed with and approved by the superintendent of insurance.

No other license or evidence of authority of such insurance agent shall be required, and there shall be no fee or other expense in connection with such certificates of authority.

The sectional number on the margin hereof is designated as provided by law. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 97G.

[Am. Senate Bill No. 162.]

AN ACT

To amend sections 3320, 3321 and 3326 of the General Code, relating to the deposit of township funds in depositories.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 3320, 3321 and 3326 be and the same are amended to read as follows:

Deposit of township funds.

Sec. 3320. That within thirty days after the first Monday of January, 1916, and every two years thereafter, the trustees of any township shall provide by resolution for the depositing of any or all moneys coming into the hands of the treasurer of the township, and the treasurer shall deposit such money in such bank, banks or depository within the county in which the township is located as the trustees may direct subject to the following provisions.

What resolution shall contain.

Sec. 3321. The trustees of the township shall determine in such resolution the method by which bids shall be received, the authority which shall receive them, and time for which such deposits shall be made, and all the details for carrying into effect the authority herein given, but all proceedings in connection with such competitive bidding and the deposit of such moneys shall be conducted in such manner as to insure full publicity and shall be open at all times to public inspection. But no contract for the deposit of township funds shall be made for a longer period than two years.

When treasurer not liable.

Sec. 3326. When such depository is provided and the funds are deposited therein as herein directed, the treasurer of the township and his bondsmen shall be relieved of any liability occasioned by the failure of the bank or banks of deposit or by the failure of the guaranty company acting as surety for such bank or banks, or by the failure of either

Digitized by Google

of them except as herein provided in cases of excessive deposits. On failure of the trustees of any township to provide a depository according to law the trustees and their bondsmen shall be liable for any loss occasioned by their failure to provide such depository, and in addition shall pay into the township treasury two per cent. on the average daily balance on the township funds during the time said township shall be without a depository. Said moneys may be recovered from the township trustees and their bondsmen for the use and benefit of the township treasury upon the suit of any tax payer of the township.

Liability of trustees on failure to provide depository.

www.libool.com.cn

SECTION 2. That said original sections 3320, 3321 and 3326 of the General Code, be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 98G.

[House Bill No. 261.]

AN ACT

To amend section 12415 of the General Code, relating to attempt to have carnal knowledge.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 12415 of the General Code be amended so as to read as follows:

Sec. 12415. Whoever, being eighteen years of age, attempts to carnally know and abuse a female person under sixteen years of age, with her consent, shall be imprisoned in the penitentiary not less than one year nor more than fifteen years, or six months in the county jail or workhouse. The court is authorized to hear testimony in mitigation or aggravation of such sentence.

Attempt to have such carnal knowledge.

SECTION 2. That said original section 12415 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed April 27, 1915.
Approved May 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 99G.

Digitized by Google

[Am. Senate Bill No. 263.]

AN ACT

www.libtool.com.cn

To amend section 1488 of the General Code, relative to the printing and binding reports of the supreme court of Ohio, the court of appeals and other courts.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1488 of the General Code be amended to read as follows:

Contract for printing and binding court reports.

Sec. 1488. With the approval and under the direction of the supreme court, the reporter may contract with a responsible person, firm or corporation, resident of and doing business in the state of Ohio, to furnish materials, print and bind the reports of the supreme court, courts of appeals and such of the inferior courts of the state as are designated by the reporter, with the approval of the chief justice of the supreme court.

Copies for state without expense; additional copies.

Such contract shall provide for the delivery to the secretary of state of three hundred and fifty copies of each volume of reports without expense to the state. The said contract shall also provide for the furnishing of an additional number of copies of each volume sufficient to supply the demand of the citizens of the state to be sold by the contractor to persons or companies in this state at not exceeding one dollar and fifty cents per volume.

Period of contract.

No such contract shall be for a period greater than two years. So far as the state can confer it, the contractor shall have the exclusive right to publish such reports during the term of the contract.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That original section 1488 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 100G.

Digitized by Google

[House Bill No. 493.]

AN ACT

www.libtool.com.cn

To amend section 4 of an act entitled, "An act to provide for the conservation of the oil, gas, coal and other minerals upon the school and ministerial lands of the state, and to amend sections 3209-1, 3210, 3214, 3222, 3232, and 3233 of the General Code, and to enact new sections to be known as sections 3211-1 and 3229-1," passed by the general assembly of Ohio at its extraordinary session, July 20th, 1914, relating to the sale and leases of canal lands.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 4 of the act entitled, "An act to provide for the conservation of the oil, gas, coal and other minerals upon the school and ministerial lands of the state, and to amend sections 3209-1, 3210, 3214, 3222, 3232 and 3233 of the General Code, and to enact new sections to be known as sections 3211-1 and 3229-1," passed by the general assembly of Ohio at its extraordinary session, July 20th, 1914, be amended to read as follows:

Section 23-1. Sec. 4. All sales and leases of public or other state lands, except canal lands other than reservoirs and lands appurtenant and adjacent to reservoirs, shall exclude all oil, gas, coal or other minerals on or under such lands, except lands specifically leased for such purposes separate and apart from surface leases, and all deeds for such lands executed and delivered by the state shall expressly reserve to the state all gas, oil, coal or other minerals on or under such lands with the right of entry in and upon said premises for the purpose of selling or leasing the same, or prosecuting, developing or operating the same and this provision shall affect and apply to pending actions.

Sales and leases of state lands shall reserve all oil, gas, coal and other minerals; exception.

Pending actions affected.

SECTION 2. That original section 4 of the above mentioned act be and the same is hereby repealed.

The sectional number on the margin hereof is designated as provided by law. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 7, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 10th day of May, A. D. 1915. 101G.

Digitized by Google

[House Bill No. 29.]

www.libtool.com.cn

AN ACT

To provide for the listing and valuation of property for purposes of taxation and to repeal certain sections of the General Code, relating thereto.

Be it enacted by the General Assembly of the State of Ohio:

District assessors, boards and boards of complaints abolished; equipment turned over to county auditors and boards of revision.

SECTION 1. The offices of district assessors, district boards of assessors and district boards of complaints created by an act passed April 18th, 1913, 103 Ohio Laws, page 786, are hereby abolished and the terms of office of all persons appointed to said offices shall, upon the taking effect of this act, cease and terminate. District assessors and district boards of assessors shall turn over to the county auditor of the counties constituting their respective assessment districts, and district boards of complaints shall turn over to the county boards of revision, created by this act, of the counties constituting their respective districts, all the books, papers, files, records and furniture of their said offices. Any unfinished business of a district assessor or a board of assessors shall be completed by such county auditor and any unfinished business of a district board of complaints shall be completed by such county board of revision.

Section 5579.

Tax commission shall direct and supervise assessment of property.

SECTION 2. In addition to all other powers and duties vested in or imposed upon it by law, the tax commission of Ohio shall direct and supervise the assessment for taxation of all real and personal property in the state. County auditors shall, under the direction and supervision of the tax commission of Ohio, be the chief supervising, assessing officers of their respective counties, and, with the local assessors selected in the manner provided in this act, shall list and value real and personal property for taxation, within and for their respective counties, except as may be otherwise provided by law. There shall also be in each county, a board to hear complaints and revise assessments of real and personal property for taxation, which shall be known as the county board of revision.

Section 5366.

Returns for taxation to county auditor; powers and duties.

SECTION 3. Whenever any person, company, firm, partnership, association or corporation was by any existing provision of any law repealed by this act required to return property to the district assessor for taxation, the same shall be returned to the county auditor; and whenever the district assessor was by any provision of any such law charged with any duty or vested with any powers in making up the original tax list, or in listing and valuing any property which has been omitted from the tax list, or in correcting any returns or statements of property for taxation, either with respect to its valuation or amount, such duty shall devolve upon and be performed by the county auditor and such power shall vest in him and be exercised by him.

Digitized by Google

Section 5366-1. SECTION 4. The listing of all property, moneys, credits, investments in bonds, stocks, joint stock companies, or otherwise, except the stock in trade of transient persons, shall be made between the second Monday of April and the first Monday of June, annually. The listing and valuation of all such property for taxation shall be made as of the day preceding the second Monday of April, annually, and all personal property, moneys, credits and investments except as otherwise provided in this act shall be listed and valued with respect to the ownership thereof on said date and in the place where then taxable. Wherever any property is by any existing provision of law required to be listed or returned for taxation as of a day other than the day preceding the second Monday of April, such provision shall be deemed to mean the day preceding the second Monday of April, and whenever the liability of any person or of any property to taxation is, by any existing provision of law, to be determined by reference to a day other than the day preceding the second Monday of April, said liability shall be determined by reference to the day preceding the second Monday of April; provided that the provisions of this section shall not apply to the return of the resources and liabilities of incorporated and unincorporated banks, nor in any case where property is required to be returned for taxation, or to be valued, by the tax commission of Ohio; nor in any case where the liability of any person or of any property to taxation is required to be originally determined by the tax commission of Ohio.

Time when property shall be listed for taxation and when liability attaches.

Section 5372. SECTION 5. Personal property of every description, moneys and credits, investments in bonds, stocks, joint stock companies or otherwise, shall, except as otherwise provided, be listed in the name of the person who was or became the owner thereof on the day preceding the second Monday of April, in each year, and the transfer or sale of any taxable property subsequently thereto shall not authorize any person to omit the same from his list nor the assessor to fail to assess the same in the name of the person who would have been required to list it, although such listing be not made until after the sale or transfer of such property; but all such property shall be listed for taxation in the same manner as if no sale or transfer thereof had been made. No person shall be required to list for taxation any shares of the capital stock of a company, the capital stock of which is taxed in the name of such company.

How and in whose name personal property shall be listed.

Section 5372-1. SECTION 6. Personal property, moneys, credits, investments in bonds, stocks, joint stock companies or otherwise in the possession or control of a person as parent, guardian, trustee, executor, administrator, assignee, receiver, official custodian, factor, agent, attorney, or otherwise, on the day preceding the second Monday of April in any year, on account of any person or persons, company, firm, partnership, association or corporation, shall be listed by the person having the possession or control thereof and be entered upon the

Listing of property held in trust capacity or fiduciary relationship.

Digitized by Google

tax lists and duplicate in the name of such parent, guardian, trustee, executor, administrator, assignee, receiver, official custodian, factor, agent, attorney or other person, adding to such name words briefly indicating the capacity in which such person has possession of or otherwise controls said property, and the name of the person, estate, firm, company, partnership, association or corporation to whom it belongs; but the failure to indicate the capacity of the person in whose name such property is listed or the name of the person, estate, firm, company, partnership, association or corporation to whom it belongs shall not affect the validity of any assessment thereof.

www.hofool.com.cn

Section 5372-2. Property omitted shall be listed.

SECTION 7. If, on or after the day preceding the second Monday of April in any year, any personal property, moneys, credits, investments in bonds, stocks, joint stock companies or otherwise become subject to the possession or control of a person as parent, guardian, trustee, executor, administrator, assignee, receiver, official custodian, factor, agent, attorney or otherwise, on account of any other person who was the owner thereof on said date, and such personal property has not been listed for taxation, such property shall be listed by such parent, guardian, trustee, executor, administrator, assignee, receiver, official custodian, factor, agent, attorney or other representative as provided in the next preceding section.

Section 5374-1. Listing of property by person moving into this state from another.

SECTION 8. The personal property, moneys, credits, investments in bonds, stocks, joint stock companies or otherwise of persons moving into this state from another state between the day preceding the second Monday of April and the first day of October, in any year, shall be listed for taxation for such year in all respects agreeably to the provisions of this chapter; unless the person required to list the same shows to the assessor, under oath, and by producing a copy of the assessment duly certified to by the proper officer of the state or sub-division thereof in which said property was assessed, that the same property has been listed and assessed for taxation for that year in such other state, or that such property has been received by him in exchange for property so listed or assessed.

Section 5371-1. Where personal property shall be listed, when owner moves from one subdivision to another.

SECTION 9. Personal property, moneys, credits, investments in bonds, stocks, joint stock companies or otherwise of persons removing from one county, city, village, township or special taxing district to another, between the second Monday of April and the first Monday of June, in any year, shall be listed in either place in which the owner is first called upon by the assessor, or in which the property is located when listed, as the case may be.

Section 5371-2. Listing of property in transit.

SECTION 10. Personal property in transit shall be listed in the township, city or village where the owner resides; provided, however, that if such property is intended for a particular business, it shall be listed at the place where the property of such business is required to be listed.

Digitized by Google

Section 5371-3. SECTION 11. Personal property, moneys, credits, investments in bonds, stocks, joint stock companies or otherwise belonging to the estate of a deceased person whose residence at the time of his decease was in this state, shall be listed by his executors, administrators, trustees or personal representatives, whether residents of this state or not, in the township, city or village in which the deceased would have been required to list the same if he had been or was living on the day preceding the second Monday of April.

Listing of property of deceased person, resident of this state.

Section 5371-4. SECTION 12. Property pertaining to a business carried on by a person, firm, partnership, association or unincorporated company shall be listed in the township, city or village in which such business is carried on. Provided, however, that if such business is carried on in more than one township, city, village or county in this state, the value thereof shall be ascertained and apportioned to and assessed in the several townships, cities, villages or counties in which such business is carried on, in the manner provided for the assessment of the property of incorporated companies by sections 13, 14 and 15 of this act.

Listing of property, by person, partnership or unincorporated company.

Section 5406-1. Section 13. If the property of an incorporated company is situated in more than one county, return shall be made to the county auditor of the county wherein the principal place of business of the company is located, or if the company has no principal place of business in this state, to the county auditor of any county wherein it transacts business or its property is situated. The county auditor to whom return is made shall certify the fact, together with the return and all information in his possession relating thereto, to the tax commission of Ohio, which shall ascertain and determine the aggregate value of the entire property of the company required to be listed in this state, and, from the aggregate sum so found, make the deductions provided in section fifty-four hundred and five of the General Code. The commission shall apportion the value of the property of such company, after making such deductions, among such counties in proportion to the value of the property located in each, and certify its findings to the county auditors, who shall severally apportion the amount certified to their respective counties, to the cities, villages, townships and other taxing districts, therein, in the manner prescribed in section 5405 of the General Code.

Where and how property of an incorporated company, situated in more than one county, shall be listed.

Section 5406-2. SECTION 14. The county auditor shall enter the apportioned valuation provided for in the preceding section on the tax list and duplicate, separately entering the real estate belonging to the company at the assessed value thereof.

Entry of apportioned valuation.

Section 5406-3. SECTION 15. In determining the location of property for the purpose of the two preceding sections, all moneys and credits used in or appertaining especially to a separate business transacted by an incorporated company at a particular place shall be deemed to be located at such place where the business is transacted, and moneys and credits not used in or appertaining especially to such separate busi-

How location of property determined.

Digitized by Google

ness transacted at any particular place shall be deemed to be located at the principal place of business of such company.

www.libtool.com.cn

Section 5372-3. How property listed, when required by a person on behalf of others.

SECTION 16. A person required to list property on behalf of others shall list it separately from his own, specifying, in each case, the name of the person, estate, firm, company, partnership, association or corporation to whom it belongs, and the capacity in which he holds it, and every person engaged in the business of receiving property in pawn as security for money or other thing advanced to the pawner shall list all the property pawned and held by him as a pawn broker, on hand on the day preceding the second Monday of April, annually, and taxes shall be charged to him upon the value of such property.

Section 3349. Election of assessors; assessment districts.

SECTION 17. At the regular election to be held in November, 1915, and biennially thereafter, assessors shall be elected in the manner provided by law for the election of ward, district, city, village and township officers as follows: In municipal corporations divided into wards, one assessor shall be elected in each ward; in villages one assessor shall be elected; in cities not divided into wards, the board of deputy state supervisors of elections or the board of deputy state supervisors and inspectors of elections, as the case may be, shall, acting in conjunction with the county auditor, within ten days after this act shall become effective, divide such cities or such part or parts thereof as may be located in their county, into such number of assessment districts as in the judgment of the county auditor may be necessary in order to provide for the assessment of all the property therein; a division so fixed shall remain in effect for a period of four years, at the expiration of which and quadrennially thereafter a like division shall be made in the same manner and by the same authority. One assessor shall, at the time specified in this section, be elected in each assessment district so created; provided, however, that nothing therein shall be so construed as to require a division of any municipal corporation or part thereof into assessment districts when, in the judgment of the county auditor, such division is not necessary, in which event one assessor shall be elected in the entire municipal corporation or in that part thereof which may be located in one county as the case may be; in townships not having a municipal corporation therein, one assessor shall be elected in such township; in townships composed in part of a municipal corporation, one assessor shall be elected in the territory outside such municipal corporation. An assessor shall be a citizen possessing the qualifications of an elector of such ward, district, city, village or township. Such assessor shall take and hold his office for the term of two years from and after the first day of January following his election. Upon the election and qualification of such assessor, the right of the deputy assessor, theretofore appointed under any provision of law to exercise any powers or perform any duties as such deputy

Qualifications, term, powers and duties.

Digitized by Google

assessor shall cease and determine, and he shall turn over to the person so elected and qualified, all the books, records, papers and furniture of said office. Such elected assessor shall be the successor of said appointed officer, with full power to take up, carry on and complete any and all of the unfinished business thereof, and he shall perform all the duties, exercise all the powers and be subject to all the liabilities and penalties devolved, conferred or imposed by law upon the deputy assessor so appointed.

Section 3350. SECTION 18. A county auditor, who deems it necessary to enable an assessor to complete his work within the time prescribed, may appoint one or more assistant assessors for such ward, district, city, village or township. The county auditor shall assign to each assistant assessor such portion of the work of the assessor as he thinks proper. An assistant assessor shall possess all the qualifications of an elected assessor and, after giving bond and taking an oath of office as prescribed by law, shall, in the work assigned to him, perform all the duties and be subject to all the liabilities and penalties enjoined upon elected assessors by the provisions of law. Such assistant assessors shall not be subject to the provisions of any civil service law or regulation.

Appointment of assistant assessors; qualifications and duties.

Section 3351. SECTION 19. Each assessor, assistant assessor and member of a county board of revision shall give bond, payable to the state for the faithful performance of his duties. The form of such bonds shall be prescribed by the attorney general and furnished by the tax commission of Ohio, and their execution shall be approved by the prosecuting attorney of the proper county. Each bond when executed shall be submitted, with the oath of office endorsed thereon, to the auditor of the county wherein the principal resides. If the auditor approves the surety thereon, he shall endorse his approval on the bond and file it in his office and there safely keep it. The sureties on such bonds may be released from liability thereon in the manner and subject to the limitations provided by section twelve thousand one hundred and ninety-five to section twelve thousand one hundred and ninety-seven, inclusive, of the General Code. Each such bond, and the principal thereon, personally, shall be liable, in addition to any other liability growing out of the exercise of the powers and duties of his office by the principal, for any damage to any person caused by any neglect, default, fraud or unlawful act of the principal, of which he may be guilty while acting within the scope of his official duties or under color of his official authority. The bond of an assessor shall be in the sum of one thousand dollars, that of an assistant assessor in the sum of five hundred dollars and that of a member of a county board of revision in the sum of two thousand dollars.

Bond of assessors and assistants; approval and filing; release of surety.

Bond of member of board of revision.

Section 3352. SECTION 20. Each assessor, before entering upon the discharge of the duties of his office, shall take and subscribe an oath, faithfully and impartially to assess the property in his district, and otherwise faithfully to perform the du-

Oath of assessor, assistant and member of board of revision.

Digitized by Google

ties imposed upon him and impartially to exercise the powers vested in him by law. Each assistant assessor shall, before entering upon the discharge of the duties of his office, take and subscribe an oath, faithfully and impartially to assess the property assigned to him by the county auditor, and otherwise faithfully to perform the duties imposed upon him and impartially to exercise the powers vested in him by law. Each member of a county board of revision shall, before entering upon the discharge of the duties of his office, take and subscribe an oath faithfully and impartially to discharge the duties of his office.

Section 3353.

Removal of assessors or assistants; causes.

SECTION 21. The county auditor may summarily remove any appointed assessor or assistant assessor when, in his judgment, the public interest so requires. He may also remove any elected assessor for want of moral character, inefficiency, incompetency, neglect or breach of duty or malfeasance in office, giving to him a copy of the charges against him, and an opportunity to be publicly heard thereon upon not less than ten days' notice. The decision of the county auditor therein shall be final. The county auditor may suspend without pay such assessor during the pendency of such proceedings for his removal.

Section 3353-1.

Vacancies, how filled.

SECTION 22. If there shall be a failure to elect an assessor in any ward, district, city, village or township, or if a person elected assessor fails to give bond and take the oath of office within thirty days after his election, or if after his appointment or election, an assessor shall remove from the ward, district, city, village or township for which he was appointed or elected, the office shall be deemed vacant. Should there be at any time a vacancy in such office for any of the causes aforesaid, or from any other cause, the county auditor shall fill such vacancy by appointing any competent and suitable elector of such ward, district, city, village or township, who will accept and perform the duties of such office.

Section 3364.

Compensation of assessors and assistants; time for completion of work.

SECTION 23. The compensation of assessors and assistant assessors, which shall be paid out of the county treasury, shall not be less than three dollars nor more than six dollars per day for each day they are necessarily engaged in the performance of their duties. Such compensation shall annually be fixed within such limits by the county auditor subject to the approval of the board of county commissioners. Each assessor and assistant assessor shall make and file with the county auditor a statement giving in detail the date of each day on which he was necessarily engaged in the performance of his duties, and verify it by oath, which oath the county auditor may administer. If the county auditor is satisfied that such statement is correct he shall draw his warrant on the county treasurer for the amount thereof. No such warrant shall be drawn until such assessor or assistant assessor has filed with the county auditor all the statements and returns of property listed by him, the lists of the owners of property, the statistics and enumerations

Digitized by Google

required of him by law, and the county auditor is satisfied that the same are as full and accurate as could be made. The county auditor shall fix the time within which such officers shall complete their work and they shall not receive compensation for a longer period, unless the county auditor, for good cause shown, shall extend the same.

www.abrdbl.com.cn

General powers and duties of assessors and assistants.

Section 3354. SECTION 24. Assessors, within their respective districts, and assistant assessors within such territory as may be assigned to them respectively, shall, under the direction of the county auditor, list and value for taxation the property subject to taxation therein, except as otherwise provided by law, and in the performance of such duties shall have and perform under his direction all the powers and duties of the county auditor in respect thereto. Wherever in the General Code, or in this act, the words "assessor," "district assessor," "township assessor," "ward assessor," "precinct assessor," "assessor of real estate" or "assessor of real property," are used, the same shall be deemed to mean the county auditor or the assessor, as the case may be. The county auditor or the assessor shall, unless otherwise provided by law, perform, or cause to be performed, all the duties, exercise all the powers and be subject to all the liabilities and penaltics devolved, conferred or imposed by law upon such officers.

Annual meeting on the second Monday of April for instruction.

Section 5367. SECTION 25. The assessors of each county shall, annually, on the second Monday of April, meet at the office of the county auditor or such other place at the county seat as he may designate. Notice of such meeting shall be mailed, or otherwise delivered, to each assessor, by the auditor, not less than five days before the date of such annual meeting. The auditor shall meet with the assessors and instruct them as to their duties, directing their attention particularly to the provisions of law and the rules and instructions of the tax commission of Ohio relating to the listing and valuing of property for taxation. The auditor also may at any other time call assessors before him for additional instructions, and assessors shall obey such calls and instructions. The county auditor shall provide and deliver to the assessors at such annual meeting the necessary blanks and instructions.

Delivery of blank notice to each person for statement of property.

Section 5368. SECTION 26. The assessor, between the second Monday of April and the first Monday of June, annually, shall deliver to each person, resident of his township, village or ward, of full age, and not an insane person, at his usual place of residence or business, a written or printed notice, requiring such person to make out a statement of the property which, by law, such person is required to list, accompanied with printed forms, in blank, for such statement. The assessor, at the time he delivers such notice and blank forms, shall demand and receive such statement, unless such person requires further time to furnish the same, in which case he shall do so within five days thereafter. The failure of the assessor to perform any duty imposed upon

Digitized by Google

him by law, within the time limited therein shall not invalidate any assessment, nor relieve any person from listing property for taxation.

www.libtool.com.cn

Section 5375. When statement shall be made and delivered to assessors; oath.

SECTION 27. A person required to list property for taxation, upon receiving blank forms for that purpose, or within five days thereafter, shall make out and deliver to the assessor thereon a statement setting forth a full and correct list, according to the prescribed forms, of all the personal property of every description which he is required by law to list for taxation in any capacity whatsoever, the value of each and every item thereof, as required by such blank forms, such total values as may be so required, and such full and correct information as may be required thereby. Such statement shall be sworn to as provided in section 5369 of the General Code.

Section 5375-1. Full and accurate statement required.

SECTION 28. Each question in the blank forms for listing personal property shall be answered fully and accurately and each item therein shall be filled out. Where the word "none" truly and completely states the fact respecting any item or question in such blank forms, it may be given as the answer thereto.

Section 5375-2. Valuation by assessor, how determined; report to county auditor of false return.

SECTION 29. The assessor shall ascertain and determine the true value in money of the property owned or controlled by each person required to list property for taxation. The assessor in determining the value of such property shall be guided by the valuations and information set forth in the statement of the person listing the property and by any other facts and information coming to his knowledge bearing thereon. The assessor shall report to the county auditor all facts and information obtained with reference to any tax return or statement, and call his attention to any statement he believes to be incorrect or false.

Section 5375-3. Duty of assessor when taxable property is converted to non-taxable.

SECTION 30. Whenever an assessor is satisfied from the information set forth in the statement or from any other facts and information coming to his knowledge, that the person making the statement has during the year prior to the day preceding the second Monday of April converted any taxable property into property which is exempt from taxation, for the purpose of preventing such property from being assessed for taxation or of evading the payment of taxes thereon, he shall ascertain and determine the true value in money of the taxable property so converted, and report same to the county auditor who shall proceed to ascertain the facts and cause the property to be listed and assessed for taxation.

Section 5580. Appointment of county boards of revision; approval of by tax commission.

SECTION 31. The county treasurer, prosecuting attorney, probate judge and the president of the board of county commissioners of each county shall constitute a county board for the appointment of three members of county boards of revision. All appointments by such county board of members of county boards of revision must be approved by the tax commission of Ohio before the same shall become

Digitized by Google

effective. In case the county board fails to make any appointment, as provided in this act, the tax commission of Ohio, shall make such appointment.

Section 5581. When county boards of revision shall be appointed; qualification of members.

SECTION 32. In the month of April, 1916, and annually thereafter the county board provided for in the next preceding section shall appoint three competent persons who shall constitute the county board of revision for the county. Such persons shall serve until the completion of the work as provided in section 40 of this act. Each such member of the county board of revision shall be an elector and freeholder of the county. No more than two members of the county board of revision shall be of the same political party; and not more than one be a resident of the same township, city or village; provided, however, that if the amount of taxable property in any city within a county exceeds the amount of taxable property outside of such city and within the county, two such members of the county board of revision in any such county shall be residents of such city. Whenever any such member of the county board of revision ceases to be a resident and freeholder of the county or by reason of removal from one township, city or village to another, or otherwise ceases to possess any of the qualifications required by this section, his office shall be vacant.

Section 5582. Certification of appointments to county auditor and tax commission.

SECTION 33. The appointment of members of county boards of revision shall be certified to the auditor of each county for which the appointments are made and to the tax commission of Ohio. The action of the tax commission of Ohio fixing the number of appointees and employes of county boards of revision shall be certified to the respective county auditors. Removals and changes in the number of appointees and employes shall be certified in like manner. Appointments or employments made by the county boards of revision shall be certified to the county auditor of the county and to the tax commission of Ohio.

Section 5583. Removal of member of board of revision, expert clerk, etc.

SECTION 34. The tax commission of Ohio may, upon its own motion, remove any member of a county board of revision, when in its judgment the public interest so requires. Such removal may also be made by the tax commission upon complaint of twenty-five or more taxpayers, or of the board of county commissioners, prosecuting attorney, or treasurer of the county for which the accused officer was appointed, or any board of township trustees, board of education, mayor or council of any municipal corporation in such county. Every such complaint filed with the tax commission shall be in writing and shall specifically set forth in detail the charges against the officer complained of. A duplicate copy of such complaint shall be served by the complainant or complainants upon the accused officer personally and proof of such service by affidavit shall be filed with the tax commission at the time the complaint is filed. The tax commission shall investigate the charges made in such complaint and shall afford the accused officer an opportunity

Digitized by Google

to be heard thereon. The tax commission of Ohio may, upon its own motion, summarily remove any expert, clerk or other employe of a county board of revision. County boards of revision may summarily remove any of their officers or employes. All removals shall be certified by the removing authority to the auditor of the proper county and the board or officer having power of appointment.

Section 5584. Compensation, how fixed.

SECTION 35. The compensation of the members of each county board of revision shall not be less than three dollars and fifty cents nor more than ten dollars per day for each day the board is in session, and shall annually be fixed within such limits by the county commissioners, by order directed to the county auditor.

Section 5585. How compensation of boards, assessors, assistants, etc., shall be paid.

SECTION 36. The compensation of the members of the county board of revision shall be paid monthly out of the county treasury on the warrant of the county auditor. The compensation of the assessors and assistant assessors and of the experts, clerks and other employes of the county boards of revision shall be paid in like manner upon the certificate of the county auditor or county board of revision, as the case may be. The contingent expenses of the county auditor and county board of revision, including postage, and express charges, their actual and necessary traveling expenses and those of their deputies, experts, clerks or employes on official business outside of the county, when required by orders issued by the tax commission of Ohio, shall be allowed and paid as other claims against the county.

Section 5586. Power to administer oaths and certify official acts.

SECTION 37. Each assessor, assistant assessor and member or chief clerk of a county board of revision shall have power to administer oaths and to certify to official acts in any matter, relating in any way to his official duties.

Section 5587. Office hours of board and service of employes.

SECTION 38. County boards of revision shall, during the time fixed for their sessions keep their offices open during the business hours on each business day, and the appointed members of such boards, their experts, clerks and other employes shall, during their term of office, or periods of service or employment, devote their entire time to their respective duties; provided, however, that county boards of revision may, with the approval of the tax commission of Ohio, employ experts, clerks or other employes with the understanding that they shall devote a part only of their entire time to their respective employments.

Section 5592. Organization of board. Duties and compensation of secretary.

SECTION 39. Each county board of revision shall organize annually on the second Monday of June by the election of a chairman for the ensuing year. The county auditor shall be the secretary of the board of revision. He shall be present at each meeting of the board in person or by deputy and keep an accurate record of the proceedings of the board in a book to be kept for the purpose and perform such other duties as may be incident to the position. For his services as secretary of such board he shall receive out of the county treasury five dollars for each day the board is in session, for the use of his fee fund.

Digitized by Google

Section 5593. Sessions of board; adjournment.

SECTION 40. County boards of revision shall hold sessions beginning on the second Monday of June, and the first Monday of August respectively and convene at such other times as the tax commission of Ohio may order. Such boards may adjourn from day to day and shall complete their work within such times as may be fixed by the tax commission of Ohio for the completion thereof.

www.luotool.com.cn

Section 5594. Appointment of experts, clerks, etc.; compensation.

SECTION 41. Each county board of revision shall appoint such number of experts, clerks and employes as may, from time to time, be prescribed for it by the tax commission of Ohio. Such experts, clerks and employes shall hold their employments for such time as may be prescribed by the tax commission of Ohio. The compensation of such experts, clerks and employes shall be fixed by the board of county commissioners. Such experts, clerks and employes shall not be subject to the provisions of any civil service law or regulation.

Section 5595. Quorum; investigations and hearings.

SECTION 42. A majority of a county board of revision shall constitute a quorum to hear and determine any complaint, and any vacancy shall not impair the right of the remaining members of such board to exercise all the powers thereof so long as a majority remains. Any investigation, inquiry or hearing may be undertaken or held by or before any one member of the board when directed so to do by the board. Any investigation, inquiry, hearing or decision of a member of the county board of revision, when approved and confirmed by the board, and so shown upon its record of proceedings, shall be deemed to be the official action of the board.

Section 5596. Laws respecting valuations shall govern the board; power to call and examine witnesses.

SECTION 43. The county board of revision shall in all respects be governed by the laws respecting the valuation of real and personal property and shall make no change of any valuation except in accordance with such laws. The county board of revision may call persons before it and examine them under oath as to their own or other's property, moneys, credits and investments to be placed on the tax list and duplicate for taxation, or the value thereof. If a person notified to appear before the board refuses or neglects to appear at the time required, or appearing, refuses to be sworn or answer any question put to him by the board or by its order, the chairman of the board shall make complaint thereof, in writing to the probate judge of the county, who shall proceed against such person in like manner as is provided for in the last subdivision of chapter three, title one, part second, of the General Code.

Section 5597. Hearing of complaints.

SECTION 44. It shall be the duty of the board of revision to hear complaints relating to the assessment of both real and personal property laid before it by the county auditor and it shall investigate all such complaints and may increase or decrease any valuation or correct any assessment complained of, or it may order a reassessment by the original assessing officer. At a hearing before the board, the assessing officer and the county auditor may appear to defend such assessments.

Digitized by Google

Section 5598. Investigation of listing, assessment and valuation.

SECTION 45. The county board of revision shall have power to investigate all assessments on the tax list, with respect to the amount of property listed as well as with respect to the valuation at which the same is listed. The power of the board shall extend to all cases in which real or personal property has been assessed for taxation for the current year, but not to assessments, additions or corrections hereafter made by the tax commission of Ohio.

Section 5599. Notice before increase of valuation.

SECTION 46. The county board of revision shall not increase any valuation complained of, nor increase the listed amount of any taxable property complained of without giving reasonable notice to the person in whose name the property affected thereby is listed, and affording him an opportunity to be heard. Such notice shall be served in the manner prescribed herein and shall describe the real or personal property the tax value of which is to be acted upon, by the description thereof as carried on the tax list of the current year, and shall state the name in which it is listed.

Section 5601. Valuation may be decreased upon written application under oath.

SECTION 47. The county board of revision shall not decrease any valuation complained of nor reduce the listed amount of any taxable property complained of, unless the party affected thereby, or his agent, makes and files with the board a written application therefor, verified by oath, showing the facts upon which it is claimed such decrease or reduction should be made, and not without affording the county auditor an opportunity to be heard thereon.

Section 5602. Action of board certified to auditor for correction of tax list.

SECTION 48. The county board of revision shall certify its action to the county auditor, who shall correct the tax list and duplicate according to the deductions and additions ordered by the board in the manner provided by law for making corrections thereof. If the tax duplicate has been delivered to the county treasurer, the county auditor shall certify such corrections to him and he shall enter such corrections on his tax duplicate.

Section 5603. Evidence shall be taken and preserved.

SECTION 49. The county board of revision shall take full minutes of all evidence given before the board and may cause the same to be taken in shorthand and extended in typewritten form. The secretary of the board shall preserve in his office separate records of all minutes and documentary evidence offered on each complaint.

Section 5604. Omissions and undervaluations shall be investigated and reported.

SECTION 50. When the county board of revision discovers or has its attention called to the fact, that in the current year or in any year during the five years next preceding, subsequent to the year 1911, any taxable land, building, structure, improvement, minerals, mineral rights, personal property or other taxable property in the county, has escaped taxation or been listed for taxation at less than its true value in money, the board may investigate the same and report to the county auditor all facts and information in its possession relating to the same. The county auditor shall make such inquiries and corrections as he is authorized

Digitized by Google

and required by law to make in other cases in which real or personal property has escaped taxation, or has been improperly listed or valued for taxation.

www.libtool.com.cn

Section 5605. Examination, revision and correction of all property statements and returns.

SECTION 51. On the second Monday of June, 1916, and annually, thereafter, the county auditor shall lay before the county board of revision the statements and returns of property received by him for the current year, and such board shall forthwith proceed to examine and revise the statements and returns of all property, both real and personal, to see that the valuations thereof are equal and uniform throughout the county, and that all property, and each and every class, kind or description thereof, is valued for taxation throughout the county at its full and true value in money. If the board finds any statement or return of personal property to be erroneous, either in the amount of property, moneys, credits, investments in bonds, stocks, joint stock companies or otherwise, listed in the name of any person, company, firm, partnership, association or corporation, or in the valuation of any item or items thereof, it shall correct such statement or return, by listing thereon any omitted property and giving to it, as well as to any property that has been listed therein but which has been incorrectly valued, the true value in money thereof, and by omitting therefrom property improperly listed thereon. The county auditor shall add to any such statement or return, any dog omitted therefrom. If the board finds that any tract, lot or parcel of land or any buildings, structures or improvements thereon, or any minerals therein or rights thereto have been improperly listed either in the name of the owner, the description or quantity thereof, or have been incorrectly valued, or have been omitted and not valued, it shall make the necessary corrections and shall give to each such tract, lot or parcel of land, or any buildings, structures or improvements thereon or any minerals therein or rights thereto, incorrectly valued or omitted, the true value in money thereof. The board of revision shall not undertake the hearing of complaints or the exercise of any other power at its June session, until its powers and duties under this section have been exercised and discharged. The county auditor shall not make up his tax list and duplicate, as provided in section 56 of this act, nor advertise, as provided in section 58 of this act, until the board of revision has completed its work under this section and has returned to the auditor all the statements and returns laid before it with the revisions and corrections thereof, as made by it.

Section 5609. When and where complaints may be filed.

SECTION 52. Complaints against any valuation or assessment on the tax list for the current year may be filed with the county auditor before the meeting of the county board of revision on the first Monday of August or within thirty days thereafter if the board remains in session so long. Any taxpayer may file such complaint as to the valuation or assessment of his own or other's property, and the county commissioners, the prosecuting attorney, county

Digitized by Google

treasurer or any board of township trustees, any board of education, mayor or council of any municipal corporation in the county shall have the right to file such complaint. The county auditor shall lay before the county board of revision all complaints filed with him.

www.libtool.com.cn

Section 5610. Appeal from decision of the board; how taken.

SECTION 53. An appeal from the decision of a county board of revision may be taken to the tax commission of Ohio, within thirty days after the decision of such board, by the county auditor or any complainant, or any person the valuation of whose property is increased by the county board of revision. Such appeal shall be taken by written notice to that effect, filed with the tax commission and with the county auditor, who shall thereupon certify to the commission a copy of the record of the board of revision, pertaining to the original complaint, together with the minutes thereof, and all evidence, documentary or otherwise, offered in connection therewith. Upon receipt of notice of appeal, the county auditor shall notify all parties interested, in the manner provided herein, and shall file proof of such notice with the tax commission of Ohio.

Section 5611. Hearing by tax commission.

SECTION 54. The tax commission of Ohio may hear the appeal on the record, minutes and evidence thus submitted or may in its discretion make other investigations with respect to the complaint. The commission shall ascertain and determine the true value in money of the property complained of and certify its action to the county auditor, who shall correct the tax list and duplicate in the manner provided by law for making corrections thereon.

Section 5548. When reassessment of real property shall be made; duties of county auditor.

SECTION 55. Each county auditor shall, annually, when so directed by the tax commission of Ohio, or when in his opinion it is advisable to reassess the real property, or any class thereof, in any district or part thereof, within his county, make and deliver to the assessor of such district an abstract from the books of his office, containing such description of such real property therein, together with such plat books and such lists of transfers of title to land made therein during the next preceding year as may be deemed necessary to enable the assessor to perform the duties imposed upon him by law in listing and valuing such property for taxation. Such abstracts, plat books and lists of transfers of title to land shall be in such form and detail as the tax commission of Ohio may prescribe. The board of county commissioners of the county, the board of township trustees of a township, the board of education of a school district, the council of a municipal corporation, or twenty-five taxpayers, owners of real property, in a district, may file with the county auditor a petition asking for a reassessment of the real property or a class thereof, in any township, school district or municipal corporation or part thereof. If the county auditor fails or refuses, for thirty days, to order such reassessment, the petitioners may, within thirty days thereafter, take an appeal to the county board of revision; provided, if such board is not in session

Who may petition for reassessment.

Appeal to board of revision.

Digitized by Google

at the time of taking such appeal, the same may be taken direct to the tax commission of Ohio. The county board of revision shall forthwith hear such appeal when filed with it, and may order a reassessment of such property, or dismiss such appeal, and certify its action to the county auditor. If the board orders a reassessment the county auditor shall proceed to have such assessment made in the manner provided herein. An appeal from the decision of the county board of revision on such appeal, may be taken to the tax commission of Ohio within thirty days after the decision of such board, by the petitioners or the county auditor. Such appeal shall be taken in the manner provided by section 53 of this act. "The tax commission of Ohio shall hear all such appeals and make such orders as it deems proper thereon."

Appeal to tax commission.

Section 2583. SECTION 56. On or before the first Monday of July, annually, the county auditor shall compile and make up, in tabular form and alphabetical order, separate lists of the names of the several persons, companies, firms, partnerships, associations and corporations in whose names real or personal property has been listed in each township, city, village, special district or separate school district in his county, placing separately, in appropriate columns opposite each name, the description of each tract, lot or parcel of real estate, the value of each tract, lot or parcel and the value of the improvements thereon, if any, and in a separate list the aggregate value of the personal property as listed therein and revised by him, or the county board of revision, as the case may be, and the number of dogs and the value, if given by the owner. If the name of the owner of any tract, lot or parcel of real estate or of any item of personal property is unknown, the word "unknown" shall be entered in the column of names opposite said tract, lot, parcel, or item. Such lists shall be prepared in duplicate. On or before the first Monday of September in each year, the county auditor shall correct such lists in accordance with the additions and deductions ordered by the tax commission of Ohio and by the county board of revision, and shall certify and on the first day of October deliver one copy thereof to the county treasurer. The copies prepared by the county auditor shall constitute the auditor's tax list and treasurer's duplicate of real and personal property for the current year. In making up such tax lists, the county auditor may place each town lot in its numerical order, and each separate parcel of land in each township according to the numerical order of the section.

Auditor's tax list and treasurer's duplicate, when and how prepared.

Section 5393. SECTION 57. On or before the first Monday of June, annually, each assessor and assistant assessor shall deliver to the county auditor all statements and returns of property listed by him, together with a list of the owners of property, in such form and detail as may be prescribed by the tax commission of Ohio. The county auditor shall place on file all the statements and returns of property as revised by

When assessor shall deliver returns of property listed to auditor.

Digitized by Google

the county board of revision in his office, arranged in alphabetical order, the different townships, cities and villages in separate bundles, and shall carefully preserve them therein for at least five years, after which he shall sell the same as waste paper and pay the proceeds into the county treasury.

Section 5606.

Notice by publication when work of equalization completed; hearing of complaints.

SECTION 58. When the board of revision has completed its work of equalization and has transmitted the statements and returns to him, the county auditor shall give notice, by advertisement in two newspapers, of opposite politics, published in and of general circulation throughout the county, that the tax statements and returns for the current year have been revised and the valuations completed and are open for public inspection in his office, and that complaints against any valuation or assessment, except the valuations fixed and assessments made by the tax commission of Ohio, will be heard by the county board of revision, stating in the notice the time and place of the meeting of such board. Such advertisements shall be inserted in a conspicuous place in each such newspaper and be published daily for ten days unless there be no daily newspaper published in and of general circulation throughout such county, in which event such advertisement shall be so published once each week for two weeks. The county auditor shall, upon request, furnish to any person a certificate setting forth the assessment and valuation of any tract, lot or parcel of real estate or any specific personal property, and mail the same, when requested to do so, upon receipt of sufficient postage.

Certificate of assessment upon request.

Section 5607.

Annual printing and mailing list of changes in assessment of real estate.

SECTION 59. On or before the 15th day of July, annually, the county auditor shall cause to be printed a list showing all changes made in the assessment of any tract, lot or parcel of real estate or improvement thereon or minerals or mineral rights therein and shall cause a copy of such list to be mailed to each owner whose assessment has been changed, if known, and if not, then to his agent, if known.

Section 5608.

Quadrennial printing and mailing of lists showing assessment of real estate.

SECTION 60. On or before the first day of September, nineteen hundred and sixteen, and every fourth year thereafter, the county auditor shall cause to be printed separate lists showing the assessment of all real estate in each ward in municipal corporations divided into wards, and in each township and municipal corporation not divided into wards, in his county. Such lists shall be in such form and shall contain in detail such information as the tax commission of Ohio may prescribe. The county auditor shall cause a copy thereof to be mailed to each owner of real estate in the ward, township or municipal corporation, if known, and if not known, then to his agent, if known. In such years the county auditor shall not print and mail the lists provided for in the next preceding section.

Section 5612.

Abstract transmitted to tax commission annually.

SECTION 61. On or before the first Monday of July, annually, each county auditor shall make out and transmit to the tax commission of Ohio an abstract of the real and personal property of each taxing district in his county, in

Digitized by Google

which he shall set forth the aggregate amount and value of each class of real and personal property in such county as it appears on his tax list, or on the statement and returns on file in his office.

www.hbook.com.cn

Correction of clerical errors.

Section 2588-1. SECTION 62. The county auditor from time to time shall correct any clerical errors which he discovers in the tax list, in the name of the person charged with taxes, the valuation, description or quantity of any tract, lot or parcel of land or improvements thereon, or minerals or mineral rights therein, or in the valuation of any personal property, or when property exempt from taxation has been listed therein, and enter such corrections upon the tax list and duplicate.

Deductions from valuations for injured or destroyed property.

Section 2591. SECTION 63. Whenever, after the second Monday of April, and before the first day of October, in any year, it is made to appear to the county auditor, by the oath of the owner, or one of the owners, of a building or structure, land, orchard, timber, ornamental trees or groves, or tangible personal property, or by the affidavit of two disinterested persons, residents of the township, city or village in which the same is or was situated, that such building, structure, land, orchard, timber, ornamental trees or groves, or tangible personal property is listed for taxation for the current year, and has been destroyed or injured by fire, flood, tornado, or otherwise, after the first Monday of April of the current year, he shall investigate the matter, and deduct from the valuation of the property of the owner of such destroyed property, on the tax list for the current year, an amount which, in his judgment, fairly represents the extent of the injury or destruction; provided, however, that no such deduction shall be made in the case of an injury to, or destruction of a building, structure, land, orchard, timber, ornamental trees or groves, resulting in damage of less than one hundred dollars, nor shall any deduction be made for or on account of any damage or loss which is covered by insurance, nor on account of any sheep killed by dogs. The county auditor shall certify the deductions made by him under the provisions of this section to the county treasurer, who shall correct the tax list and duplicate in accordance therewith.

Prosecuting attorney legal adviser in matters of taxation.

Section 5624-15. SECTION 64. The prosecuting attorney shall be the legal adviser of the county auditor in all matters relating to taxation and shall prosecute and defend all actions and proceedings in any court, in connection therewith, to which the county auditor or the county board of revision may be a party; and in all respects act as the attorney of the county auditor or the county board of revision, as the case may be. He shall, upon request of the county auditor or county board of revision, appear in any investigation or examination which either of them is authorized to make in such matters and examine the witnesses, or in any other manner aid them in such investigation or examination. The attorney general, on the request of the tax commission of Ohio, shall

Digitized by Google

assist the prosecuting attorney in the performance of any duties required of him by this section.

Section 5622. Notice to prosecuting attorney of violation of laws.

SECTION 65. The tax commission of Ohio, county auditors and county boards of revision shall notify the prosecuting attorney of the proper county of any wilful violation of the laws relating to the assessment of property for taxation by persons, firms, partnerships, associations or corporations, for which a penalty, either civil or criminal, may be provided by law.

Section 5624-13. Assessment officials may examine and make memoranda of all public records and accounts.

SECTION 66. Each county auditor, assessor, assistant assessor, member of a county board of revision and each expert, clerk, or employe of a county board of revision may, at all reasonable times, examine and make memoranda from any and all records, books, papers, documents, statements or accounts of record or on file in any public office of any county, township, city, village, school district or special taxing district in the state, including the offices of justice of the peace, free of charge, and the officers thereof shall furnish information of any and all matters of record or on file in their respective offices, as may be required by such county auditor or member of a county board of revision. The tax commission of Ohio, or any person or persons employed by the commission for that purpose, shall have like powers, and in addition thereto may examine and make memoranda from any records, books, papers, documents, statements or accounts of record or on file in any office or department of the state, and all public officers, including officers of the state, shall furnish to the tax commission of Ohio information of any and all matters of record or on file in their respective offices, as may be required by the commission. Any expert, clerk or employe of a county auditor or a county board of revision or person employed by the tax commission of Ohio shall exhibit the written order of the county auditor, county board of revision or tax commission of Ohio, as the case may be, before being entitled to make such examination. Nothing in this act shall be construed or held to authorize the tax commission, or any of its agents or employes, or any county auditor or any assessor or board of revision, to examine the accounts or records of any banking or financial institution which is subject to official inspection under the laws of the state of Ohio or of the United States, nor to demand or receive any list of depositors, stock depositors, members or others who transact business in or with such institutions.

Section 5372-4. Judicial officers shall make annual statement showing persons holding property in trust or fiduciary capacity.

SECTION 67. The clerk of each common pleas, superior and municipal court, the judge of each probate court, and the judge or clerk of each court of insolvency shall, on the second Monday of April, annually, deliver to the county auditor a statement, in writing, showing the names of every administrator, executor, guardian, trustee, receiver, assignee, and every other person or officer legally in charge and control of any estate in any such court, together with the aggregate value of each and every class of property in the

Digitized by Google

hands of each such administrator, executor, guardian, trustee, receiver, assignee, person or officer, as shown by the last inventory or report filed by each of them in such court. For this service, such judge or clerk shall receive the sum of ten cents for each estate so certified, to be paid out of the county treasury for his fee fund.

www.bjtool.com.cn

Section 5624-14. Duty of auditor or board discovering property subject to tax in another county.

SECTION 68. If any county auditor or county board of revision discovers the existence of any taxable property subject to be listed and assessed for taxation in another county, such county auditor or county board of revision shall notify the county auditor of the county in which such property is required to be listed and assessed and shall transmit to such county auditor by mail all information coming to their knowledge respecting such property. If any county auditor or county board of revision discovers or has reason to believe that property subject to be listed in their county is located in another county, or that the county auditor of any other county has the means of acquiring any information respecting such property, such county auditor or county board of revision shall notify the county auditor of such other county, who shall, upon request, make such inquiries and investigations as may be required and furnish the same to such county auditor or county board of revision. County auditors and county boards of revision shall have and exercise, in making the inquiries and investigations provided for in this section, all powers in them vested by any provisions of law.

Section 5616. Time within which complaint may be made to tax commission.

SECTION 69. Any person, board or officer authorized by this act to file complaints with the county board of revision may complain to the tax commission of Ohio at any time prior to the thirty-first day of December in any year, of the determination of a county auditor respecting the liability of any property to taxation in that year, or its exemption therefrom. The commission shall hear such complaint and determine whether the property complained of is subject to taxation and certify its findings to the county auditor, who shall correct the tax list and duplicate accordingly.

Section 5623. Decisions by tax commission shall be binding.

SECTION 70. The tax commission of Ohio shall decide all questions that may arise with reference to the construction of any statute affecting the assessment, levy or collection of taxes, in accordance with the advice and opinion of the attorney general. Such opinion and the rules, regulations, orders, and instructions of the commission prescribed and issued in conformity therewith shall be binding upon all officers, who shall observe such rules and regulations and obey such orders and instructions unless and until the same are reversed, annulled or modified by a court of competent jurisdiction.

Section 5624. Uniform rules and regulations shall be prescribed, and be observed.

SECTION 71. The tax commission of Ohio shall, from time to time, prescribe such general and uniform rules and regulations and issue such orders and instructions, not inconsistent with any provision of law, as it may deem neces-

Digitized by Google

sary, respecting the manner of the exercise of the powers and discharge of the duties of any and all officers, relating to the assessment of property and the levy and collection of taxes. It shall cause the rules and regulations prescribed by it to be observed, the orders and instructions issued by it to be obeyed and the forms prescribed by it to be observed and used.

Section 5624-1.

Tax commission shall prescribe and furnish blank forms.

SECTION 72. The tax commission of Ohio shall, from time to time, prescribe for and furnish to all county boards of revision, county auditors and county treasurers, blank forms for all oaths of office, statements, returns, reports, tax lists and duplicates, abstracts, records of proceedings, complaints, notices of appeal, tax bills and receipts, and all other documents, files and records authorized or required by any provisions of law relating to the assessment, levy or collection of taxes, or by any rules, regulations, orders or instructions of the commission, and blank forms of records and papers for all proceedings and official actions authorized or required by the provisions of any law relating to the assessment, levy or collection of taxes or by any rules, regulations, orders or instructions of the commission. County auditors, county treasurers and all other officers and all persons required to list property for taxation shall use true copies of such blank forms.

Section 5375-4.

Separate listing of items may be required.

SECTION 73. The tax commission of Ohio may require, in the forms for listing property, prescribed by it, the separate listing of such items of personal property, moneys, credits, investments in bonds, stocks, joint stock companies or otherwise, subject to taxation and the furnishing of such information respecting the property owned or controlled by the person, or incorporated company required to list, as it deems necessary to secure accurate, full and honest returns and values for taxation. The commission may in such forms, require the person, or incorporated company listing property for taxation, to affix to each and every item prescribed by it therein the true value in money of the property listed thereunder, and may require such statement of total values as it may deem proper to be made.

Section 5624-2.

Enforcement of rules, regulations, orders and instructions.

SECTION 74. For the purpose of enforcing its rules, regulations, orders and instructions and compelling the observance and use of the forms prescribed by it, the tax commission of Ohio may institute, or cause to be instituted any proceedings, either civil or criminal, provided by law as a punishment for the neglect, failure or refusal to obey any lawful requirement or order made by the commission, or as a means of preventing the violation or disobedience of such orders or compelling their enforcement. All such provisions of law shall be deemed to apply to the enforcement of the rules, regulations, orders and instructions of the tax commission of Ohio prescribed or issued under the authority of this act.

Section 5624-3.

Conference of assessment officers.

SECTION 75. The tax commission of Ohio may require county auditors, assessors and members of county boards of revision to meet and confer with other county auditors, as-

Digitized by Google

sessors, members of county boards of revision, or with the commission on any matter relating to the assessment and valuation of property for taxation at such times and places as may be prescribed, from time to time, by the commission.

Section 5613. Determination of valuations by tax commission, annually.

SECTION 76. The tax commission of Ohio shall, annually, determine whether the real and personal property, and the various classes thereof, in the several counties, cities, villages and taxing districts in the state, have been assessed at the true value thereof in money, and if it finds that the real or personal property, or any class of real or personal property, in any county, city, village or taxing district in the state as reported by the several county auditors to it, is not listed at its true value in money, it may increase or decrease the aggregate value of the real property or of the personal property, or any class of real or personal property, in any such county, township, city, village, or taxing district, or in any ward or division of a municipal corporation, by such rate per cent., or by such amount as will place such property on the tax list at its true value in money, to the end that each and every class of real and personal property in the state shall be listed and valued for taxation by an equal and uniform rule at its true value in money.

Section 5614. Rate of increase or decrease transmitted to county auditor.

SECTION 77. When the tax commission of Ohio has increased or decreased the aggregate value of the real or personal property or any class thereof, in any taxing district or subdivision thereof, it shall transmit to each county auditor a statement of the amount or rate per cent. to be added to or deducted from the valuation of such property, or class thereof, in each taxing district or subdivision thereof, in his county, specifying the amount or rate per cent. to be added to or deducted from the valuation of the real or personal property or class of either in such district or subdivision thereof.

Section 5615. Additions and deductions, how made.

SECTION 78. The county auditor shall forthwith add to or deduct from each tract, lot or parcel of real property, or class of real property, the required per cent. or amount of the valuation thereof, and shall forthwith add to or deduct from the amount of personal property assessed in each name the required per cent. or amount of the valuation of any kind or class of personal property included therein, as ascertained by reference to the statements or returns on file in his office, adding or deducting, in each case, any sum less than five dollars so that the value of any separate tract, lot or parcel of real property and the aggregate value of the personal property listed in any name shall be ten dollars or some multiple thereof.

Section 5624-4. Reassessment may be ordered.

SECTION 79. The tax commission of Ohio may order a reassessment of the real or personal property, or any class of either, in any district or subdivision thereof, when in its opinion, such property has been unequally or improperly assessed, to the end that all classes of property in such district shall be assessed in compliance with the law.

Section 5624-5. How reassessment shall be made.

SECTION 80. When a reassessment is ordered in any district or subdivision thereof, the assessor of such district,

Digitized by Google

or an assistant assessor to be appointed by the auditor, shall proceed to make such reassessment in the manner provided by law for making original assessments. Provided, however, that if the tax commission of Ohio so orders, the county auditor shall, in the case of personal property, make such reassessment by revising and correcting the statements and returns on file in his office without taking new statements or returns from the persons required by law to list or return personal property for taxation.

www.uhlibrary.com

Section 5624-6. Compilation, publication and distribution of tax laws.

SECTION 81. The tax commission of Ohio shall compile the laws of the state relating to the assessment of property for taxation and the levy and collection of taxes, with such annotations, instructions and references to the decisions of the courts concerning the same, as it may deem proper. The commission shall cause a sufficient number of copies of the same to be printed and distributed to the several county boards of revision, prosecuting attorneys, county auditors, and county treasurers in the state and to such other officers and persons as the commission may deem proper. The commission shall, from time to time, designate, by order to the supervisor of public printing, the number of copies of the same required by it, and copies shall be printed in the manner provided by law for other public documents and distributed by the commission.

Section 5624-7. Expenses; how paid.

SECTION 82. Any expense incurred by the tax commission of Ohio, with respect to the annual assessment of real and personal property in any district, shall be paid out of the treasury of the county in which such district may be located, upon presentation of the order of the tax commission of Ohio certifying the amount thereof to the county auditor, who shall thereupon issue his warrant therefor upon the general fund of the county, directed to the county treasurer, who shall pay the same. All moneys paid out of the county treasury under authority of this section and section 1456-24 of the General Code shall be charged against the proper district, and amounts so paid by the county shall be retained by the county auditor from funds due such district at the time of making the semi-annual distribution of taxes.

Section 5624-8. Tax commission entitled to be heard in any court.

SECTION 83. For the purpose of protecting the public interests, the tax commission of Ohio is authorized to appear and upon its application, entitled to be heard in any court or tribunal, in any proceeding involving the appraisement, valuation or equalization of property for the purpose of taxation, or the assessment or collection of taxes, and it shall be the duty of the clerk of any court of record, to immediately transmit to the commission, by registered letter, a copy of the petition filed in any such action, and charge the fee therefor in the costs.

Section 5624-9. Remedy of improper administration of tax laws.

SECTION 84. The tax commission of Ohio may cause to be instituted proceedings to remedy improper or negligent administration of the taxation laws of the state.

Digitized by Google

Section 5617. Report of banks transmitted to tax commission.

SECTION 85. On or before the first day of June, annually, each county auditor shall make and transmit to the tax commission of Ohio, a copy of the report made by the cashier, manager or owner of each bank, with the valuation of the shares or property of the bank, representing capital employed, as fixed by him.

www.jhtool.com.cn

Section 5618. Annual examination of the reports of banks.

SECTION 86. On the third Tuesday of June of each year, the tax commission of Ohio shall examine the reports of banks and banking associations made to the county auditors and the value of the shares of incorporated banks and the shares of unincorporated banks, the capital stock of which is divided into shares, each of which shares is an aliquot part of the capital so divided, and of the property representing the capital employed by unincorporated banks, the capital stock of which is not divided into shares, as fixed by the county auditors and reported to the commission.

Section 5619. Power to increase or decrease value of shares of banks.

SECTION 87. The tax commission of Ohio may increase or decrease the value of the shares or property representing capital employed by any bank or banks, if in the judgment of the commission the value thereof so reported to the commission by the county auditor is not the true value in money, to the end that all such shares and property representing capital employed shall be assessed equally and uniformly throughout the state at the true value thereof in money.

Section 5620. Annual certification of value of bank shares to county auditor.

SECTION 88. On the third Tuesday of July, annually, the tax commission of Ohio shall certify to the county auditors of the proper counties, the valuation as fixed by it of the shares of, and property representing capital employed by banks situated in such counties, specifying as to each bank the aggregate valuation of the shares thereof or property representing capital employed thereby and the deductions to be made therefrom. The county auditor shall make the deductions as so certified, and the value of the shares of each incorporated bank or banking association, and the shares of each unincorporated bank the capital stock of which is divided into shares, each of which shares is an aliquot part of the capital so divided, and the property representing the capital employed by unincorporated banks, the capital stock of which is not divided into shares, shall, after such deductions are made, be entered upon the proper tax lists and duplicate.

Section 5621. Review and correction of findings.

SECTION 89. Between the third Tuesday of June and the third Tuesday of July, the tax commission of Ohio may, on the application of any interested person or bank, or on its own motion, review and correct its findings.

Section 5624-10. Remission of taxes and penalties.

SECTION 90. The tax commission of Ohio may remit taxes and penalties thereon, found by it to have been illegally assessed, and such penalties as have accrued or may accrue, in consequence of the negligence or error of an officer required to perform a duty relating to the assessment of property for taxation, or the levy or collection of taxes. It may correct an error in an assessment of property for taxation or in the tax list or duplicate of taxes in a county,

Digitized by Google

but its power under this section shall not extend to taxes levied under the provisions of subdivision 2 of chapter 15 of title 2, part second of the General Code.

Section 5624-11. Notice and report of the remission of taxes and penalties.

SECTION 91. No such taxes, assessments or penalties in excess of one hundred dollars, shall, in any case, be remitted until after ten days' notice in writing of the application to have same remitted has been served upon the prosecuting attorney and the county auditor of the county where such taxes or assessments were levied and proof of such service has been filed with the commission. When any taxes or penalties have been remitted as provided in this and the next preceding section, the commission shall make a report thereof to the auditor of state.

Section 5588. Vacancies; how filled.

SECTION 92. Vacancies in any office or employment provided for in this act, for which a term is fixed herein, shall be filled for the unexpired term. Vacancies in offices or employments, the tenure of which is prescribed by the tax commission of Ohio, shall be filled for the remainder of the period so prescribed. All appointments to fill vacancies shall be certified in the manner provided in this act for original appointments. The county auditor shall forthwith notify the county board provided for in section 31 of this act, of any vacancy in the office of a member of the county board of revision in his county. Within ten days after receipt of such notice, such board shall fill the vacancy.

Section 5589. Offices, equipment and supplies.

SECTION 93. The county commissioners shall furnish for the county board of revision in each county, and its experts, clerks and employes, suitable office rooms at the county seat and shall furnish the county auditor for his own office and for the county board of revision, all maps, plats, stationery, blank forms, books, supplies, furniture and other equipment necessary for the proper discharge of its duties and for the preservation and safe keeping of its books, records and files. Provided, however, that the maps, plats, stationery, blank forms and other supplies and equipment used by the county auditor shall, so far as practicable, be used also by the county board of revision.

Section 5624-12. Additional powers and duties.

SECTION 94. In addition to the duties specifically imposed by law upon county auditors, assessors, assistant assessors, and county boards of revision, they and each of them shall perform such other duties relating to the assessment of property for taxation or the levy or collection of taxes as the tax commission of Ohio in the exercise of its powers may, from time to time, direct, and in the discharge of such duties they and each of them shall exercise all and singular the powers in them vested by this act.

Section 5590. Assessment official or employe shall hold no other office.

SECTION 95. An assessor, member of a county board of revision or an assistant, expert, clerk or other employe of a county board of revision shall not, during his term of office, or period of service or employment, as fixed by law or prescribed by the tax commission of Ohio, hold any other public office of trust or profit, except offices in the state militia or the office of notary public.

Digitized by Google

Section 12924-6. Political activity cause for removal of officer or employe.

SECTION 96. An assessor, assistant assessor, member of a county board of revision, member of the tax commission of Ohio, or any assistant, expert, clerk or other employe of a county board of revision or the tax commission of Ohio, who holds any position on or under any committee of a political party, or who subscribes or pays any money or other thing of value to any person or organization for the purpose of promoting or defeating or otherwise influencing any legislation, or who circulates any initiative or referendum petition, shall be removed from his office or employment in the manner prescribed for removals by this act, and shall be fined not more than one hundred dollars for each such offense.

Section 12924-7. Penalty for divulging information acquired as auditor or member of board.

SECTION 97. Whoever, being a county auditor or a member of a county board of revision, divulges, except in the performance of his duties or upon the order of the tax commission of Ohio, or when called upon to testify in any court or proceeding, any information acquired by him in the exercise of the powers in him vested by any provision of this act or while claiming to exercise any such powers, in respect to the transactions, property or business of any person, company, firm, corporation, association or partnership, shall be fined not less than fifty dollars nor more than three hundred dollars, and shall thereafter be disqualified from acting in any official capacity whatever in connection with the assessment or collection of taxes.

Section 12924-8. Penalty for divulging information acquired as an assessor or employe.

SECTION 98. Whoever, being an assessor, assistant assessor or an expert, clerk or employe of a county auditor or county board of revision, divulges, except in the performance of his duties or upon the order of the tax commission of Ohio or in his report to the county auditor or to the county board of revision, as the case may be, or when called upon to testify in any court or proceeding, any information acquired by him in the exercise of the powers in him vested by any provision of law, or while claiming to exercise such powers in respect to the transactions, property or business of any person, company, firm, corporation, association or partnership, shall be fined not less than fifty dollars nor more than three hundred dollars, and shall thereafter be disqualified from acting in any official capacity whatsoever in connection with the assessment or collection of taxes.

Section 12924-9. Penalty for fraudulent valuation.

SECTION 99. Whoever, being an assessor, assistant assessor, county auditor or a member of a county board of revision, or a deputy county auditor, or an expert, clerk or employe of a county board of revision, wilfully and fraudulently values any real or personal property for taxation, except at the true value thereof in money, as provided by law, shall be fined not less than two hundred dollars nor more than one thousand dollars.

Section 12924-10. Penalty for failure, neglect, refusal or evasion of duty.

SECTION 100. Whoever, being a county auditor or a member of a county board of revision or an assessor, assistant assessor, expert, clerk, or other employe of a county

Digitized by Google

auditor or a county board of revision, refuses or knowingly neglects to perform any duty enjoined on him by law, or consents or connives at any evasion of the provisions of this act or of title 1, part second of the General Code, whereby property required to be assessed is unlawfully exempted, or the valuation thereof entered at less than its true value, for each such neglect, refusal, consent or connivance, shall be fined not less than one hundred dollars nor more than one thousand dollars.

www.libool.com.cn

Section 5591. All documents shall be open to public inspection.

SECTION 101. All files, statements, returns, reports, papers or documents of any kind whatsoever in the office of a county auditor or of a county board of revision or in the official custody or possession of such officer or board shall be open to public inspection.

Section 5600. Service of notice.

SECTION 102. The notice provided for in section 46 hereof shall be served by delivering a copy thereof to the person or persons interested, or by leaving a copy at the usual place of residence or business of such person or persons, or by sending the same by registered letter, mailed to the address of such person or persons. If no such place of residence or business is found in the county, then such copies shall be delivered or mailed to the agent in charge of such property. If no such agent is found in the county, such notice shall be served by advertisement thereof inserted once in a newspaper of general circulation in the county in which the property is situated. Notices to the respective persons interested in different properties may be united in one advertisement under the same general heading. Notices served in accordance with any of the above provisions shall be sufficient.

SECTION 103. Sections 5368, 5372, 5375, 5579, to 5624-20 both inclusive, of the General Code be, and the same are hereby repealed.

When act shall take effect.

SECTION 104. This act shall take effect and be in force from and after January first, 1916, except sections 17 to 24, both inclusive, which shall take effect and be in force from and after the earliest period allowed by law.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 7, 1915.
Approved May 8, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 11th day of May, A. D. 1915. 102G.

The sectional numbers on the margin hereof are designated as provided by law,
EDWARD C. TURNER,
Attorney General.

Digitized by Google

[Am. Senate Bill No. 52.]

AN ACT

www.libtool.com.cn

To supplement section 9880 by the addition of a supplemental section to be known as section 9880-1 of the General Code relative to independent county agricultural societies.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 9880 of the General Code be supplemented by the addition of a section to be known as section 9880-1, to read as follows:

How independent agricultural societies may receive financial aid.

Sec. 9880-1. When thirty or more persons, residents of a county or of contiguous counties not to exceed three are organized into an independent agricultural society that has held annual fairs for agricultural advancement previous to January first, 1915, in a county wherein is located a county agricultural society, and when such independent society has held an annual exhibition in accordance with the three following sections, and made proper report to the state board, then, upon presentation to the county auditor of a certificate from the president of the state board attested by the secretary thereof, that the laws of Ohio and the rules of the board have been complied with, the county auditor of the county, if the fair board be residents of one county, shall draw an order on the treasurer of the county in favor of the president of the independent agricultural society for a sum equal to the amount paid to the county fair and the treasurer shall pay said order. If the fair board of the independent agricultural society be residents of more than one county, the auditors of such counties shall draw orders on their respective treasurers for their proportionate share of an amount equal to an average amount paid to the several county fair boards to be divided according to population of the counties according to the last federal census. The treasurer or treasurers shall pay such order or orders from the county funds.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 11, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of May, A. D. 1915. 103G.

Digitized by Google

[Am. Senate Bill No. 146.]

www.libtool.com.cn

AN ACT

To amend sections 1579-2, 1579-3, 1579-5, 1579-6, 1579-8, 1579-11, 1579-17, 1579-19, 1579-36, 1579-41 and 1579-45 of the General Code, relating to the municipal court of Cleveland.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1579-2, 1579-3, 1579-5, 1579-6, 1579-8, 1579-11, 1579-17, 1579-19, 1579-36, 1579-41 and 1579-45 of the General Code, be amended to read as follows:

Number of judges and qualifications.

Sec. 1579-2. The municipal court shall consist of seven judges, one of whom shall be chief justice and all of whom shall at the time of their election be qualified electors and residents of the city of Cleveland and shall have been admitted to the practice of law at least five years. Provided that at the regular municipal election of 1915 there shall be elected three additional judges to the municipal court and thereafter said municipal court shall consist of ten judges.

Compensation.

Sec. 1579-3. Judges of the municipal court shall receive such compensation, payable out of the treasury of Cuyahoga county not less than two thousand five hundred dollars per annum, as the county commissioners may prescribe, and such further compensation, not less than two thousand dollars per annum payable in monthly installments out of the treasury of the city of Cleveland, as the council may prescribe.

Nomination and election of chief justice.

The chief justice who shall be separately nominated and elected as such, shall receive such compensation, payable out of the treasury of Cuyahoga county, not less than two thousand five hundred dollars per annum as the county commissioners may prescribe, and such further compensation, not less than two thousand five hundred dollars per annum, payable in monthly installments out of the treasury of the city of Cleveland as the council may prescribe.

Vacations of judges.

The vacation of the respective judges of the municipal court shall not exceed sixty days during each year, and shall be at such times as fixed by the chief justice, and at least four judges shall be in attendance at all times.

Nominations, election and term.

Sec. 1579-5. The judges of the municipal court including the chief justice shall be nominated in the same manner as other municipal officers at large are nominated in the city of Cleveland. And they shall be elected by the electors of the city of Cleveland in the manner provided by law for the election of other judicial officers. The three additional judges provided for in this act shall be elected at the regular municipal election of 1915 for a term of four years. At the regular municipal election next preceding the expiration of the term of office of each judge a successor shall be elected for a term of six years. The term of office of each

Digitized by Google

judge shall commence on the first day of January next after his election and he shall hold office until his successor is elected and qualified.

www.lawtime.com.cn

Original civil jurisdiction.

Sec. 1579-6. The municipal court shall have original civil jurisdiction within the limits of the city of Cleveland in the following cases:

1. In all actions and proceedings of which justices of the peace have or may be given jurisdiction.

2. In all actions and proceedings at law for the recovery of money or personal property of which the courts of common pleas of the county of Cuyahoga, have, or may be given, jurisdiction, when the amount claimed by any party, or the appraised value of the personal property, sought to be recovered, does not exceed one thousand dollars, and in such actions judgment may be rendered for over one thousand dollars when the excess over one thousand dollars shall consist of interest or damages, or costs accrued after the commencement of the action.

3. In all actions on contracts, express or implied in law or in fact, when the amount claimed by the plaintiff, does not exceed twenty-five hundred dollars, and in such action judgment may be rendered for over twenty-five hundred dollars when the excess over twenty-five hundred dollars shall consist of interest or damages, or costs accrued after commencement of the action. When a cause rising out of contract is pending in the municipal court and the ends of justice demand that an account be taken or that the contract, or contracts, be reformed or cancelled, the municipal court shall have jurisdiction to decree such accounting, reformation or cancellation.

4. In all actions and proceedings whether legal or equitable, to enforce the collection of its own judgments.

5. In all actions and proceedings for the sale of personal property under a chattel mortgage, lien or other charge or incumbrance, irrespective of amount, and for the foreclosure and marshaling of all liens thereon and the rendering of personal judgment therein, irrespective of amount, in favor of any party.

6. In all actions and proceedings for the sale of real property under the lien of a judgment of a municipal court, or the lien thereon for machinery, material or fuel furnished or labor performed irrespective of amount, and in such cases the court may proceed to foreclose and marshal all liens thereon, and all rights, vested or contingent, therein and to render personal judgment, irrespective of amount, in favor of any party.

7. In all actions and proceedings in the nature of creditors' bills, and in aid of execution to subject the interest of a judgment debtor in real or personal property to the payment of a judgment of the municipal court.

8. In all actions and proceedings in the nature of interpleader.

Digitized by Google

Issue and service of summons, writs and process when one or some one of defendants reside in city.

Sec. 1579-8. In any action or proceeding of which the municipal court has jurisdiction of the subject matter, when the defendant, or some one of the defendants, resides or is served with summons in the city of Cleveland, the municipal court shall have jurisdiction, and summons, writs and process may be issued to the sheriff of any county against one or more of the parties.

www.libook.com.cn

Jurisdiction in ancillary and supplemental proceedings.

Sec. 1579-11. In all causes the municipal court shall have jurisdiction in every ancillary and supplemental proceeding, before and after judgment, including attachment of person or property, arrest before judgment, interpleader, aid of execution, trial of the right of property, reviver of judgment and the appointment of a receiver, for which authority is now, or may hereafter be, conferred upon the court of common pleas, or a judge thereof, or upon justices of the peace. In addition the plaintiff shall have an order of attachment against the property of the defendant in any civil action of which the municipal court has jurisdiction for the grounds enumerated in section 10253 and in the manner provided by section 10263 of the General Code of Ohio.

How value of property ascertained.

Sec. 1579-17. In any action or proceeding the value of the property may be ascertained by the oath of two disinterested householders of Cuyahoga county when the property appraised consists of personalty, and shall be ascertained by the oath of two disinterested resident householders of Cuyahoga county when the property appraised consists of real estate.

Commencement of actions.

Sec. 1579-19. Civil actions and proceedings in the municipal court shall be commenced by summons or writ, the form of which shall be prescribed by rule of court, except as herein otherwise provided. An action or proceeding shall be commenced on delivery of the summons or writ by the clerk to the bailiff for service.

Service, return and publication.

1. Where no special provision is made in this act all writs and process of the municipal court shall be served and returned, and publication made, in the same manner as is now, or may hereafter be, provided by law, for the service and return of writs and process in the court of common pleas. Where the manner of service and return is not so provided for, service and return may be made in the same manner provided by law for the service and return of writs and process issued by a police court, or a justice of the peace. In addition to the foregoing methods of service and return of writs or process the judges may by rule provide for the service and return of writs or process by mail, registered or otherwise, and when provision for service by mail is so made, a return of the bailiff or sheriff that a true copy of a writ or process was deposited in the mail shall be proof of residence service at the address on the envelope containing such writ or process; provided that such address be the correct residence address of the party to be served, and that such envelope be not returned to the bailiff

Digitized by Google

by the postal authorities as undelivered; in the case of a corporation, domestic or foreign, or a partnership, a return of the bailiff or sheriff that a true copy of the writ or process was deposited in the mail, enclosed in an envelope addressed to the corporation or partnership at its office or place where it regularly receives mail, in the city of Cleveland, or when the court has jurisdiction, elsewhere in Cuyahoga county or the state of Ohio, shall be proof of service, provided that such address be the office of the corporation, or partnership, or the place where the corporation or partnership regularly receives mail, and that such envelope be not returned by the postal authorities as undelivered; and provided further that, in any case, any person requesting service by bailiff or sheriff shall be entitled thereto.

Return day.

2. The return day shall be fixed by rule of court and the summons or writ shall, unless accompanied with an order to arrest, be served at least three days before the time of appearance.

When sheriff shall serve process.

3. In an action wherein the bailiff is a party, or is interested, writs and process shall be directed to the sheriff of Cuyahoga county. If both these officers are interested, the writs and process shall be directed to and executed by the chief justice.

Filing of pleadings.

4. In all civil cases in the municipal court the plaintiff shall file a statement of claim and the defendant shall file a like statement of any set-off or counter-claim he may desire to assert. A statement of defense shall be filed in such cases and within such time as may be required by rule of the court. In cases where a statement of defense is required the summons shall set forth the date when such statement shall be filed, as fixed by rule of court, which shall not be less than five days after the return day of the summons. The statement shall set forth in plain and direct language the facts constituting the cause of action, set-off, counter-claim, or defense.

Rules of practice and procedure.

5. To expedite the business and promote the ends of justice the judges may from time to time adopt, publish, and revise rules relating to matters of practice and procedure, service and return of writs or process, classify the causes of action in the court and prescribe with reference to each class the degree of particularity with which a cause of action, set-off, counter-claim, or defense shall be set up.

When provisions of General Code shall apply.

6. Where no special provision is made in this act, or by rule of court, the provisions of title four, part third, of the General Code shall apply to the practice and procedure of the municipal court; but this section shall not be construed to abridge the powers of the judges in respect thereto granted by this act.

Proceedings in error.

Sec. 1579-36. Proceedings in error may be taken to the court of appeals of Cuyahoga county from a judgment or final order of the municipal court in the same manner and under the same conditions as are provided by law for proceedings in error from the court of common pleas to the

Digitized by Google

court of appeals; provided, however, no proceedings to reverse, vacate or modify, such a judgment or final order shall be commenced unless within sixty days after the overruling of the motion for a new trial, or the entry of the judgment or final order complained of, when the motion for a new trial is not filed; or in case the person entitled to such proceedings is an infant, a person of unsound mind, or imprisoned within forty days exclusive of the time of such disability. When any error proceeding has been determined or dismissed by the court of appeals, the clerk of such court shall, immediately after the time allowed by law for the commencement of proceedings to review the judgment of said court of appeals, if such proceedings have not been commenced, transmit to the clerk of the municipal court all of the original papers and pleadings in such case.

www.hbooo.com.cn

Powers and duties of clerk.

Sec. 1579-41. The clerk of the municipal court shall have general powers to administer oaths, and take affidavits, and to issue executions upon any judgment rendered in the municipal court, including a judgment for unpaid costs; he shall have power to issue and sign all writs, process and papers issuing out of the court, and to attach the seal of the court thereto; and except as hereinafter provided, shall have power to approve all bonds, recognizances and undertakings fixed by any judge of the court or by law; shall file and safely keep all journals, records, books and papers belonging or appertaining to the court, record its proceedings and perform all other duties which the judges of the court shall prescribe. He shall pay over to the proper parties all moneys received by him as clerk; he shall receive and collect all costs, fines and penalties, and shall pay therefrom annually six hundred dollars in quarterly installments to the trustees of the law library association as provided for in division IV, chapter 1 of the General Code, and shall pay the balance thereof quarterly to the treasurer of the city of Cleveland and take proper receipts therefor, but money deposited as security for costs shall be retained by him pending the litigation; he shall keep a book showing all receipts and disbursements, which shall be open for public inspection at all times; and shall on the first Monday of each term of court make to the city auditor a report of all receipts and disbursements for the preceding term. He shall succeed to all and shall have all the powers and perform all the duties of police clerks. And as to the selection of the deputy clerks he shall have power to appoint a chief deputy only. All other deputies and assistants shall be appointed or selected by him as hereinafter provided.

Bailiffs; duties, compensation, bond.

Sec. 1579-45. A bailiff and deputy bailiffs, shall be designated as hereinafter provided for in this act. They shall perform for the municipal court services similar to those usually performed by the sheriff for courts of common pleas and by the constable for courts of justice of the peace. The bailiff shall have power to approve all undertakings and bonds given in actions of replevin, all redelivery bonds in

Digitized by Google

attachment, and all bail bonds given upon arrest before judgment. The bailiff shall receive such compensation not less than three thousand six hundred dollars per annum and deputy bailiffs shall each receive such compensation not less than one thousand two hundred dollars per annum, as the council may prescribe, payable in monthly installments, out of the treasury of the city of Cleveland. Before entering upon his duties, the bailiff shall make and file in the office of the auditor of the city of Cleveland a bond in the amount of not less than ten thousand dollars to be determined by the judge with two or more sureties to be approved by the chief justice. The terms of said bonds shall be subject to the approval of the judges of the court. The said bonds shall be given for the benefit of the city of Cleveland and of any persons who shall suffer loss by reason of a default in any of the conditions of said bond. The bailiff may require any of deputy bailiffs to give a bond of not less than one thousand dollars, the terms whereof shall be subject to the approval of the judges of the court. The sureties on said bonds shall be approved and said bonds shall be filed in the manner prescribed for the approval and filing of the bailiff's bond. The bailiff may, with the consent and approval of the judges of the court, appoint a stenographer to be assigned to duty in the bailiff's department.

SECTION 2. That said original sections 1579-2, 1579-3, 1579-5, 1579-6, 1579-8, 1579-11, 1579-17, 1579-19, 1579-36, 1579-41 and 1579-45 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 5, 1915.
Approved May 11, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of May, A. D. 1915. 104G.

[House Bill No. 494.]

AN ACT

To authorize township trustees to control and improve public parks or public squares, and to levy taxes for that purpose.

Be it enacted by the General Assembly of the State of Ohio:

Section 3427-1. SECTION 1. That the trustees of any township, having within its limits a public park, public square or grounds devoted to public uses for park purposes, and which are not under the control of park commissioners, are authorized and empowered to control, care for, grade and improve any such

Trustees authorized to improve public parks and squares.

Digitized by Google

public park, public square or public grounds; to plant or place therein and care for trees, shrubbery and plants, and to maintain lawns in good condition; to construct and maintain fountains; to lay out, construct, reconstruct, repair and maintain in good condition suitable drive-ways and walks, constructing the same of such materials as are deemed most suitable, and to provide and maintain suitable and sufficient lights in any such public park, public square or public grounds; to construct, reconstruct, repair and maintain therein all necessary sewers, drains and ditches; and to protect and preserve to public uses for park purposes all of said property and improvements, and, to that end, to adopt by-laws, rules and regulations for the government and control of any such public park, public square or public grounds and the drive-ways and walks therein, and to protect them and the trees, shrubbery, plants and improvements from misuse, injury or destruction, and to provide for the due enforcement of such rules and regulations by fines and penalties, but such by-laws, rules and regulations shall not conflict with the constitution or laws of the state of Ohio.

Section 3427-2. Empowered to make appropriations and levy tax.

SECTION 2. In paying any expenses of park management and improvements authorized by section 1 of this act the township trustees may appropriate and use for such purposes any funds in the township treasury then unappropriated for any other purpose. Should there be no available funds in the township treasury or not sufficient in amount to pay for the desired park management and improvements in any year, the township trustees are authorized and empowered to levy a tax to pay for such park management and improvements, which tax shall be levied upon all of the taxable property in the township and shall be certified, levied and collected in the manner prescribed by law for the certification, levy and collection of other township taxes, and the money so raised shall be paid over to the township treasurer and by him paid out on the order of the township trustees certified by the township clerk; provided, however, that if a sum greater than two thousand dollars is to be expended by said trustees for park management and improvement purposes in any one year, and such sum is not available from any unappropriated money in the township treasury, before any tax for park management and improvement purposes shall be levied which will amount to more than two thousand dollars, the question of levying such additional tax shall be submitted to and approved by the majority of the electors of the township voting on the question. If such election shall be necessary, it shall be called at a regular meeting of the township trustees and shall be held within thirty days from the date of the resolution calling the same. Twenty days' notice of said election shall be given by the posting of notices thereof by the township clerk in ten public places in the township, and provisions for the holding of said election shall be made by the deputy

When tax levy shall be submitted to electors; notice and time of election.

Digitized by Google

state supervisors of elections upon receiving from the clerk of the township notice of the date and purpose of said election; provided, however, that nothing in this act shall in any way or manner repeal, affect or modify any law relating to park commissioners now in force, or to prevent the appointment of any park commissioners in the future, or to repeal, affect or modify the authority of park commissioners now appointed or hereafter appointed.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 7, 1915.
Approved May 11, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of May, A. D. 1915. 105G.

[Am. Sub. Senate Bill No. 7.]

AN ACT

To amend sections 6346-1, 6346-2, 6346-3, 6346-4, 6346-5, 6346-6 and 6346-7, inclusive, of the General Code, and add supplemental sections 6346-8, 6346-9 and 6346-10, inclusive, providing for the regulation and licensing of the loaning of money, without security upon personal property, and of purchasing or making loans upon salaries or wage earnings.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 6346-1, 6346-2, 6346-3, 6346-4, 6346-5, 6346-6 and 6346-7 of the General Code be amended, and supplemental sections 6346-8, 6346-9 and 6346-10 be added, to read as follows:

Loans upon chattels or wage earnings without license, unlawful.

Sec. 6346-1. It shall be unlawful for any person, firm, partnership, association or corporation, to engage, or continue, in the business of making loans, on plain, endorsed, or guaranteed notes, or due bills, or otherwise, or upon the mortgage or pledge of chattels or personal property of any kind, or of purchasing or making loans on salaries or wage earnings, or of furnishing guarantee or security in connection with any loan or purchase, as aforesaid, at a charge or rate of interest in excess of eight per centum per annum, including all charges, without first having obtained a license

Digitized by Google

so to do from the superintendent of banks and otherwise complying with the provisions of this act.

Application under oath; issue of license; fee.

Sec. 6346-2. Any person, firm, partnership, corporation or association desiring to obtain a license, shall apply therefor, under oath, on forms prescribed by the superintendent of banks; and by paying annually to the superintendent of banks, a license fee in the sum of one hundred dollars, shall be entitled to obtain a license, which license fee shall include the entire cost of inspection, or inspections, for a period of one year. The said license shall be issued by the superintendent of banks, and shall expire the first day of March next following the date of its issuance, except that the fee of one hundred dollars herein provided shall be apportioned for that part of the year 1915 remaining after the date when this act shall become law, but thereafter no abatement of said charge shall be made if licenses are issued for less than one year, and no other or further license fee shall be required from any such licensee, by the state or any municipality nor shall any fees or charges be collected under section 736 of the General Code. Every such license and bond hereinafter provided for shall be renewed annually on the first day of March in each year. No license shall be granted to any person, firm, partnership, corporation or association unless, and until, such applicant shall, in writing, and in due form, to be first approved by and filed with the superintendent of banks, appoint an agent, a resident of the state of Ohio, and county where his office is to be located, upon whom all judicial and other process, or legal notice, directed to such applicant may be served; and in case of the death, removal from the state, or any legal disability or disqualification of any such agent, service of such process or notice may be made upon the superintendent of banks. The said superintendent of banks may revoke any license, if the licensee, his officers, agents, or employes shall violate any of the provisions of this act. Whenever, for any cause, such license is revoked, said superintendent of banks shall not issue another to said licensee until the expiration of at least one year from the date of revocation of such license. Every such applicant shall execute and file a bond to the state of Ohio in the penal sum of two thousand dollars with the superintendent of banks, to be approved by him, for the faithful observance of all provisions of this act. Any person claiming to be injured by a violation of this act by a licensee may maintain an action on said bond.

Appointment of agent upon whom process may be served, required.

Revocation of license; bond.

Statements required in application; posting of license; transfers.

Sec. 6346-3. Application for a license shall state fully the name or names, and address, of the person or corporation, and of every member of the firm, partnership, or association authorized to do business thereunder, and the location of the office or place of business in which the business is conducted; and in the case of a corporation, shall also state the date and place of its incorporation, the name and address of its manager for the period for which the license

www.hbtool.com.cn

Digitized by Google

is issued, and the names and addresses of its directors for the period for which the license is issued, and the name and address of the agent as provided in section 6346-2 of this act. Such license shall be kept posted in a conspicuous place in the office where the business is transacted. No person, firm, partnership, corporation or association so licensed, shall transact or solicit business under any other name. Not more than one office or place of business shall be maintained under the same license. But in case of removal, the superintendent of banks, may, on application, endorse thereon a transfer to the new place of business, with the date of transfer, and from the time of such endorsement, the new place so designated shall be deemed the place designated in the license.

Annual investigation of business of licensee.

Sec. 6346-4. The superintendent of banks shall, either personally, or by such person or persons as he may appoint for the purpose, at least once a year, and oftener, if he deems it advisable, investigate the business and affairs of every such licensee, and for that purpose shall have free access to the vaults, books and papers thereof, and other sources of information with regard to the business of such licensee and whether it has been transacted in accordance with this act. Said superintendent of banks, and every examiner appointed by him, shall have authority to examine, under oath or affirmation, any person whose testimony may relate to the business of any such licensee or alleged violator herein.

Maximum charge allowed including interest; inspection fee.

Sec. 6346-5. No such licensee or licensees shall make a loan or purchase or furnish guaranty, or security, as hereinbefore provided at a greater total charge, including interest, than three per cent. per month; except that on loans that do not exceed fifty dollars in amount, in whatever manner made payable, an inspection fee of not to exceed one dollar may be collected at the time the loan is made, when such loan is made for a period of not less than four months; and such inspection fee shall not be imposed upon the same borrower for any new or additional loan made within four months after such charge has been imposed. Said three per cent. per month shall not be paid in advance and shall be computed on unpaid monthly balances, without compounding interest or charges. No bonus, fees, expenses, or demands of any nature whatsoever, other than said inspection fee and said total charge of three per cent. per month (which shall include interest) as hereinbefore provided, shall be made, paid, or received, directly or indirectly, for such loans, purchases or furnishing guaranty or security, wage assignments or advancements except court costs upon the actual foreclosure of the security or upon the entry of judgment. Nothing in this act shall apply to pawn brokers who obtain a municipal license as provided in sections 6337 to 6346, inclusive, of the General Code or to national banks or to state banks or any person, partnership, association or corporation whose business now comes under the supervision of the superintendent of banks. No charge or fee shall be

Persons to whom act does not apply.

Digitized by Google

made unless the loan is actually made. A copy of this section shall be furnished each borrower at the time the loan is made.

www.libtool.com.cn

Statement and receipt shall be given borrower or pledger.

Sec. 6346-6. Every person, firm, partnership, corporation or association licensed as herein provided, shall give to the assignor, borrower, or pledger, a statement upon which shall be written in ink, typewritten or printed, the name of the licensee making such loan or purchase, name of the assignor, borrower or pledger, the amount of the loan, the rate or amount of interest charged, the date when the loan is made, and the date when payable; and shall also give the assignor, borrower, or pledger, a receipt for each payment of principal or interest.

Procedure in valid assignment of wages or earnings.

Sec. 6346-7. No assignment of any salary, wages or earnings, or any part thereof given to secure a loan shall be valid unless the same shall be in writing, signed in person by the person making the same; and if such person is married and living with husband or wife, signed also by the husband or wife of such person, as the case may be. Nor shall any such assignment be valid unless the same shall be in writing and made to secure a debt contracted simultaneously with the execution of such assignment, with all blank spaces therein filled in with ink or typewriting, together with the date, names of the assignor and assignee, the amount for which such assignment is made, together with the rate of interest charged.

Term assignment defined; assignment of future wages.

The term assignment as used in this section shall include every instrument purporting to transfer an interest in or any authority to collect the wages, salary or earnings of such person. Any assignment of wages, salary or earnings, made in accordance with the provisions of this section shall bind the wages, salary or earnings earned or to be earned by the assignor until the loan secured by such assignment and interest thereon is fully paid, but no assignment or conveyance of wages, salary or earnings to be earned in the future given to secure a loan shall be binding for a sum in excess of fifty per cent. of the amount due or to become due the person making such assignment.

Priority of assignment, how obtained.

In order to obtain a priority of any such assignment over any other assignment, the holder thereof, shall deposit a true copy with the recorder of the county where the person making such assignment, if a resident of the state, resides, or if not a resident of the state, then with the recorder of the county where such assignment is made, together with a sworn statement by the holder, his agent, or attorney, of the amount due, and the rate of interest charged. All such assignments shall be filed and preserved by the recorder as provided in section 8562 of the General Code. When so deposited, any such assignment shall have priority over any other assignment subsequently deposited as herein provided.

Void after one year unless refiled.

Every such assignment so filed shall be void as against other assignments to creditors of the person making it after

Digitized by Google

the expiration of one year from the filing thereof, unless within thirty days next preceding the expiration of said period of one year a true copy thereof, together with a sworn statement by the holder thereof, his agent or attorney, of the amount then due and rate of interest charged is re-filed with the county recorder as herein provided.

Sworn copy of assignment and statement, filed with employer.

A sworn copy of such assignment so filed together with a statement of the amount due filed with any employer of the assignor shall bind not exceeding fifty per cent. of any salary, wages or earnings due or to become due such assignor from the time the same is filed with such employer until any such loan and interest is fully paid and discharged.

Penalty for violations.

Sec. 6346-8. Any person, firm, partnership, corporation or association, and any agent, officer or employe thereof, violating any provision of this act, shall for the first offense be fined not less than fifty dollars nor more than two hundred dollars and for a second offense not less than two hundred nor more than five hundred dollars, and imprisoned for not more than six months. The superintendent of banks upon such second conviction shall revoke any license theretofore issued to such person, firm, partnership, corporation or association. Any instruments taken in connection with the transaction upon which the conviction is made, shall be illegal, void and of no effect, and it shall then be the duty of the superintendent of banks to so notify the borrower in writing. Any charge of interest paid in excess of that provided herein may be recovered by the payor in an action at law.

Instrument void upon conviction; recovery of excess interest.

Enforcement of law and report to governor.

Sec. 6349-9. The superintendent of banks shall enforce the provisions of this act, make all reasonable effort to discover alleged violators, notify the proper prosecuting officer whenever he has reasonable grounds to believe that a violation has occurred, act as complainant in the prosecution thereof, aid such officers to the best of his ability in such prosecution, and make a separate report to the governor at the end of each fiscal year. The superintendent of banks shall employ the assistant or assistants necessary, in his judgment, to make the investigation and inspection provided for in this act.

Credit to licensee on presentation and cancellation of license.

Sec. 6346-10. Any licensee, or licensees, who holds a license under the provisions of sections 6346-1, 6346-2, 6346-3, 6346-4, 6346-5, 6346-6 and 6346-7, of the General Code, inclusive, which has not yet expired, and who shall present his license for cancellation to the superintendent of banks herein, shall receive therefor a credit in the amount of ten dollars, and the superintendent of banks shall credit the same upon the license herein.

Invalidity of section shall not affect the whole or any other part.

SECTION 2. Should any section or provision of this act be decided by the courts to be unconstitutional or invalid, the same shall not affect the validity of the act as a whole or any part thereof, other than the part so decided to be unconstitutional.

Digitized by Google

Repeals.

SECTION 3. That original sections 6346-1, 6346-2, 6346-3, 6346-4, 6346-5, 6346-6 and 6346-7 of the General Code, inclusive, and all other acts or parts of acts inconsistent with this act be, and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 7, 1915.
Approved May 11, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 12th day of May, A. D. 1915. 106G.

[Am. Sub. S. B. No. 264.]

AN ACT

Authorizing the creation of a board of rapid transit commissioners in cities, defining its powers, and repealing an act entitled "An act authorizing the issuance of bonds and acquisition and appropriation of property and rights by municipal corporations to construct and equip electric railways and terminals on leased canal and other property," passed April 18, 1913 (103 Ohio Laws, 848).

Be it enacted by the General Assembly of the State of Ohio:

Section 4000-16.

Cities authorized to create board of rapid transit commissioners.

SECTION 1. That whenever in any city the city council thereof shall, by ordinance, declare it to be essential to the interests of such city that a rapid transit commission, with the powers and duties prescribed in this act, be appointed, the mayor of such city shall appoint a board of rapid transit commissioners to be known as the board of rapid transit commissioners. Said board shall consist of five members, and they shall be electors of the county within which such city is located, and a majority of such commissioners shall be electors of such municipal corporation. Said commissioners shall serve without compensation, give bond in the amount to be fixed by the city council, and approved and filed as other bonds of municipal officers and the premium, if any, on said bonds shall be paid by the city. Such commissioners shall be appointed for the terms of one, two, three, four and five years respectively, and their successors shall be appointed for a term of five years, and in case of vacancy by death, resignation or removal of a member of such board the mayor shall immediately appoint a successor to fill the vacancy for the unexpired term.

Number, appointment, qualification and term of members.

Removal; causes for and procedure.

The mayor, with the approval of the city council, may remove for malfeasance or nonfeasance in office any member of the commission upon charges and specifications there-

Digitized by Google

of preferred by the mayor; copy of such charges and specifications shall be furnished the commissioner accused and he shall be given a hearing by the mayor and have the opportunity to confront the witnesses against him and to present his defense in person or by counsel; if the mayor's decision upon said charges is in favor of removal, he shall certify the proceedings and his finding to the council for approval or disapproval and the action of council thereon shall be final. Provided, further, that if any bond issue or proposed lease submitted to the vote of the people as provided in this act, is defeated, the members of the commission shall be thereby removed, and the mayor shall thereupon appoint a new commission of five members, as provided herein.

Section 4000-17. Organization of board; rules and regulations.

SECTION 2. Said board of rapid transit commissioners shall elect one of its members president and another vice-president, who in the absence or disability of the president shall perform his duties. The board shall make its own rules, but its meetings shall be open to the public and all questions acted upon shall be decided by a yea and nay vote, with the name of each member voting recorded on the journal, and no question shall be decided unless approved by a majority of the members of the board.

Section 4000-18. Employment of clerks, engineers, superintendents, etc.

SECTION 3. The board of rapid transit commissioners may employ clerks, engineers, superintendents and such other employes as may be necessary, provided, however, that the chief engineer of the sub department of engineering of the department of public service may be the engineer of said board and that the said sub department of engineering shall perform such engineering services as may be determined by said board. The superintendents, clerks, engineers, real estate experts, and attorneys of the board shall be in the unclassified service and all other employes shall be in the classified civil service of the municipality.

Section 4000-19. Control and management in construction, maintenance, etc.

SECTION 4. The board of rapid transit commissioners shall have control and management of the construction of a rapid transit railway system, in, through, under, on or upon any lands including also canal lands or parts thereof, together with the streets, alleys and public ways outside of such canal lands, whether within or without the limits of such corporation, and of depots and terminals for interurban, suburban, street and other electric railways, and the construction of interurban, suburban, street or rapid transit electric railways, and of any combination of two or more of such purposes, and shall have power of the acquisition, repair, control, operation, management and maintenance of the utilities so constructed and acquired.

Construction of boulevard or parkway.

In all cases where the construction of a rapid transit system is in, through or under any land, including also canal lands or parts thereof, such board may construct a boulevard or parkway on, upon or adjacent to such lands or canal lands; plans therefor shall, however, be first approved by the board of park commissioners in cities having

Digitized by Google

such a board. On completion of any such boulevard or parkway the same shall be committed to the control, charge and maintenance of the municipal board or officer in charge of the park system of such city.

www.indoor.com.cn

Section 4000-20.

Control and expenditure of appropriations.

SECTION 5. The board of rapid transit commissioners shall have control of the expenditure of all moneys appropriated by the city council or received from sale of bonds provided for in this act or from any other source whatever, for the purchase, construction, improvement, maintenance, equipment or enjoyment of all such rapid transit property, but no liability shall be incurred or expenditure made unless the money required therefor is in the city treasury to the credit of the board of rapid transit commissioners' fund and not appropriated for any other purpose, and moneys to be derived from the sale of bonds, the issue of which has been lawfully authorized shall be deemed to be in the treasury to the credit of said fund. All moneys expended for the construction and acquisition of parkways or boulevards, as authorized by this act, shall be provided for by special appropriation or bond issue, or partly by such special appropriation or bond issue and also partly by assessments, as specified in section 6 of this act, shall be separately accounted for, and such expenditure shall not be considered a part of the rapid transit expenditure as herein authorized. Said board may let contracts for any and all part of the work to the lowest and best bidder after three weeks' advertisement in two newspapers of general circulation in the municipality.

How moneys shall be provided.

Rejection of bids.

Said board shall have the right to reject any and all bids, and the proceedings for said contracts and payment therefor shall be the same as are provided for the director of public service except the requirement of the approval of the board of control.

Section 4000-21.

Assessment against property owners for construction of boulevard or parkway; limitations.

SECTION 6. Such board of rapid transit commissioners may assess upon the abutting, adjacent, contiguous or other specially benefited lots or lands in the corporation fifty per cent. of the entire cost or expense connected with the construction of any boulevard or parkway as authorized by this act, and the proceedings by said board for the levying and collecting of any special assessments, including the issuance and sale of bonds in anticipation of the collection of such special assessments shall be as provided by law for the levy and collection of special assessments and the issuance and sale of bonds in anticipation of the collection of such assessments for street improvements in municipalities; providing that resolutions of necessity, determinations to proceed with the improvements, the making of the assessments and letting of contracts, the appointment of estimating and equalizing boards in cases of assessments in proportion to benefits, the authorizing, the issuance, and sale of bonds in anticipation of the levy or collection of such assessments, and all other steps and proceedings preceding or relating to the levy of such assessments shall be adopted,

Digitized by Google

passed, made, taken or performed by such board of rapid transit commissioners, and such board is hereby granted full power to adopt, pass, make, take and perform all such resolutions, steps and proceedings; and in such municipal corporations the plans, specifications and estimates shall at the time of the passage of the resolution of necessity be on file in the office of such board, and notice of such resolution shall be served by said board or any person or persons designated by it for the purpose, and objections to assessments and property owners claims for damages shall be filed with the clerk of said board, and said board shall determine whether claims for damages shall be judicially inquired into before commencement or after completion of the improvement, and in general all steps required by law to be taken by or with the clerk of council shall as regards said parkway construction authorized by this act be taken by or with the clerk of such board of rapid transit commissioners. Assessments for the above purpose shall be subject to the limitations provided by law for assessments for street and other improvements, and all collections made pursuant thereto shall be credited by the city auditor to the respective parkway improvement.

Section 4000-22. SECTION 7. When the board of rapid transit commissioners deems it necessary to issue bonds secured by the general credit of the municipality or to levy a tax for the purpose of carrying into effect the powers herein conferred the board shall, by written resolution, so declare its judgment and state therein the amount of bonds to be issued or the tax to be levied for such purposes and transmit the resolution to the city council, which may authorize the issuance of such bonds or levy a tax for the aforesaid purposes. Provided, however, that the total aggregate amount of bonds issued without being first submitted to a vote of the people shall not exceed one hundred and fifty thousand dollars. If the council fails to enact legislation for the issuance of bonds at its next regular or special meeting after the resolution has been received by the clerk of council, it shall then be the duty of council at its next regular or special meeting by ordinance to submit the question of the issuance of the bonds to a vote of the qualified electors of the municipality and the clerk of council shall file the ordinance with the board of deputy state supervisors of elections of the county; said board of deputy state supervisors shall then submit the question of the issuance of such bonds to the qualified electors of the city at either a special or a general election, as the ordinance may specify. Thirty days' notice of the election shall be given in one or more newspapers printed in the municipality once a week for four consecutive weeks prior thereto, stating the amount of bonds to be issued and the purpose for which they are to be issued, and the time of holding the election. If a majority of the voters voting at such election upon the question of issuing the bonds vote in favor thereof it shall then become the duty of the council of the city to enact within ninety days there-

Issue of bonds; procedure; election.

Digitized by Google

after all legislation necessary to carry into effect the will of the majority of the voters voting at such election and bonds shall be issued from time to time as they may be needed.

www.pptool.com.cn

Section 4000-23. Aggregate amount not limited by any law of Ohio.

SECTION 8. The aggregate amount of such bonds authorized by vote of the people or total indebtedness created under the authority of this act shall not be limited by the provisions of any act or statute of Ohio or law, except by the limitation herein set forth, and such aggregate or total indebtedness shall not exceed two per cent. of the total value of all property in such municipal corporation as listed and assessed for taxation.

Section 4000-24. Application of proceeds from sale of bonds.

SECTION 9. The proceeds from the sale of such bonds may be used by said board of rapid transit commissioners for the construction in, through, on, over, upon or under any canal lands or property leased by such municipal corporation from the state of Ohio, or any lands, rights of way, or property outside of such canal lands, whether within or without the municipal corporation, of depots and terminals for street, interurban or suburban or rapid transit or street electric railways, or for the construction of interurban, suburban, street or rapid transit electric railways, or of any combination of two or more of such purposes, and the necessary tracks, way stations, depots, work shops, conduits, elevated structures, subways, tunnels, offices, sidetracks, turnouts, machine shops, bridges and other appurtenances, and for the purchase, acquisition or condemnation of the necessary lands, easements and rights of way, and for the purchase of the equipment necessary for the operation thereof; and the proceeds of bonds specially issued therefor shall be used to pay the cost for the construction of boulevards or parkways on, upon or adjacent to such lands or canal lands, subject to the provisions relative to the construction of and assessments for boulevards or parkways, as specified in sections 4, 5 and 6 of this act.

Section 4000-25. Power in acquisition and appropriation of property.

SECTION 10. The board of rapid transit commissioners is hereby given power to acquire by purchase or to appropriate, enter upon and hold any real estate or easement, partial or otherwise, therein, thereon, thereunder, or thereover, or any interests therein, both within and without the limits of the municipality, which it deems necessary for the purposes above specified; such power to be exercised in the manner provided by law for the acquisition and appropriation of property by municipal corporations. The board of rapid transit commissioners shall have the same powers and rights to cross and occupy streets and highways as are provided by law for street, suburban or interurban electric railways, and to receive from city, township, or county officers grants of the right to use or occupy streets and other public highways which officers are empowered to donate said grants to said board. The board shall have the power to order the removal of pipes, sewers, conduits, poles and other structures that are in the way of construction authorized by this

Digitized by Google

act, and to temporarily suspend street car traffic. The cost of changing sewers and water pipes shall be included as part of the cost of construction, and the said board shall have the right to enter upon lands or buildings for examination and surveys prior to appropriation proceedings, if any, therefor.

www.laptool.com.cn

Section 4000-26. Disposition of incomes.

SECTION 11. All rentals, payments and fees of every description and all other income, earnings or revenues, received from all persons, firms and corporations for the use of said depot terminals and railways, shall be kept in a separate and distinct fund, and after paying the expenses of the municipal corporation for the maintenance, conducting and managing said depots, terminals and railways, including the setting aside of a reasonable sum annually for depreciation to be applied to the repair or replacement of any portion of said work, from the remainder of said receipts there shall annually be paid into the sinking fund of the city such sum or sums as are necessary for the payment of accruing interest on the bonds, if any, issued and outstanding for the construction of such rapid transit system, and for providing a sinking fund for the redemption thereof at maturity; and to the extent that said remainder shall not be sufficient for the said payment of the interest on said bonds and for the bonds issued during construction and for the said accumulation of a sinking fund sufficient for payment thereof at maturity, the municipal corporation shall annually levy a tax sufficient for such purposes, and said taxes for bonds issued by vote of the people shall not be subject to any of the limitations provided by law for maximum tax rates on property in the municipal corporation, except the combined maximum rate fixed in section 5649-5b of the General Code and in addition thereto, one-half mill may be levied.

The surplus in any year above said expenses, depreciation charges, interest and sinking fund charges, shall up to the amount necessary to equal said deficiencies of previous years, be paid into the sinking fund of said city until the amounts paid into the sinking fund from the said revenues shall equal the total accrued interest and sinking fund charges on said bonds, and any amounts thus paid in on account of such past deficiencies, may be applied to interest or sinking fund charges on any indebtedness of said city. Any surplus above said expenses, depreciation charges, current interest and sinking fund charges and reimbursement of past deficiencies of interest and sinking fund charges, may be used for the reconstruction of, improvement of, additions to, or extensions of such depots, terminal and railway equipment.

Section 4000-27. Power to lease depots, terminals, etc.; submission of question.

SECTION 12. Said board of rapid transit commissioners may grant to any corporation organized for street railway or interurban railroad purposes the right to operate by lease or otherwise such depots, terminals and railways upon such terms and conditions as said board shall be authorized

Digitized by Google

by ordinance to agree upon with such corporation, subject to the approval of a majority of the electors of the municipal corporation voting thereon. Said board shall certify said lease or agreement to the board of deputy state supervisors of election of the county, and said board of deputy state supervisors shall then submit the question of the approval of said lease or agreement to the qualified electors of the city at either a special or general election as the ordinance may specify. Thirty days' notice of the election shall be given in one or more of the newspapers printed in the municipality once a week for four consecutive weeks prior to the time of holding said election as heretofore specified, setting forth the terms of said lease or agreement and the time of holding the election. On the approval by a majority of the voters voting at such election said corporation is invested with the power to operate such depots, terminals and railways as provided in said lease or agreement, and corporations organized under the laws of Ohio for street railway or interurban railroad purposes are hereby invested with power to lease and operate such depots, terminals and railways.

Section 4000-28.

Section or provision held invalid shall not affect any other part.

SECTION 13. Should any section or provision of this act be decided by the courts to be invalid, the same shall not affect the validity of the act as a whole or any part thereof, other than the part so decided to be invalid, and all acts of said board of rapid transit commissioners shall be authorized or approved by ordinance as may be required by the constitution of Ohio.

SECTION 14. That the act entitled "An act authorizing the issuance of bonds and acquisition and appropriation of property and rights by municipal corporations to construct and equip electric railways and terminals on leased canal and other property," passed April 18, 1913, and approved May 9, 1913, and filed in the office of the secretary of State on May 13, 1913, and all laws and parts of laws inconsistent herewith, be and the same are hereby repealed.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 17, 1915.
Approved May 17, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 17th day of May, A. D. 1915. 107G.

Digitized by Google

[Am. Senate Bill No. 255.]

AN ACT

www.libtool.com.cn

To amend section 5 and section 6 of the act of April 18, 1913 (103 Ohio Laws, 720), entitled "An act to provide for the leasing of a further part of the Miami and Erie Canal to the city of Cincinnati and to amend section 6 of the act of May 15, 1911, 'To provide for leasing a part of the Miami and Erie Canal to the city of Cincinnati as a public street or boulevard, and for sewerage and subway purposes.'"

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5 and section 6 of the act of April 18, 1913 (103 Ohio Laws 720), entitled "An act to provide for the leasing of a further part of the Miami and Erie canal to the city of Cincinnati and to amend section 6 of the act of May 15, 1911, 'To provide for leasing a part of the Miami and Erie canal to the city of Cincinnati as a public street or boulevard, and for sewerage and subway purposes,'" be amended to read as follows:

No rights shall be exercised by way of appropriation; subway privileges.

Sec. 5. No rights by way of appropriation shall be exercised or permitted as against such property. Except at street intersections, the surface of such street or boulevard, when completed, from the east side of Broadway in Cincinnati to a point one hundred feet northwardly from the highway bridge over the Miami and Erie canal in that part of Cincinnati known as Brighton, used by the cross-town electric street car line, shall not be occupied or used for the purpose of any street, stream, electric, elevated or other kind of railroad whatsoever; but nothing herein shall be held or interpreted to prevent the construction or operation by said city of Cincinnati, or its grantee, of a subway beneath such street or boulevard, between said Broadway and a point one hundred feet north of the Brighton bridge aforesaid, and for a subway beneath such street or boulevard from Liberty street south to the east side of Broadway, with openings for ventilation not to exceed twenty feet in width, and not continuous, along the center of such street or boulevard, and not at street intersections, for the use of street, electric, suburban or interurban railways or terminals, or to prevent the construction or operation by said city, or its grantees in, on or upon the remainder of said canal property, on the surface or in an open cut or ditch or subway, or by means of any combination of such methods of construction, of street, electric, suburban or interurban railways or terminals; provided, however, that the right to construct such subway and other construction, railways and terminals for any street, electric, suburban or interurban railways or terminals, shall never be granted or permitted to any person, persons, or corporation other than said city, except on terms that shall provide for competitive bidding for the right to so construct same and the right to use or operate same shall never be granted or permitted to any person, persons, corporation or organization other than said city, except on terms that shall secure to street, electric, suburban, interurban or underground electric railways the

Digitized by Google

right to use the subway and other construction and all tracks, appliances, services and electric current in and incident thereto on proportionately equal terms, said terms to be determined on the basis of the total cost of operation and a reasonable return upon the investment; provided further, that any street, electric, suburban or interurban railway or terminals operating or using such subway and construction shall permit the use of its tracks by any other street, electric, suburban or interurban railway for a reasonable compensation for such distance as is necessary to secure entrance to such subway or construction, and provided, further, that should a gauge other than a standard gauge be established for the tracks in said subway, cut or other canal property, a standard gauge shall likewise be provided for the tracks therein and for such tracks as are necessary to secure entrance thereto.

Submission of grant or franchise to electors.

Any grant or franchise made to any person, firm, or corporation to construct and operate or to operate said subway and other construction in the property mentioned in section 1 of said act of April 18, 1913 (103 O. L., 720), shall be subject to all the provisions of sections 9147, 9148 and 9149 of the General Code relating to underground railroads; and without a petition of electors, the council of said city may submit such grant or franchise to the electors of the city in the manner provided in sections 9148 and 9149.

Governor authorized to change lease.

Sec. 6. That the governor of the state shall change and amend the lease to the city of Cincinnati of the Miami and Erie canal property between the east side of Broadway and a point three hundred feet north of Mitchell avenue so as to conform with section 5 of the act of April 18, 1913 (103 O. L. 720), as herein amended, and so as to provide for an outlet for the discharge of the water of said canal either at or near a point three hundred feet north of Mitchell avenue as provided in the act of May 15, 1911 (102 O. L., 168), or at the present spillway south of Mitchell avenue or if the additional part of the Miami and Erie canal is acquired by the city of Cincinnati as authorized by said act of April 18, 1913 (103 O. L., 720), to provide for the outlet for the discharge of the water of said canal at or near said point in the city of St. Bernard one thousand feet beyond the crossing of the canal by the tracks of the Baltimore and Ohio Southwestern Railroad company, and shall accordingly execute and deliver to the city of Cincinnati a new lease.

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That section 5 and section 6 of the act of April 18, 1913 (103 O. L., 720), and all laws and parts of laws inconsistent herewith be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 17, 1915.
Approved May 17, 1915.
FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 17th day of May, A. D. 1915. 108L.

Digitized by Google

[House Bill No. 619.]

www.libtool.com.cn

AN ACT

Ordering the State Board of Liquor Licensing Commissioners to pay to Louis A. Traub of Cincinnati one hundred and twelve dollars and forty cents for services rendered to the Hamilton county board of liquor licensing commissioners.

Be it enacted by the General Assembly of the State of Ohio:

Authority to pay Louis A. Traub.

SECTION 1. The state board of liquor licensing commissioners is hereby ordered and directed to draw its warrant for the sum of one hundred and twelve dollars and forty cents in favor of Louis A. Traub for services rendered as stenographer in taking testimony at the request of the Hamilton county board of liquor licensing commissioners upon the order and request of the state board of liquor licensing commissioners of Ohio.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 7, 1915.
Approved May 11, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 18th day of May, A. D. 1915. 109L.

[Am. Senate Bill No. 176.]

AN ACT

To amend section 5175-29i and repeal sections 5175-29j and 5175-29l of the General Code, relative to the sufficiency of signatures to initiative and referendum petitions.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5175-29i of the General Code, be amended to read as follows:

Petitions open to public inspection.

Sec. 5175-29i. As soon as the board of deputy state supervisors of elections of a county receives the parts of the petitions transmitted by the secretary of state, it shall keep the same open to public inspection until the time it is required to return the same to the secretary of state.

Comparison of signatures and report to secretary of state.

In any county containing a city or cities wherein a general registration of voters is required by law, the board of deputy state supervisors of elections of such county shall carefully compare the names of the electors who signed the parts of the petition and who reside in such city, or cities, with the registration lists. If any names appear on the parts of the petition which are not upon the registration lists, such board shall, unless satisfied that the petitioner in

Digitized by Google

question is an elector of said county and qualified to sign the petition, make a note thereof in its report to the secretary of state. It shall also scrutinize all parts of the petition, whether from a city or other political subdivision within the county, for repetition of signatures, illegal signatures and for the omission of any of the formal or other requisites set forth in the constitution. If said board shall find any signature or signatures insufficient, it shall make a note opposite such signature or signatures to that effect, and notify the person or persons who solicited such signatures, or other person or persons interested in the circulation of the part of the petition containing such signatures, of the insufficiency of the same.

Procedure by board when signatures insufficient.

Hearing to establish insufficiency of signatures.

The board of deputy state supervisors of election of said county shall proceed to establish the insufficiency of such signatures in an action before the court of common pleas of such county, which must be brought within three days after the aforesaid notice is served and heard forthwith by the judge of said court, whose decision in the case shall be final. In counties having more than one judge of the court of common pleas, it shall be the duty of the presiding judge to designate the judge before whom such action shall be brought. If the signatures are adjudged sufficient they must be included with the others by the board of deputy state supervisors of election of the county; if they are found insufficient they shall not be so included.

Time within which insufficiency shall be proved and additional signatures filed.

The petition and signatures upon the parts of the petition, properly verified, shall be presumed to be in all respects sufficient, unless not later than forty days before the election their insufficiency shall be proved, as herein provided, and in such event ten additional days shall be allowed by the secretary of state after such petition or parts of petition have been returned, for the filing of additional signatures to such petition.

When petition must be returned to secretary of state; certification.

Within twenty-five days after the date when the parts of the petition were transmitted to it by the secretary of state, but not less than fifty days before the election, said board shall return the parts of the petition to the secretary of state, with a certification of the total number of sufficient signatures thereon. The number so certified shall be used by the secretary of state in determining the total number of signatures to the petition, which he shall record and announce. The signatures to the petition and parts of the petition, when so certified, shall be in all respects sufficient.

SECTION 2. That said original section 5175-29i and sections 5175-29j and 5175-29l of the General Code be and the same are hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.
Passed May 5, 1915.
FRANK B. WILLIS,
Governor.
Approved May 17, 1915.
Filed in the office of the Secretary of State at Columbus, Ohio, on the 18th day of May, A. D. 1915. 110G.

Digitized by Google

[Am. Senate Bill No. 84.]

www.libtool.com.cn

AN ACT

To amend sections 1314, 1315, 1316, 1317, 1318, 1325, 1326, 1327, 11444, 12711, 12712, 12713, 12714, and 12715 of the General Code and to supplement sections 1317, 1321 and 1329 of the General Code by adding thereto sections 1317-1 1321-1 and 1329-1, relating to the practice of dentistry.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1314, 1315, 1316, 1317, 1318, 1325, 1326, 1327, 11444, 12711, 12712, 12713, 12714, and 12715 be amended and that sections 1317, 1321, and 1329 be supplemented by adding thereto sections 1317-1, 1321-1, 1329-1 to read as follows:

State dental board; appointment, qualification and term of members.

Sec. 1314. The governor, with the advice and consent of the senate, shall appoint a state dental board consisting of five persons each of whom shall be a graduate of a reputable dental college and shall have been in the legal and reputable practice of dentistry in the state at least five years next preceding his appointment. One member shall be appointed each year as the respective terms of the present incumbents expire, and shall serve for the term of five years and until his successor is appointed and qualified. No person so appointed shall be an officer of a dental college or a member of the faculty thereof, or serve to exceed two terms.

Organization, meetings, quorum, rules and regulations.

Sec. 1315. The state dental board shall organize by the election from its members of a president and a secretary. It shall hold a meeting on the fourth Monday in June and October of each year, and other meetings as it deems necessary at such times and places as the board designates. The October meeting shall be held in the city of Columbus; the June meeting may be held at such place as the board designates. A majority of the members of the board shall constitute a quorum but a less number may adjourn from time to time. The board shall make such reasonable rules and regulations as it deems necessary; provided, however, that it shall require the concurrence of a majority of the members of the board to grant, to refuse or to revoke a license.

Bond and oath of secretary.

Sec. 1316. Before entering upon the discharge of the duties of his office, the secretary of the state dental board shall give a bond to the state in the sum of two thousand dollars conditioned for the faithful discharge of the duties of his office, the premium for such bond to be paid from the funds belonging to the board. Such bond, with the approval of the board and oath of office endorsed thereon, shall be deposited with the secretary of state and kept in his office. Each week all moneys received by the secretary shall be paid by him into the state treasury to the credit of a fund for the use of the state dental board.

Weekly payment of moneys into state treasury.

Digitized by Google

Compensation and expenses.

Sec. 1317. Each member of the state dental board shall receive ten dollars for each day actually employed in the discharge of his official duties, and his necessary expenses incurred. The secretary shall receive an annual salary to be fixed by the board, and his necessary expenses incurred in the discharge of his official duties. The compensation and expenses of the secretary and members and the expenses of the board, shall be paid from the fund in the state treasury for the use of the board on the requisition signed by the president and the secretary of the board and the warrant of the auditor of state.

Affiliation with national association.

Sec. 1317-1. The state dental board may affiliate with the national association of dental examiners, as an active member, and pay regular annual dues to said association and may send a delegate to the meetings of the said national association of dental examiners; such delegate shall receive the compensation provided in section 1317 of the General Code.

Official seal and records.

SECTION 1318. The state dental board shall have an official seal and shall keep a record of its proceedings, a register of persons licensed as dentists and a register of licenses by it revoked. At reasonable times, its records shall be open to public inspection, and it shall keep on file all examination papers for a period of ninety days after each examination. A transcript of an entry in such records, certified by the secretary under the seal of the board, shall be evidence of the facts therein stated.

Certificate of general education shall be filed with application.

Sec. 1321-1. The applicant shall also present with his application a certificate of the state superintendent of public instruction, that he is possessed of a general education equal to that required for graduation from a first grade high school in this state. Said superintendent of public instruction shall issue a certificate without examining the applicant, provided said applicant presents to him one of the following credentials: A diploma from an approved college granting the degree of A. B., B. S. or equivalent degree; a certificate showing graduation from a high school of the first grade, or from a normal or a preparatory school, legally constituted, after four years of study; a teacher's permanent or life high school certificate; a certificate of admittance by examination to the freshman class of an approved college granting the degree of A. B., B. S. or equivalent degree. In the absence of the foregoing credentials and before issuing such certificate the applicant shall be examined by said superintendent of public instruction, in such branches as are required from a first grade high school and to pass such examination shall be sufficient qualification to entitle such applicant to a certificate; provided, however, that the superintendent of public instruction may designate any county superintendent of schools to hold such examinations at such times and places as may be necessary or convenient. The fee for such examination shall be three dollars and the fee for certificate shall be one dollar, both pay-

Examination fee.

Digitized by Google

able to said superintendent of public instruction and by him paid into the state treasury to the credit of the general revenue fund. Granting of certificates by examination by said superintendent of public instruction, and acceptance by said superintendent of certificates of admittance by examinations to the freshman class of approved colleges granting the degree of A. B., B. S. or equivalent degree, shall cease after January first 1919. This shall not apply to students already enrolled in accredited dental colleges.

Revocation and suspension of licenses.

Sec. 1325. The state dental board may revoke or suspend a license obtained by fraud or misrepresentation, or if the person named therein is convicted subsequent to the date of his license of a felony involving moral turpitude, or becomes guilty of chronic or persistent inebriety or addiction to drugs; or if the person holding such license shall advertise with a view of deceiving the public; or be guilty of any grossly immoral conduct likely to deceive or defraud the public; or which disqualifies the applicant to practice with safety to the people.

Charges, notice and hearing.

Sec. 1326. No action to revoke or suspend a license shall be taken until the accused has been furnished a statement of the charges against him and notice of the time and place of hearing thereof. The accused may be present at the hearing in person, by counsel, or both. The statement of charges and notice may be served personally upon such person or mailed to him at his last known address at least twenty days prior to the hearing. If upon such hearing the board finds the charges are true, it may revoke or suspend the license. Such revocation shall take from the person named in a license all rights and privileges acquired thereby.

Procedure on appeal.

Sec. 1327. A stenographic report of each proceeding to revoke or suspend a license shall be made at the expense of the state dental board, and a transcript thereof kept on its files. A person who has been refused a license for any cause other than failure to pass the examination or whose license has been revoked or suspended may file with the secretary within thirty days of the decision of the board a written notice of appeal therefrom to the common pleas court of the county in which the person whose license has been suspended or revoked resides. Upon filing such notice the secretary shall transmit to the clerk of such court the record of such proceedings. Such court shall thereupon hear and determine such case as in other cases of appeal. The judgment of the common pleas court may be reviewed upon the proceedings in error in the court of appeals.

Practice lawful under individual name only; penalty.

Sec. 1329-1. It shall be unlawful for any person or persons to practice or offer to practice dentistry or dental surgery, under the name of any company, association, or corporation, and any person or persons practicing or offering to practice dentistry or dental surgery shall do so under his name only; any person convicted of a violation of the provisions of this section shall be fined for the first offense not less than one hundred dollars, nor more than two hun-

Digitized by Google

dred dollars, and upon a second conviction therefor, his license may be suspended or revoked, as provided in section 1325 of this act.

www.libtool.com.cn

Who exempt from jury service.

Sec. 11444. Public officers, clergymen, priests, physicians, dentists, attorneys at law, members of the police force, firemen employed by a municipal authority, acting volunteer members of companies to extinguish fires, organized in and under the control of a municipality and all persons serving as active members thereof for five consecutive years, and every person over seventy years old, are exempt from jury service.

Dentist's license must be displayed; penalty.

Sec. 12711. Whoever engages in the practice of dentistry and fails to keep displayed in a conspicuous place in the operating room in which he practices, and in such manner as to be easily seen and read, the license granted him pursuant to the laws of this state shall be fined not less than fifty dollars nor more than one hundred dollars.

Selling or offering to sell diploma unlawful; penalty.

Sec. 12712. Whoever sells or offers to sell, a diploma conferring a dental degree, or a license granted pursuant to the laws of this state, or procures such diploma or license with intent that it shall be used as evidence of the right to practice dentistry as defined by law, by a person other than the one upon whom such diploma was conferred, or to whom such license was granted or, with fraudulent intent, alters such diploma or license, or uses or attempts to use it when it is so altered, shall be fined not less than one hundred dollars nor more than two hundred dollars.

Employment of unlicensed dentist, unlawful; penalty.

Sec. 12713. Whoever, being a manager, proprietor, operator or conductor of a place for performing dental operations, employs a person who is not a licensed dentist to perform dental operations as defined by law, or permits such person to practice dentistry in his office, or whoever practices dentistry under a false name, or assumes a title, or appends or prefixes to his name, letters which falsely represent him as having a degree from a legal dental college, or makes use of the words "dental college" or "school" or equivalent words, when not lawfully authorized to do so; or impersonates another at an examination held by the state dental board or knowingly makes a false application or a false representation in connection with such examination, shall be fined not less than one hundred dollars nor more than two hundred dollars.

Misrepresentation, impersonation or false application, unlawful.

Provision, when no specific penalty prescribed in unlawful practice of dentistry.

Sec. 12714. Whoever violates any provision of law relating to the practice of dentistry, or the application for examination and licensing of dentists, for which no specific penalty has been prescribed, shall be fined not less than fifty dollars nor more than one hundred dollars.

Punishment for subsequent conviction.

Sec. 12715. A second or subsequent conviction under any of the next four preceding sections, shall be punished by the maximum penalties prescribed therein, or imprisonment in a jail or workhouse not less than ten days nor more than sixty days or by both fine and imprisonment.

Digitized by Google

SECTION 2. That original sections 1314, 1315, 1316, 1317, 1318, 1325, 1326, 1327, 11444, 12711, 12712, 12713, 12714 and 12715 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

Passed May 7, 1915.
Approved May 17, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 111G.

[House Bill No. 225.]

AN ACT

To supplement section 3577 of the General Code, relating to the detachment of territory from municipalities, by adding thereto supplemental sections 3577-1, 3577-2 and 3577-3.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 3577 of the General Code be supplemented by the enactment of supplemental sections 3577-1, 3577-2 and 3577-3 to read as follows:

Petitions to submit question of detachment of territory.

Sec. 3577-1. The inhabitants residing within any portion of a village, such portion being contiguous to an adjoining township, and comprising not less than one thousand five hundred acres of land, may file with the board of deputy state supervisors and inspectors of elections in said county a petition requesting that an election be held to obtain the sense of the electors residing within said portion of such village upon the question of the detachment of such portion from such village, or, upon the question of the detachment of such portion from said village and the erection of such detached portion into a new township. Said petition shall contain an accurate description of the territory sought to be detached, together with an accurate map or plat thereof, and, if the erection of a new township is also sought, the name proposed for such new township; also, the name of a person to act as agent of the petitioners, and shall be signed by not less than twenty-five electors residing within the territory sought to be detached. Within ten days after the filing of said petition with the board of deputy state supervisors and inspectors of elections, said board shall determine whether said petition conforms to the requirements hereof. If it does not, no further action shall be taken thereon. If it does, said board shall order an election, as prayed for in said petition, which election shall be held at a convenient place within the territory sought

When election shall be ordered.

Digitized by Google

to be detached on a day named by said board, which day shall be not less than ten days, nor more than twenty days, thereafter. Said board shall thereupon give ten days' notice of such election by publication in a newspaper of general circulation in said territory, and shall cause written or printed notices thereof to be posted in three or more public places therein. Said election shall be conducted as other elections are conducted, and the judges and clerks thereof shall be designated by said board of deputy state supervisors and inspectors of elections. The ballots shall contain the words "for detachment," and "against detachment." If a majority of the ballots cast at such election shall contain thereon the words "against detachment," no further proceedings shall be had in relation thereto, but this shall not be a bar to other proceedings for the same purpose. If a majority of the votes cast have thereon the words "for detachment," the result of such election, together with the original petition and plat and a transcript of all the proceedings of said board of deputy state supervisors and inspectors of elections in reference thereto shall be certified by said board and delivered to the county recorder, who shall forthwith make a record of the petition, and plat, and transcript of all the proceedings of the board of deputy state supervisors and inspectors of elections, and the result of the election, in the public book of records, and preserve in his office the original papers delivered to him by said board of deputy state supervisors and inspectors of elections, and certify thereon that the transcribed petition and map are properly recorded. When the recorder has so made such record, he shall certify and forward to the secretary of state, a transcript thereof. The detachment of said territory from said village, shall thereupon be complete, and, if said petition included a request that such territory be erected into a new township, said territory shall thereupon constitute and be a new township, under the name and style specified in said petition. All expense involved in the holding of said election, and in the filing, recording and transcribing of the records herein provided for, shall be defrayed by the petitioners, and said board of deputy state supervisors and inspectors of elections, and said county recorder may require the payment thereof in advance as a condition precedent to the taking by them, or either of them, of any step herein provided for.

Form of ballot; certification of result to county recorder; transcript to secretary of state.

When detachment complete.

Apportionment of property, funds and indebtedness.

Sec. 3577-2. When territory is so detached, an apportionment of the property, funds and indebtedness of said village, shall be made between said village and said detached territory upon the basis of the respective tax duplicates in said village after such detachment, and in said detached territory. All water pipes and sewers laid either in said village or in said detached territory, shall be considered as property within the meaning of that term, as herein used, in so far as said water pipes or sewers have been paid for out of the general funds of the village. If

www.libtool.com.cn

Digitized by Google

the village authorities and the public authorities in control of said detached territory are unable to agree upon such apportionment, it shall be made by the probate court, upon application by either the authorities of the village or the authorities in control of the detached territory.

Additional method.

Sec. 3577-3. The method of detachment herein provided for shall be in addition to all other methods provided by law.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 7, 1915.
Approved May 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 112G.

[House Bill No. 219.]

AN ACT

Providing for the reissue of lost or destroyed bonds and certificates of indebtedness.

Be it enacted by the General Assembly of the State of Ohio:

Section 2295-5.

Reissue of lost or destroyed bonds or certificates.

SECTION 1. Whenever bonds, notes or certificates of indebtedness, issued by a municipal corporation, school district, county, township, or other political subdivision or taxing district of this state, are lost or destroyed, said corporation, school district, county, township, subdivision or district may reissue to the holder or holders duplicates thereof in the same form and signed as the original obligations were signed, which obligation so issued shall plainly show upon its face as being a duplicate of such lost bond, note or certificate, upon proof of such loss or destruction and upon being furnished with a bond of indemnity against all loss or liability for or on account of the obligations so lost or destroyed.

The sectional number on the margin hereof is designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 14, 1915.
Approved May 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 113G.

Digitized by Google

[House Bill No. 247.]

AN ACT

www.libtool.com.cn

To provide for the display of the battle flags now in the possession of the state in the rotunda of the state house.

Appropriation for display of battle flags.

WHEREAS, There are now in the relic room of the state, the battle flags carried by the sons of Ohio from 1861 to 1865, which flags are the most precious possessions of the state, and

WHEREAS, Their present location is inconvenient and they are poorly displayed and they are not well protected from the ravages of time, and

WHEREAS, They should be placed in a more public place where their lessons of patriotism may be better impressed on the people of Ohio, therefore,

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. There is hereby appropriated from any funds now in the state treasury and not otherwise appropriated, a sum not to exceed fifteen thousand dollars to be used for purchasing and installing hermetically sealed wall cases with glass fronts, around the rotunda and corridors of the state house, in which all the battle flags carried by Ohio soldiers during the Civil and Spanish American wars shall be displayed. Said cases shall be of architectural design to harmonize with the design of that part of the building in which the cases are to be located. Said cases shall be purchased and installed by a committee consisting of the governor, the auditor of state and the adjutant general. The flags shall be placed under the direction of the foregoing committee acting in conjunction with a committee of two veterans of the Civil war and one veteran of the Spanish American war to be appointed by the governor. Said funds shall be paid out on a voucher issued by the auditor of state and approved by the governor.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 114G.

Digitized by Google

[House Bill No. 426.]

AN ACT

www.libtool.com.cn

For the relief of C. F. Kreider, teacher.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That the board of education of Gibisonville rural school district, Hocking county, Ohio, be and it is hereby authorized to pay said C. F. Kreider for services rendered as such teacher out of any funds in its control, and not otherwise appropriated, the sum of one hundred and thirty-three dollars and ninety-three cents, being payment in full for services for fifty days rendered from October the sixth, 1913, to December the twelfth, 1913, at the rate agreed upon (of two dollars and sixty-seven and six-sevenths cents per day) at the time he was employed, such payment to be made in the usual manner of paying teachers in said district.

Authority to pay C. F. Kreider, Hocking county.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 115L.

[House Bill No. 603.]

AN ACT

To amend section 3471 of the General Code to enable religious societies to convey public burying grounds to township trustees.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 3471 of the General Code be amended to read as follows:

Sec. 3471. When a public burying ground in a township is not under the control of a municipal corporation and the title or control thereof is vested in an association or trustees thereof, or is vested in a religious society, whether incorporated or not, or the trustees thereof, and such burying ground is used exclusively for cemetery purposes, such association, society, or the trustees thereof may convey such grounds to the trustees of the township and their successors in office. Subject to the rights of the original grantor, his heirs or assigns, the trustees of such township shall accept

Certain burying grounds may be transferred to township trustees.

Digitized by Google

and take possession of such grounds, and take care of, keep in repair, hold, treat and manage them in all respects as required by law relating to public burying grounds in and belonging to such township.

The sectional number herein is in conformity to the General Code.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 116G.

[House Bill No. 639.]

AN ACT

To amend section 15 of the General Code, relating to members of the General Assembly.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 15 of the General Code be amended to read as follows:

Sec. 15. No member of either house of the general assembly except in compliance with the provisions of this act shall:

Members of general assembly ineligible to certain appointments and employments.

1—Be appointed as trustee or manager of a benevolent, educational, penal or reformatory institution of the state, supported in whole or in part by funds from the state treasury;

2—Serve on any committee or commission authorized or created by the general assembly, which provides other compensation than actual and necessary expenses;

3—Accept any appointment, employment or office from any committee or commission authorized or created by the general assembly, or from any executive, or administrative branch or department of the state, which provides other compensation than actual and necessary expenses.

Any such appointee, officer or employee who accepts a certificate of election to either house shall forthwith resign as such appointee, officer or employee and in case he fails or refuses to do so, his seat in the general assembly shall be deemed vacant. Any member of the general assembly who accepts any such appointment, office or employment, shall forthwith resign from the general assembly and in case he fails or refuses to do so, his seat in the general assembly shall be deemed vacant. But the provisions of this section shall not apply to school teachers, township officers, justices of the peace, notaries public or officers of the militia.

Exceptions.

Digitized by Google

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 15 of the General Code be and the same is hereby repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 117G.

[Senate Bill No. 147.]

AN ACT

To amend section 12247 of the General Code, relating to jurisdiction of the court of appeals.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 12247 of the General Code be amended to read as follows:

Sec. 12247. A judgment rendered or final order made by a court of common pleas or by the superior court of Cincinnati or by the municipal court of Cleveland, or by a judge of any of such courts, may be reversed, vacated, or modified, by the court of appeals having jurisdiction in the county wherein the common pleas, superior or municipal court is located, for errors appearing on the record.

Judgment reversed or modified, how.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 12247 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 15, 1915.
Approved May 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 118G.

Digitized by Google

[Am. Senate Bill No. 157.]

AN ACT

www.libtool.com.cn

Providing for assessments by municipal corporations for boulevards, parkways, and other park improvements.

Be it enacted by the General Assembly of the State of Ohio:

Section 3852-1. Special assessments for boulevards, parkways, etc.

SECTION 1. Each municipal corporation shall have special power to levy and collect special assessments for the following improvements, to be exercised in the manner provided by law. Any municipal corporation may assess upon the abutting, adjacent and contiguous or other specially benefited lots or lands in the corporation, any part not to exceed fifty per cent. of the entire cost of an expense connected with the constructing or improving of any boulevard, parkway or park entrance by any of the following methods:

1. By a percentage of the tax value of the property assessed.

2. In proportion to the benefits which may result from the improvement.

3. By the foot front of the property bounding and abutting on the improvement.

Section 3852-2. Proceedings for levying and collecting.

SECTION 2. Proceedings for the levying and collecting of any such special assessments, including the issuance and sale of bonds in anticipation of the collection of such special assessment, shall be as provided by law for the levy and collection of special assessments and the issuance and sale of bonds in anticipation of the collection of such assessments, for street improvements; provided that, in municipal corporations which may have established a board of park commissioners, resolutions of necessity, and determinations to proceed with the improvements, the making of the assessments and letting of contracts, the appointment of estimating and equalizing boards in cases of assessments in proportion to benefits, the authorizing for the issuance and sale of bonds in anticipation of the levy or collection of such assessments and all other steps and proceedings preceding or relating to the levy of such assessments shall be adopted, passed, made, taken or performed by such board of park commissioners, and such boards are hereby granted full power to adopt, pass, make, take and perform all such resolutions, steps and proceedings, and in such municipal corporations, the plans, specifications and estimates shall, at the time of the passage of the resolution of necessity, be on file in the office of said board and notice of such resolution shall be served by said board on any person or persons designated by it for the purpose and objections to assessments and property-owners' claims for damages shall be filed with the clerk or secretary of said board and said board shall determine whether claims for damages shall be judicially inquired into before commencement or after completion of the improvement, and, in general, all steps re-

Digitized by Google

quired by law to be taken by or with the clerk of council shall, as regards said improvement in said municipal corporations, be taken by or with the clerk or secretary of such board of park commissioners.

Section 3852-3. SECTION 3. Assessments for the above purpose shall be subject to the limitations provided by law for assessments for street and other improvements. All collections made pursuant to this act, shall be credited by the city auditor to the respective improvements. Limitations; credit of collections.

The sectional numbers on the margin hereof are designated as provided by law.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

EDWARD C. TURNER, *Attorney General.*

Passed May 15, 1915.
Approved May 18, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 119G.

[Am. Senate Bill No. 183.]

AN ACT

To provide for the inspection of petroleum, illuminating oils, gasoline and naptha and to repeal sections 844 to 868 inclusive of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

Section 844. SECTION 1. The governor, with the advice and consent of the senate, shall appoint a state inspector of oils, who shall hold his office for the term of two years, and until his successor is appointed and qualified. No person shall be appointed to the office who is interested in manufacturing, dealing in or vending illuminating oil or a product of petroleum. The state shall furnish the inspector a suitable office. State inspector of oils; appointment and term.

Section 845. SECTION 2. Before entering upon the discharge of the duties of his office, the state inspector of oils shall give a bond to the state in the sum of twenty thousand dollars, approved by the secretary of state, conditioned for the faithful discharge of the duties of his office. Such bond, with the approval of the secretary of state and the oath of office indorsed thereon, shall be deposited with the secretary of state and kept in his office. If a surety company bond be given, the premium on such bond when approved shall be paid by the state from the funds to the credit of the state inspector of oils. Bond; payment of premium.

Section 846. SECTION 3. It shall be the duty of the state inspector of oils to inspect all illuminating oils, offered for sale within the state, for consumption therein, as hereinafter provided in this act. He may employ such stenographers and Employment of stenographers and clerks; aggregate compensation.

Digitized by Google

clerks as may be necessary properly to care for the duties of his office, and fix their compensation, the aggregate amount of which shall not exceed $2,500.00.

www.lbtool.com.cn

Section 847. Deputy inspectors; duties.

SECTION 4. The state inspector of oils may appoint such number of deputy inspectors of oils as he may deem necessary for the purpose of making the inspection of oils required by this act, and may remove any such deputy at pleasure.

Each deputy so appointed shall have the same qualifications and be empowered, under the direction of the state inspector, to perform the same duties of inspection as the state inspector of oils.

Section 847-1 Bond of deputy inspectors; payment of premiums.

SECTION 5. Before entering upon the discharge of the duties of his office, each deputy inspector of oils shall give a surety company bond to the state inspector of oils in the sum of one thousand dollars approved by the state inspector of oils. Such bond, with the approval of the state inspector of oils and the oath of office indorsed thereon, shall be filed with the secretary of state. If a surety company bond be given the premiums on such bonds, when approved, shall be paid by the state from funds to the credit of the state inspector of oils.

Section 848. Salary and expenses of state inspector.

SECTION 6. The state inspector of oils shall receive an annual salary of thirty-five hundred dollars, and shall also be allowed his necessary traveling expenses while engaged in the duties of his office or when making trips of inspection outside the state. Such salaries and expenses and the compensation and expenses of all deputies and employees shall be paid monthly from the state treasury upon the warrant of the auditor of state upon vouchers signed by the state inspector of oils.

Section 849. Fees of deputies.

SECTION 7. For inspections under the provisions of this chapter, each deputy inspector of oils shall receive a fee of three cents for each barrel of oil, of fifty gallons, inspected by him, and his actual and necessary traveling expenses incurred while engaged in the discharge of the duties of his office. Such compensation and expenses shall be paid from the fees collected under the provisions of the next following section, but no deputy inspector shall receive more than twelve hundred dollars nor less than seven hundred and twenty dollars in any year in addition to his expenses.

Section 850. Fees for inspection.

SECTION 8. Each owner of oil inspected under this chapter shall pay to the state inspector or the deputy inspector for such inspection the following fees:

For a single barrel, package or cask, twenty-five cents;

When the lot inspected does not exceed ten barrels of fifty gallons each in the aggregate, for each barrel, fifteen cents;

When the lot inspected does not exceed fifty barrels of fifty gallons each in the aggregate, for each barrel, ten cents;

Digitized by Google

When the lot inspected exceeds fifty barrels of fifty gallons each in the aggregate, for each barrel, three cents.

All fees under this chapter shall be payable on demand of the state inspector and in no case shall payment thereof be deferred beyond the tenth day of the next month after the inspection is made, and such fees shall be a lien on the oil so inspected.

www.hbtool.com.cn

Section 851. Record of fees.

SECTION 9. The state inspector of oils shall keep a record of oils inspected, showing the date of inspection, number of barrels and the name of the person for whom inspected, which shall be open to the examination of all persons interested.

Section 852. Monthly report of deputy inspectors.

SECTION 10. On the first day of each month, each deputy inspector of oils shall make return to the state inspector of all inspections made during the preceding month. Such return shall show the quantity inspected, date of inspection and the name of the person for whom inspected. At the same time he shall file a duplicate copy of such return with the auditor of state. All fees received or collected by a deputy inspector shall be transmitted immediately to the state inspector.

Section 853. Payment into state treasury weekly; annual report to governor.

SECTION 11. The state inspector of oils shall pay, weekly, into the state treasury to the credit of the oil inspection fund all moneys received by him under this chapter. He shall make (and deliver to the governor) an annual report of inspections and transactions of his office.

Section 854. Inspection before sale.

SECTION 12. Before being offered for sale to a consumer for illuminating purposes within this state, all mineral or petroleum oil, and any fluid or substance, the product of petroleum, or into which petroleum or a product of petroleum enters or is a constituent element, whether manufactured within this state or not, shall be inspected as provided in this chapter.

Section 855. Directions for inspection.

SECTION 13. Such inspection shall be made by the apparatus known as the "Foster Cup" or Foster's automatic oil tester in accordance with the following directions:

(1) Remove the thermometer with its mountings from the oil cup.

(2) Lift off the oil cup containing the flashing taper and fill open water bath with water to the mark upon the inside.

(3) Take the wick holder from the oil cup, and fill this vessel with the oil to be tested, pouring in the oil at the place of the wick holder and noting the gauge mark at the thermometer hole, pouring very gradually as the surface approaches the gauge mark. The gauge mark consists of a small pendant shelf and the oil cup is properly filled when the upper surface of the oil just adheres to the lower surface of the gauge mark. Too much care cannot be taken at this point. Having ceased pourings, tip the cup so that the oil flows away from the gauge, then gradually restore it to the horizontal, and if the surface does not again adhere, add a little more oil.

Digitized by Google

(4) Adjust the wick of the flashing taper to give a flame that does not exceed one-quarter of an inch in height and that exhibits as much blue at its base as yellow at its top.

www.libtool.com.cn

(5) Set the oil cup on top and into the water bath, return the flashing taper to its place, inverting the conical thimble around it, and return the thermometer to its place upon the cup. In doing this be sure that the casing of the latter is pushed down upon the cup as far as it will go.

(6) Fill the lamp beneath half full of alcohol, light and place it beneath the water bath. Note the rate of increase in temperature as shown by the thermometer and adjust the wick to raise the temperature at the rate of two degrees per minute. When the temperature has reached one hundred degrees, light the flashing taper and observe it closely. As soon as the oil under test has reached its "flashing point," the flame of this taper will be extinguished by the first "flash," and the point of attention is the temperature at the instant the flame of the taper is extinguished. This "flashing point" is the point of temperature at which the oil generates vapor.

Section 856. Flashing test for illuminating oil.

SECTION 14. Any oil described in this chapter which bears a flashing test of one hundred and twenty degrees Fahrenheit, as shown by the test prescribed in the preceding section, may be sold for illuminating purposes. No oil or other substance which, by such test, flashes at a temperature below one hundred and twenty degrees Fahrenheit shall be sold or offered for sale to a consumer for illuminating purposes in this state.

Section 857. Inspector shall provide apparatus for test; rejection of oils.

SECTION 15. The state inspector of oil shall provide himself with the necessary instruments, apparatus, stencils and brands for testing and marking the flash test of illuminating oils and pay for same out of the fees collected under the provisions of this chapter. When called upon for that purpose, he shall promptly inspect all oils mentioned in this chapter. He shall reject for illuminating purposes, for consumption in this state, oils which will not stand and be equal to the test herein prescribed on account or being adulterated with naptha, benzine, paraffine, other light oils or other substances, or for other reason. The state inspector shall prepare the forms of stencils and brands herein required and prescribe general regulations and rules for inspection, not inconsistent with the provisions of this chapter.

Section 858. Duties relative to test of oils; stencil on container.

SECTION 16. The inspector of oils shall make the flash test of mineral or petroleum oils, or any oil, fluid or substance, the product of petroleum, or into which petroleum or any product of petroleum enters, or is a constituent element, offered or intended to be offered for sale to consumers for illuminating purposes in this state. If, upon test, such oil, fluid or substance meets the requirements herein specified, the state inspector shall cause to be affixed by stencil or brand on the package, cask or barrel containing it the

Digitized by Google

word "approved" with the date of inspection and his name and official designation. If so approved, a manufacturer, vendor or dealer may sell such oil, fluid or substance to be consumed within the state for illuminating purposes.

Section 859. SECTION 17. If, upon test, an oil, fluid or substance does not meet such requirements, the inspector shall mark by stencil or brand, in plain letters, on the package or barrel containing it the words "rejected for illuminating purposes," and give the date of such inspection and his name and official designation. If so rejected, no manufacturer, vendor or dealer shall sell or offer for sale oil so branded or rejected, to be consumed within the state for illuminating purposes. Whoever violates a provision of this section shall be fined not to exceed one thousand dollars, or be imprisoned in the county jail not to exceed twenty days, or both.

Sale of rejected oils unlawful; penalty.

Section 860. SECTION 18. Oil intended for sale for illuminating purposes within this state, as defined herein, shall be inspected within this state. When consigned to a distributing station in tank cars, oil shall be inspected at the refinery where manufactured, if located in this state, or at the distributing station to which it is consigned, at the discretion and direction of the state inspector. When inspection is made, the inspector or his deputy shall deliver to the owner, or his agent, a certificate of inspection which, in addition to the word "approved," shall set forth the car initials and number, the date of inspection and the official signature of the officer making the inspection. Such certificate shall be attached to the car containing the oil so inspected, or be delivered to the owner or his agent at the distributing station, as directed by the state inspector, and the oil may then be transferred to a storage or receiving tank from which illuminating oil is distributed to consumers or dealers.

Certificate of inspection.

Section 861. SECTION 19. If upon inspection oil in tank cars is rejected, the certificate, in addition to the word "rejected," shall set forth the car initials and number, the date of inspection and the official signature of the officer making such inspection, and shall be delivered to the owner of the oil or his agent. Whoever transfers the contents of such car to a storage or receiving tank from which illuminating oil is distributed to consumers or dealers within this state shall be fined not less than one thousand dollars or imprisoned in the county jail not exceeding twenty days, or both.

Sale of rejected oil from tank cars unlawful; penalty.

Section 862. SECTION 20. Wagons from which oil intended for consumption for illuminating purposes within this state is delivered to consumers or dealers, shall bear a certificate in duplicate with that issued by the inspector, covering the contents of the car last emptied into the storage or receiving tank from which such wagon was filled. Such duplicate certificate shall be issued without additional fee. Whoever, being a driver of such wagon, violates this provision shall be fined ten dollars for each day of such violation.

Wagons delivering oil must bear certificate of inspection.

Digitized by Google

Section 863. Branding container filled from storage tank; penalty for failure.

SECTION 21. Barrels or packages filled from such storage or receiving tank with oil intended for illuminating purposes within this state shall be branded by the inspector without additional fee. Whoever offers for sale to dealers or consumers for illuminating purposes within this state such oil not so branded, shall be fined ten dollars.

Section 864. Inspection of oils delivered by tank lines.

SECTION 22. Each delivery of oil from refineries to local trade by pipe line or means other than tank cars into such storage or receiving tank, before such delivery, shall be inspected in the same manner as prescribed herein for the inspection of cars, except the certificate issued by the inspector shall state the date of inspection and the number of barrels inspected. Whoever delivers such oil to a dealer or consumer for illuminating purposes within the state without the certificate required by this section shall be fined ten dollars.

Section 865. Inspection of gasoline and stencil on container; fees.

SECTION 23. Gasoline, petroleum-ether or similar or like substances, under whatever name called, whether manufactured within this state or not, having a lower flash test than provided in this chapter for illuminating oils, shall be inspected by the state inspector of oils. Upon inspection, the state inspector shall affix by stamp or stencil to the package containing such substance a printed inscription containing its commercial name, the word "dangerous," date of inspection and the name and official designation of the officer making the inspection. For such inspections, the state inspector shall receive the same fees as for the inspection of oils, which shall be paid into the state treasury, as herein provided for other fees. Such fees shall be a lien on the gasoline, petroleum-ether or similar substance so inspected. For such inspection, deputy inspectors shall receive the same fees and shall make monthly report of such inspections, as provided herein for the inspection of oils. Sale of unstamped gasoline; penalty. Whoever sells or offers for sale any gasoline, petroleum-ether or similar or like substance not stamped as provided in this chapter shall be fined not more than one thousand dollars or imprisoned in the county jail not exceeding twenty days or both.

Section 866. Provisions relating to oil apply to gasoline.

SECTION 24. So far as practicable, the provisions of this chapter relating to the inspection of oil shipped to distributing stations in tank cars, and distributions to purchasers and consumers shall govern similar shipments and distributions of gasoline, petroleum-ether or similar or like substances.

Section 867. Products to which this chapter do not apply.

SECTION 25. No provision of this chapter shall require the inspection of miners' lamp-oil, paraffine wax, fuel oil for fuel purposes under boilers for generating steam, furnaces or retorts in place of other fuel in manufacturing plants, or gas-making material when sold to gas works for manufacture of gas.

Section 868. Powers of inspector.

SECTION 26. In the performance of his duties under the provisions of this chapter, the state inspector of oils or his deputies may enter into or upon the premises of a manu-

Digitized by Google

facturer, vendor or dealer in any oil or fluid mentioned in this chapter, and may require from a person so selling oils for illuminating purposes a statement covering any period desired of the number of barrels by him sold.

SECTION 27. That sections 844 to 868 inclusive of the General Code be, and the same are hereby repealed. Repeals.

SECTION 28. Because of the fact that the oil inspection laws of the state have been declared unconstitutional by a recent decision of the supreme court, and the immediate enactment of oil inspection laws is necessary for the public health and safety, this act is hereby declared to be an emergency act within the meaning of the constitution and shall go into immediate effect. Emergency act.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 19, 1915.
Approved May 19, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 19th day of May, A. D. 1915. 120G.

[Senate Bill No. 314.]

AN ACT

To provide for the election and appointment of an additional judge in Lorain county.

Be it enacted by the General Assembly of the State of Ohio:

Section 1532-3. SECTION 1. From and after the passage of this act, two-thirds of the members elected to each house thereof concurring, there shall be one additional judge of the court of common pleas, in and for Lorain county, who shall reside therein. Additional judge, common pleas court, Lorain county.

Such additional judge shall be elected every six years, beginning in 1916, and to hold his office for a term of six years, commencing on the 9th day of January, A. D. 1917, next after his election.

Until such additional judge of the court of common pleas is so elected and qualified, the governor shall appoint such additional judge.

Vacancies occurring in the office of such additional judge in Lorain county, shall be filled in the manner prescribed for the filling of vacancies in the office of judge of the common pleas court.

He shall exercise the same powers and jurisdiction and perform the same duties as the judges of the court of common pleas; and shall receive the same compensation as is

Digitized by Google

provided by law for the judges of the court of common pleas in Lorain county.

Emergency act.

SECTION 2. This act is hereby declared to be an emergency law necessary for the immediate preservation of the public peace, health and safety and shall take effect and be in force from and after its passage. The necessity arising from the fact that by reason of the large number of both civil and criminal cases now pending in the court of common pleas of said county, occasioned by the rapid increase in population and the growth of commercial business and the consequent inability of one judge to try and hear the same with reasonable promptness, the public peace, health and safety are thereby menaced.

The sectional number on the margin hereof is designated as provided by law.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

EDWARD C. TURNER,
Attorney General.

Passed May 19, 1915.
Approved May 20, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 20th day of May, A. D. 1915. 121G.

[House Bill No. 720.]

AN ACT

To make appropriations to pay the salaries of employes and the mileage of members of the 81st General Assembly.

Be it enacted by the General Assembly of the State of Ohio:

Appropriation to pay salaries of employes and mileage of members.

SECTION 1. The following sums are hereby appropriated out of any moneys in the state treasury to the credit of the general revenue fund not otherwise appropriated, to pay the salaries of employes and the mileage of members of the 81st general assembly as herein specified:

SENATE

Personal Service—

A 2.	Wages—	
	Per diem of employes.....	$5,719 50
F 6.	Transportation—	
	Mileage of members.....	900 00
	Total	$6,619 50

Digitized by Google

HOUSE OF REPRESENTATIVES

www.libpool.com.cn

Personal Service—		
A 2.	Wages—	
	Per diem of employes.....	$7,704 00
F 6.	Transportation	
	Mileage of members.....	4,700 00
	Total	$12,404 00

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 20, 1915.
Approved May 20, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 20th day of May, A. D. 1915. 122G.

[Am. Senate Bill No. 155.]

AN ACT

To amend sections 9160, 9161 and 9162 of the General Code, relating to Union Depot Companies.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 9160, 9161 and 9162 of the General Code be amended to read as follows:

Who may file articles of incorporation.

Sec. 9160. The presidents of two or more railroad companies running railroads to the same city, or village, by the consent and under the direction of their respective boards of directors, or any number of persons, not less than five, a majority of whom shall be residents of this state, may file articles of incorporation in the office of the secretary of state for the purpose of purchasing or leasing depot grounds, and locating, constructing and maintaining a common or union station house, passenger or freight depot, or both, and terminal and connecting tracks for the use of steam railroads, or of both steam and electric railroads. Such company may also construct, maintain and operate in connection with its terminals and station, a terminal railroad with two or more tracks connecting the railroads of one or more companies, and may also construct and maintain warehouses, stores, office buildings, hotels and other structures for the accommodation of the public and operate or lease the same.

What articles shall specify.

Sec. 9161. The articles of incorporation shall specify:

1. The name assumed by such company;

2. The names of the companies, when the presidents of such companies incorporate under this act, and the city

Digitized by Google

or village where such depot, terminals, connection tracks and structures to be operated in connection therewith are to be constructed;

www.laptop1.com.cn

3. The amount of capital stock necessary to obtain a site and construct, maintain and operate such depot, terminals, tracks and other structures;

4. When such company shall be incorporated by individuals as herein provided, the organization thereof shall be in the manner provided by law for the creation of corporations generally.

Where filed and recorded; certified copy evidence of existence; powers and privileges.

Sec. 9162. Such articles, signed by the presidents in behalf of the railroad companies, with the corporate seals of the companies annexed thereto, or any number of persons, not less than five, a majority of whom shall be residents of this state, shall be forwarded to the secretary of state, who shall record and preserve them in his office. A copy thereof, duly certified by him, shall be evidence of the existence of such company; and thereafter it may contract and be contracted with, sue and be sued, locate and acquire rights of way and depot grounds and terminals, and appropriate so much land as is deemed necessary for such depot, tracks and terminals, and shall have all the powers given to railroads by the laws of this state, for the purpose of acquiring, constructing and operating its depot, tracks and terminals. Such company shall not be subject to the provisions of sections 9169-1 to 9169-4, both inclusive, of the General Code.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That original sections 9160, 9161 and 9162 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 7, 1915.
Approved May 20, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 20th day of May, A. D. 1915. 123G.

Digitized by Google

[Am. Senate Bill No. 247.]

AN ACT

www.libtool.com.cn

To amend section 146 of the General Code, relative to the duties of the adjutant general.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 146 of the General Code be amended to read as follows:

Superintendent of state house; powers and duties.

Sec. 146. By virtue of his office the adjutant general shall be superintendent of the state house. He shall have the supervision and control of the state house and heating plant therein, the fixing and placing of all offices, commissions, departments and bureaus of the state therein, and full control and supervision of fixing and placing all offices, commissions, departments and bureaus of the state in offices, buildings and rooms outside the state house when the same cannot be placed therein, materials and persons employed in and about the state house, the grounds and appurtenances thereof and all work or materials required in or about them. He shall rent all offices, buildings, and rooms for all officers, commissions, departments and bureaus of the state located outside the state house and execute all leases in writing for the same on behalf of the state subject to the approval of the governor and deposit a copy thereof in the office of the secretary of state within ten days after the lease has been executed.

SECTION 2. That said original section 146 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 14, 1915.
Approved May 20, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 20th day of May, A. D. 1915. 124G.

Digitized by Google

[House Bill No. 413.]

AN ACT

www.libtool.com.cn

To create and establish a state agricultural school at New Lyme, Ashtabula county, Ohio, and to authorize the board of trustees of the Ohio State University to receive and control certain property for the use and benefit of said school.

Be it enacted by the General Assembly of the State of Ohio:

Section 7974-1. Establishment of agricultural school at New Lyme; control and supervision.

SECTION 1. There is hereby created and established a state agricultural school to be located at New Lyme, in the county of Ashtabula, to be connected with the Ohio state university, and under the supervision and control of the board of trustees of said university.

Section 7974-2. Trustees may receive and control certain property.

SECTION 2. Said board of trustees may receive and hold in trust for the special use and benefit of said state agricultural school, any grant, gift or bequest of land or personal property, and also the lands, moneys, notes, mortgages and other personal property now held in trust for educational purposes by the board of trustees of New Lyme institute located at New Lyme in the county of Ashtabula.

Section 7974-3. Branches of learning to be taught.

SECTION 3. The board of trustees of the Ohio state university, in connection with the faculty thereof, shall provide for teaching in said school during a period of at least eight months in each year, such branches of learning as are related to agriculture, the mechanic arts, home economics and such other scientific and classic studies as will prepare students for efficient citizenship, for vocational and industrial pursuits, and for admission to colleges and universities.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 14, 1915.
Approved May 26, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 125G.

Digitized by Google

[House Bill No. 470.]

AN ACT

www.libtool.com.cn

For the prevention of blindness from inflammation of the eyes of the new born, designating certain powers and duties and otherwise providing for the enforcement of this act.

Be it enacted by the General Assembly of the State of Ohio:

Section 1248-1. "Inflammation of the eyes of the new born" defined.

SECTION 1. Any inflammation, swelling or redness in either one or both eyes of any infant, either apart from or together with any unnatural discharge from the eye or eyes of such infant, independent of the nature of the infection, if any, occurring any time within two weeks after the birth of such infant, shall be known as "inflammation of the eyes of the new born."

Section 1248-2. Report to state board of health by physician or attendant; fee.

SECTION 2. It shall be the duty of any physician, surgeon, obstetrician, midwife, nurse, maternity home or hospital of any nature; parent, relative and any persons attendant on or assisting in any way whatsoever, any infant or the mother of any infant at childbirth or any time, within two weeks after childbirth, knowing the condition, hereinabove defined, to exist, within six hours thereafter, to report such fact, as the state board of health shall direct, to the local health officer of the city, town, village or whatever other political division there may be, within which the infant or the mother of any such infant may reside. For such services the attending physician, surgeon, obstetrician, midwife, nurse, maternity home or hospital shall receive from the state treasurer a fee of fifty cents.

Section 1248-3. Duties of local health officer.

SECTION 3. It shall be the duty of the local health officer:

1. To investigate or to have investigated, each case as filed with him in pursuance with the law, and any other such case as may come to his attention.

2. To report all cases of inflammation of the eyes of the new born and the result of all such investigation as the state board of health shall direct.

3. To conform to such other rules and regulations as the state board of health shall promulgate for his further guidance.

Section 1248-4. Duties of state board of health.

SECTION 4. It shall be the duty of the state board of health:

1. To enforce the provisions of this act.

2. To promulgate such rules and regulations as shall, under this act, be necessary for the purpose of this act, and such as the state board of health may deem necessary for the further and proper guidance of local health officers.

3. To provide for the gratuitous distribution of a scientific prophylactic for inflammation of the eyes of the new born, together with proper directions for the use and administration thereof, to all physicians and midwives as may be engaged in the practice of obstetrics or assisting at childbirth.

Digitized by Google

4. To provide, if necessary, daily inspection and prompt and gratuitous treatment to any infant whose eyes are infected with inflammation of the eyes, provided further that the state board of health, if necessary, shall defray the expense of such treatment from such sum as may be appropriated for its use.

5. To publish and promulgate such further advice and information concerning the dangers of inflammation of the eyes of the new born, and the necessity for prompt and effective treatment.

6. To furnish copies of this law to all physicians and midwives as may be engaged in the practice of obstetrics or assisting at childbirth.

7. To keep a proper record of any and all cases of inflammation of the eyes of the new born, as shall be filed in the office of the state board of health, in pursuance with this law and as may come to their attention in any way, and to constitute such records a part of the annual report to the governor and the legislature.

8. To report any and all violations of this act as may come to its attention, to the state board of medical registration and examination and also to the local police or county prosecutor in the county wherein said misdemeanor may have been committed, and to assist said official in every way possible, such as by securing necessary evidence.

Section 1248-5.

Duty of physician or attendant upon case of childbirth in home, hospital, etc., to use prophylactic.

SECTION 5. It shall be the duty of the physicians, midwives, or other persons in attendance upon a case of childbirth in a maternity home, hospital, public or charitable institution, in every infant immediately after birth, to use some prophylactic against inflammation of the eyes of the new born and to make record of the prophylactic used. It shall also be the duty of such institution to maintain such records of cases of inflammation of the eyes of the new born as the state board of health shall direct.

Section 1248-6.

Penalty for violations of provisions of this act.

SECTION 6. It shall be the duty of a midwife in every case of childbirth under her care, immediately after birth, to use such prophylactic against inflammation of the eyes of the new born as the state board of health requires. Whoever being a physician, surgeon, midwife, obstetrician, nurse, manager or person in charge of a maternity home or hospital, parent, relative or person attendant upon or assisting at the birth of any infant violates any of the provisions of this act, shall be deemed guilty of a misdemeanor and upon conviction thereof be fined in a sum not less than fifty dollars nor more than one hundred dollars and for each second or subsequent offense shall be fined not less than one hundred dollars nor more than three hundred dollars. It shall be the duty of the prosecuting attorney to prosecute all violations of this act.

Section 1248-7.

Annual appropriation.

SECTION 8. The sum of $5,000.00 shall be annually appropriated for the use of the state board of health in enforcing and carrying out the provisions of this act. Any and all necessary and legitimate expenses that may be in-

Digitized by Google

curred in prosecuting a case under this act, shall, on proper showing, be met by the the state board of health out of this appropriation. In addition thereto, all fines and penalties recovered hereunder, shall be paid into the state treasury and shall constitute a special fund for the use and purposes of the state board of health as herein enacted.

SECTION 9. All acts and parts of acts, in conflict herewith, are hereby repealed.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 126G.

[House Bill No. 56.]

AN ACT

To repeal section 4867-1 of the General Code and amend section 5061 of the General Code restoring the election franchise to citizens of the state.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 4867-1 of the General Code be repealed and that section 5061 of the General Code be amended as follows:

Sec. 5061. If a person offering to vote is challenged as unqualified, one of the judges shall tender him the following oath: "You do swear or affirm that you will fully and truly answer all questions put to you, touching your place of residence and qualifications as to an elector at this election." Challenge; oath.

First.—If the person is challenged as unqualified on the ground that he is not a citizen, the judges or one of them shall put the following questions: Questions.

1. Are you a citizen of the United States?
2. Are you a native or naturalized citizen?

If the person offering to vote claims to be a naturalized citizen of the United States, he shall, before the vote is received, produce for the inspection of the judges of election a certificate of the naturalization, and also under oath that he is the identical person named therein. The production of the certificate shall be dispensed with if the person offering to vote states under oath when and where he was naturalized, that he has had a certificate of his naturalization, and that, against his will, it is lost, destroyed or beyond his power to produce to the judges of elections or if he states under oath that by reason of the naturalization of his par-

Digitized by Google

ents or one of them he has become a citizen of the United States, and when or where his parent or parents were naturalized, the certificate of naturalization need not be produced.

Second.—If the person is challenged as unqualified on the ground that he has not resided in this state for one year immediately preceding the election, the judges or one of them shall put the following questions:

1. Have you resided in this state for one year immediately preceding this election?

2. Have you been absent from this state within the year immediately preceding this election? If yes, then—

3. When you left this state, did you leave for a temporary purpose with the design of returning, or for the purpose of remaining away?

4. Did you, while absent, look upon and regard this state as your home?

5. Did you, while absent, vote in any other state?

Third.—If the person is challenged as unqualified on the ground that he is not a resident of the county or precinct where he offers to vote, the judges or one of them shall put the following questions:

1. Have you resided in this county for thirty days last past?

2. Have you resided in this precinct for twenty days last past?

3. When did you last come into this county?

4. When you came into this county, did you come for a temporary purpose merely, or for the purpose of making it your home?

5. Did you come into this county for the purpose of voting in this county?

6. Are you now an actual resident of this precinct?

7. Have you a family? If so, where does your family reside?

Fourth.—If the person is challenged as unqualified on the ground that he is not twenty-one years of age, the judges or one of them shall put the following question:

Are you twenty-one years of age to the best of your knowledge and belief?

The judges of election or one of them shall put such other questions to the person challenged under respective heads herein designated, as may be necessary to test his qualifications as to an elector at the election.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That original sections 4867-1 and 5061 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915. FRANK B. WILLIS,
Approved May 25, 1915. *Governor.*

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 127G.

Digitized by Google

[House Bill No. 450.]

www.libtool.com.cn

AN ACT

To amend sections 871-48, 871-49 and 871-52 of the General Code, relating to the censoring of motion picture films.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 871-48, 871-49 and 871-52 of the General Code be amended, and section 871-52 be supplemented by the enactment of sections 871-52a and 871-52b to read as follows:

Duties in the examination of films; fees.

Sec. 871-48. It shall be the duty of the board of censors to examine and censor as herein provided, all motion picture films to be publicly exhibited and displayed in the state of Ohio, and when necessary the board of censors may designate certain of the assistants furnished to them by the industrial commission, who under the direction and supervision of the board may examine motion picture films. Such films shall be submitted to the board and passed and approved by the board before they shall be delivered to the exhibitor for exhibition. The board shall charge a fee of one dollar for each reel of film to be censored which does not exceed one thousand lineal feet, and one dollar for each additional one thousand lineal feet or fractional part thereof. All moneys so received shall be paid each week into the state treasury to the credit of the general revenue fund.

What films shall be approved and passed; official stamp; recall of film.

Sec. 871-49. Only such films as are in the judgment and discretion of the board of censors of a moral, educational or amusing and harmless character shall be passed and approved by such board. When a film has been censored by the board of censors a certificate showing the approval or rejection of such film shall be issued to the party submitting the film. When a film is passed and approved by the board of censors such film shall be given an approval number which shall be shown on the certificate issued by such board of censors to the party submitting the film. Such certificate shall also show the title of such film and all eliminations ordered from such film by the board of censors. For each film so approved there shall also be issued by the board of censors an official leader or stamp of approval of not less than five feet in length bearing the words "Approved by the Ohio Board of Censors" and the number assigned to such film on the certificate of approval. Such official leader or stamp of approval shall also contain an outlined map of the state of Ohio with the great seal of the state of Ohio printed thereon. The board of censors shall be authorized to recall any film for recensoring or to revoke any certificate permitting the exhibition of any film in the state of Ohio, whenever in the judgment of such board the public welfare requires it. Before any motion picture film shall be publicly exhibited all eliminations ordered by the board shall have been made by the person or persons loan-

Digitized by Google

ing, renting or leasing such film or films to the exhibitor for exhibition, and there shall be projected upon the screen the design of the official leader or stamp of approval of not less than three feet in length, issued by the board for such film.

Enumeration of unlawful acts and penalties therefore.

Sec. 871-52. Any person, firm or corporation who shall publicly exhibit or show any motion picture within the state of Ohio unless it shall have been passed and approved by the Ohio board of censors or the congress of censors shall upon conviction thereof, be fined not less than twenty-five dollars nor more than three hundred dollars, or imprisoned not less than thirty days nor more than one year, or both, for each offense. Any person, firm or corporation who shall loan, rent or lease any film or films to any exhibitor or other person for public exhibition within the state of Ohio before such film or films shall have been passed and approved by the Ohio board of censors or congress of censors, shall upon conviction thereof, be fined not less than twenty-five dollars nor more than three hundred dollars, or imprisoned not less than thirty days nor more than one year, or both for each offense. Any person, firm or corporation who shall loan, rent or lease any film or films to any exhibitor or other person for public exhibition in the state of Ohio before the eliminations ordered by the Ohio board of censors or congress of censors have been made, shall upon conviction thereof, be fined not less than twenty-five dollars nor more than three hundred dollars, or imprisoned not less than thirty days nor more than one year, or both for each offense. Any person, firm or corporation who shall publicly exhibit or show any motion picture within the state of Ohio without having first projected upon the screen the design of the official leader or stamp of approval of not less than three feet in length, assigned to such film as shown on the certificate issued by the board of censors shall upon conviction thereof, be fined not less than twenty-five dollars nor more than three hundred dollars, or imprisoned not less than thirty days nor more than one year, or both for each offense. Any person, firm or corporation who shall publicly exhibit or show any motion picture within the state of Ohio that contains parts or sections that have been ordered eliminated by the Ohio board of censors or congress of censors, or shall add any part or parts to any motion picture after the same has been censored and approved by the Ohio board of censors or congress of censors, and shall rent or lease such motion picture for public exhibition, or shall publicly exhibit any motion picture containing any part or parts added after such motion picture has been censored and approved by the Ohio board of censors or congress of censors, shall upon conviction thereof, be fined not less than twenty-five dollars nor more than three hundred dollars, or imprisoned not less than thirty days nor more than one year, or both for each offense.

Counterfeiting official leader or stamp of approval prohibited; penalty.

Sec. 871-52a. Any person or agent, employe or officer of a corporation or firm who shall counterfeit such hereinbefore described official leader or stamp of approval or

Digitized by Google

use or have in his possession such a counterfeit leader or any similar designation not issued by the board of censors, shall upon conviction thereof, be fined not less than one hundred dollars nor more than three hundred dollars, or be imprisoned not less than thirty days nor more than one year, or both for each offense.

Courts having jurisdiction.

Sec. 871-52b. A justice of the peace, mayor or police judge shall have final jurisdiction within his county in a prosecution for a violation of any provision of the laws of Ohio relating to the regulation and censoring of motion picture films.

SECTION 2. That original sections 871-48, 871-49 and 871-52 of the General Code be, and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 128G.

[House Bill No. 117.]

AN ACT

To amend section 3003 of the General Code relating to the salaries of prosecuting attorneys.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 3003 of the General Code be amended to read as follows:

Salary of prosecuting attorney.

Sec. 3003. Each prosecuting attorney shall receive an annual salary of sixty dollars for each full one thousand of the first fifteen thousand of the population of the county as shown by the federal census next preceding his election;

fifty dollars for each full one thousand of the second fifteen thousand of such population of the county;

sixty dollars for each full one thousand of the third fifteen thousand of such population of the county;

forty dollars per thousand for each full one thousand of the fourth fifteen thousand of such population of the county;

thirty dollars per thousand for each full one thousand of the fifth fifteen thousand of such population of the county;

ten dollars per thousand for each full one thousand of the sixth fifteen thousand of such population of the county;

Digitized by Google

ten dollars per thousand for each full one thousand of such population of the county in excess of ninety thousand.

No prosecuting attorney shall receive a salary in excess of five thousand five hundred dollars. Such salary shall be paid in equal monthly installments, from the general fund, and shall be in full payment for all services required by law to be rendered in an official capacity on behalf of the county or its officers, whether in criminal or civil matters.

SECTION 2. That said original section 3003 of the General Code be, and the same is hereby repealed.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 129G.

[Am. Senate Bill No. 163.]

AN ACT

To amend sections 7604, 7605 and 7609 of the General Code, relating to the deposit of school funds in depositories.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 7604, 7605 and 7609 of the General Code be amended to read as follows:

Deposit of school funds; limitation.

Sec. 7604. That within thirty days after the first Monday of January, 1916, and every two years thereafter, the board of education of any school district by resolution shall provide for the deposit of any or all moneys coming into the hands of its treasurer. But no bank shall receive a deposit larger than the amount of its paid in capital stock, and in no event to exceed three hundred thousand dollars.

Deposit, when district contains two or more banks; bond of depository.

Sec. 7605. In school districts containing two or more banks such deposit shall be made in the bank or banks, situated therein, that at competitive bidding offer the highest rate of interest which must be at least two per cent. for the full time funds or any part thereof are on deposit. Such bank or banks shall give a good and sufficient bond, or shall deposit bonds of the United States, the state of Ohio, or county, municipal, township or school bonds issued by the authority of the state of Ohio, at the option of the board of education, in a sum not less than the amount deposited. The treasurer of the school district must see that a greater sum than that contained in the bond is not deposited in such

Digitized by Google

bank or banks and he and his bondsmen shall be liable for any loss occasioned by deposits in excess of such bond. But no contract for the deposit of school funds shall be made for a longer period than two years.

When treasurer not liable.

Sec. 7609. When a depository is lawfully provided, and the funds are deposited therein, the treasurer of the school district and his bondsmen shall be relieved from any liability occasioned by the failure of the bank or banks of deposit or by the failure of the sureties therefor, or by the failure of either of them, except as above provided in cases of excessive deposits. Upon the failure of the board of education of any school district to provide a depository according to law the members of the board of education shall be liable for any loss occasioned by their failure to provide such depository, and in addition shall pay to the treasurer of the school funds two per cent. on the average daily balance on the school funds during the time said school district shall be without a depository. Said moneys may be recovered from the members of the board of education for the use and benefit of the school funds of the district upon the suit of any taxpayer of the school district.

When board of education liable.

SECTION 2. That said original sections 7604, 7605 and 7609 of the General Code, be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 15, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 130G.

[House Bill No. 376.]

AN ACT

To amend sections 1302 and 1303 of the General Code, and to enact supplementary sections 1303-1, 1303-2, 1303-3 and 1303-4 to provide for the control of the educational requirements and registration of pharmacists.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1302 and 1303 of the General Code be amended to read as follows:

Qualifications of an applicant for certificate as pharmacist.

Sec. 1302. An applicant for certificate as pharmacist shall be not less than twenty-one years of age, shall be a graduate from a school of pharmacy in good standing as defined in section 1303-2, of the General Code shall have completed at least a two-years' course in such school as defined

Digitized by Google

in section 1303-2 of the General Code and shall have had at least two years of practical experience in a drug store where physicians' prescriptions are compounded; provided, however, that if the applicant has taken a longer course in a school of pharmacy in good standing, each additional year successfully passed shall be counted as one year of practical experience.

www.libtool.com.cn

Qualifications of applicant for certificate as assistant pharmacist.

Sec. 1303. An applicant for certificate as assistant pharmacist shall be not less than eighteen years of age, shall be a graduate from a two-years' course in pharmacy from a school in good standing as defined in section 1303-2, of the General Code, or shall have had at least one year of practical experience in a drug store in charge of a registered pharmacist in which physicians' prescriptions are compounded and one year successfully passed in a school of pharmacy in good standing as defined in section 1303-2 of the General Code.

SECTION 2. That additional sections be enacted to be known as sections 1303-1, 1303-2, 1303-3 and 1303-4 of the General Code to read as follows:

Entrance examiner; qualifications.

Sec. 1303-1. The state board of pharmacy shall appoint an entrance examiner who shall not be directly or indirectly connected with a school of pharmacy and who shall have received the degree of B. A. or B. Sc., and who shall determine the sufficiency of the preliminary education of the applicants for admission to a school of pharmacy in good standing as defined in section 1303-2 of the General Code, and to whom all applicants shall submit credentials.

Preliminary educational credentials required of applicants.

The following preliminary educational credentials shall be sufficient: The equivalent of eight units as given in a high school of the state of Ohio; provided, however, that in the absence of the foregoing qualifications, the entrance examiner shall examine the applicant in such branches as are required to obtain them. Applicants desiring to enter a school of pharmacy in good standing as defined in section 1303-2 of the General Code must submit certificates to the entrance examiner from their school authorities describing in full the work completed: Provided, that in the absence of all or any part of the foregoing qualifications, the applicant must present himself before the entrance examiner for the scheduled examinations: Provided further, that the applicants upon presentation of certificates from their school authorities or in case of examination, must pay in advance to the board of pharmacy a fee of three dollars. If the entrance examiner finds that the preliminary education of the applicant is sufficient, he shall issue to the applicant a certificate therefor. The compensation of the entrance examiner shall be fixed by the state board of pharmacy.

When school of pharmacy shall be considered one in good standing.

Sec. 1303-2. The state board of pharmacy shall consider a school of pharmacy in good standing, within the meaning of sections 1302, 1303 and 1303-1 of the General Code which complies with the following: (1) All students wishing to enter a school of pharmacy in good standing,

Digitized by Google

must present a certificate issued by the entrance examiner according to section 1303-1 of the General Code. (2) A two-years' course in pharmacy shall cover a period of not less than fifty weeks of actual instruction, occupying two school years, and at least two months shall elapse between these two school years. Each school year work shall cover at lease two hundred and fifty hours of class room instruction and three hundred and fifty hours of individual laboratory practice, which shall include at least the work outlined by the pharmaceutical syllabus of 1913.

Registration of apprentice with state board required.

Sec. 1303-3. It shall be the duty of registered pharmacists, or other employers, who take into their employ an apprentice for the purpose of his becoming a pharmacist, to register said apprentice within ninety days thereafter, with the state board of pharmacy. The date of experience required of applicant for registered or assistant pharmacist shall be computed from the date of entering said apprenticeship; and if he or she fails to register, then he or she shall receive no credit for experience in a drug store or pharmacy when he or she makes application for examination. The said state board of pharmacy shall furnish proper blanks for this purpose and issue a certificate of registration as a registered apprentice upon payment of fifty cents. An apprentice having served part or all of his time in a pharmacy without the state shall be given credit for the same when affidavit of his said employment is made by his employer showing the exact time served.

Preceding sections not effective until July, 1917.

Sec. 1303-4. Nothing in the five preceding sections shall apply to any person who can qualify to take the examination for pharmacist or assistant pharmacist, under the laws now existing, on or before the first day of July, nineteen hundred and seventeen.

SECTION 3. That said original sections 1302 and 1303 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 26, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 131G.

Digitized by Google

[House Bill No. 572.]

www.libtool.com.cn

AN ACT

Authorizing the publication and distribution of a roster of Ohio soldiers in the war with Spain.

Be it enacted by the General Assembly of the State of Ohio:

Publication of roster of Ohio soldiers in the war with Spain, authorized.

SECTION 1. That the governor, secretary of state and adjutant general be, and they are, hereby authorized to secure the publication, in book form, of a complete roster of all Ohio soldiers who entered the volunteer service of the United States, in the war with Spain and in the war of 1812; said publication to contain the main items of the record of each officer and soldier, as shown by the rolls in the adjutant general's office, and in the war department at Washington.

They shall begin such work as soon as practicable and continue the same until the roster is completed, the preparation, to be under the direction of the adjutant general, and the printing and binding to be under the direction of the supervisor of public printing.

For the preparation, printing and binding of such roster, of which not more than 10,000 copies shall be printed, there is hereby appropriated, out of any money in the state treasury to the credit of the general revenue fund, not otherwise appropriated, the sum of fifteen thousand dollars, or so much thereof as may be necessary for the purpose.

Distribution by adjutant general; record of sales.

SECTION 2. The distribution of said volumes shall be under the direction of the adjutant general and shall be as follows:

To each member of the general assembly, ten copies.

To the adjutant general, for distribution to the adjutants general of each state and territory, and proper officials of the war department at Washington, D. C., seventy copies.

To each state officer of Ohio (elective or appointive), to be kept as a part of the official records of his office, one copy.

To the state library, fifty copies for exchanges, and ten copies to be retained permanently therein.

To each incorporated public library of the state, one copy.

To each county recorder, to be by him kept in his office, and transferred to his successor as other public records, one copy.

The remainder of said copies after such distribution shall be placed on sale by the adjutant general, at a price not exceeding $1.00 per volume. He shall keep a record of such sales, and shall, at the end of each quarter of the fiscal year, pay into the state treasury the sum received, until all of said volumes are sold, unless otherwise directed by the

Digitized by Google

general assembly; provided that he shall not sell more than one copy of each of said volumes to the same person.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.

C. J. HOWARD,
President pro tem. of the Senate.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 132G.

[House Bill No. 611.]

AN ACT

To repeal section 8980 of the General Code, relating to rates on freight.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 8980 of the General Code be and the same is hereby repealed. Rates of freight.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

Passed May 15, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 133G.

Digitized by Google

[House Bill No. 365.]

AN ACT

www.libtool.com.cn

To amend section 2 of an act passed March 27, 1889, entitled "An act to provide for the transfer of the custody and control of a part of the Western Reserve and Maumee state road, in trust, to the city of Fremont, Ohio", (86 O. L. 541).

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2 of an act passed March 27, 1889, entitled "An act to provide for the transfer of the custody and control of a part of the Western Reserve and Maumee state road, in trust, to the city of Fremont, Ohio," (86 O. L. 541), be amended to read as follows:

Transfer of portion of taxes collected to city of Fremont.

Sec. 2. That the county commissioners aforesaid shall semi-annually transfer to the credit of the city of Fremont, Ohio, an amount equal to fifty per cent. (50%) of the taxes collected on all property within the city of Fremont during each preceding collection period for turnpike purposes within the corporate limits of the city of Fremont, Ohio, to be used for the repair, improvement and maintenance of aforesaid part of said road.

SECTION 2. That said original section 2 of an act entitled "An act to provide for the transfer of the custody and control of a part of the Western Reserve and Maumee state road, in trust, to the city of Fremont, Ohio." (86 O. L. 541), be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

This act is not of a general nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 134L.

Digitized by Google

[House Bill No. 591.]

AN ACT

www.libtool.com.cn

To amend section 6301 of the General Code, relating to registration of motor vehicles.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 6301 of the General Code be amended to read as follows:

Sec. 6301. A manufacturer or dealer in motor vehicles shall make application for registration, in like manner, as hereinbefore provided, of each gasoline, steam, electric or other make of motor vehicles, so manufactured and dealt in, and shall pay or cause to be paid a registration fee of five dollars for each make of motor bicycles, motorcycles, and motor tricycles named in such said application, and a registration fee of ten dollars for each make of other motor vehicles named therein. Thereupon, the secretary of state shall assign to each make of motor vehicles therein described a distinctive number, which must be carried and displayed by each motor vehicle of such like make in the manner provided in this chapter while it is operated on a public highway, until it is sold or let for hire. Such manufacturer or dealer, so registering a make of motor vehicle, may procure certified copies of such registration certificate upon the payment of a fee of one dollar for each such copy. With each of such certified copies the secretary of state shall furnish two placards with the same numbering as provided in the original registration certificate.

Manufacturers' and dealers' application; fee.

Assignment of numbers; copy of registration; fee.

SECTION 2. That said original section 6301 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 14, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 135G.

Digitized by Google

[House Bill No. 620.]

AN ACT

www.libtool.com.cn

To make appropriations authorized in sections 7757 and 7595 and 7596 of the General Code, relating to schools for deaf, crippled, and blind children, and weak school districts.

Be it enacted by the General Assembly of the State of Ohio:

Appropriations for deaf, blind and crippled children and weak school districts.

SECTION 1. That the following sums are hereby appropriated out of any monies in the state treasury to the credit of the general revenue fund not otherwise appropriated:

AUDITOR OF STATE.

To aid schools for deaf, crippled, and blind children as provided in section 7757 of the General Code.	
For fiscal year beginning July 1, 1915 and ending June 30, 1916.....	$60,000 00
For fiscal year beginning July 1, 1916 and ending June 30, 1917.....	75,000 00
For aid to weak school districts as provided in sections 7595 and 7596 of the General Code.	
For fiscal year beginning July 1, 1915 and ending June 30, 1916.....	$125,000 00
For fiscal year beginning July 1, 1916 and ending June 30, 1917.....	140,000 00

SECTION 2. No monies herein appropriated shall be used to pay liabilities or deficiencies existing prior to February 16, 1915.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 136G.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

Digitized by Google

[House Bill No. 541.]

AN ACT

www.libtool.com.cn

To supplement section 9119 of the General Code by the enactment of supplemental section 9119-1 authorizing companies maintaining and operating lines and wires for the conveyance of electricity outside of municipalities to appropriate trees and branches interfering with the operation thereof.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 9119 of the General Code be supplemented by the enactment of supplemental section 9119-1, to read as follows:

Street, interurban, light, heat or power companies authorized to appropriate trees.

Sec. 9119-1. Street, suburban or interurban railroads using other than steam as motive power, and companies furnishing electricity for light, heat or power purposes, whenever necessary, in the alteration, operation or maintenance of electric high potential transmission lines and wires outside of municipalities, to protect the same from interference or injury that might be caused by trees or branches that may be located so near thereto that said trees or branches might by falling or otherwise come in contact with said wires, shall have the power to appropriate such trees or the branches thereof, except that in case of shade trees now or hereafter located in front of residences or along the highway, said companies may appropriate only such portions of the branches thereof that fail to clear wires located fifty feet from the ground. The powers of appropriation herein granted shall be exercised in the same manner and according to the same procedure as that provided for the appropriation of property by corporations generally.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 137G.

Digitized by Google

[Senate Bill No. 316.]

AN ACT

www.libtool.com.cn

To amend section 199 of the General Code relating to the bureau of vital statistics.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 199 of the General Code be amended to read as follows:

State registrar of vital statistics; appointment and term.

Sec. 199. The secretary of state shall appoint a state registrar of vital statistics who shall be a registered physician and a competent vital statistician, and who shall serve for a term of four years commencing on the first day of January after his appointment. He shall give a bond in the sum of ten thousand dollars satisfactory to the secretary of state. A vacancy in such office shall be filled by appointment by the secretary of state. Such state registrar shall have the immediate direction of the central bureau of vital statistics, and shall not be subject to any civil service law or regulations.

SECTION 2. That said original section 199 of the General Code be and the same is hereby repealed.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 1386.

[House Bill No. 375.]

AN ACT

To amend section 1177-46 of the General Code (103 O. L., 152), relating to the manufacture of agricultural lime and raw ground limestone and to promote its use.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1177-46 of the General Code (section 3 of an act to authorize the licensing and inspection of agricultural lime, 103 Ohio Laws, 151) be amended to read as follows:

License to sell agricultural lime and raw ground limestone; fee.

Sec. 1177-46. Before any agricultural lime or raw ground limestone is sold, offered or exposed for sale in the state, the person, firm, or corporation thereof shall pay each year a license fee to the state board of agriculture of thirty dollars for each brand or kind of agricultural lime or

Digitized by Google

raw ground limestone sold or offered for sale, and shall receive from said state board of agriculture a license certificate to sell such brand or kind of agricultural lime or raw ground limestone until the first day of January next following; provided that when any person, firm or corporation shall have paid the license fee as herein provided, it shall not be necessary for any agent or representative, or any persons selling the product so tested to pay such fee; provided, however, that no person who makes agricultural lime or raw ground limestone and sells it only at the place where he makes it, and only to persons who haul such agricultural lime or raw ground limestone in motor trucks, or in wagons or other vehicles drawn by horses or mules from such factory to the land upon which it is to be used as a conditioner or land improver, shall be required to pay the license fee of thirty dollars, nor shall he be required to state the percentum of the total material that will pass through a one hundred mesh sieve to the lineal inch, the percentum of the total material that will pass through a fifty mesh sieve to the lineal inch and the percentum of the total material that will pass through a ten mesh sieve to the lineal inch.

SECTION 2. That said original section 1177-46 of the General Code, (section 3 of an act to authorize the licensing and inspection of agricultural lime, 103 Ohio Laws, 151), be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 139G.

[House Bill No. 358.]

AN ACT

To amend section 11980 of the General Code, relating to residence of plaintiff in actions for divorce.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 11980 of the General Code be amended to read as follows:

Residence of plaintiff; where action shall be brought.

Sec. 11980. Except in an action for alimony alone, the plaintiff must have been a resident of the state at least one year before filing the petition. Actions for divorce or for alimony shall be brought in the county of which the

Digitized by Google

plaintiff is and has been for at least thirty days immediately preceding the filing of the petition, a bona fide resident or in the county where the cause of action arose. The court shall hear and determine the case, whether the marriage took place, or the cause of divorce occurred, within or without the state.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 11980 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 140G.

[House Bill No. 674.]

AN ACT

To amend section 7822, and to repeal section 7822-1 of the General Code, relating to the professional training of teachers.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 7822 of the General Code be amended to read as follows:

Professional training of applicants for teachers' certificates.

Sec. 7822. Applicants for a one-year elementary certificate shall be admitted to examination, and if found proficient may be granted a certificate to teach in the public schools in the county in which such certificate is granted for one school year, without previous professional training, but applicants for a one-year or a three-year elementary certificate who have taught in the public schools for one school year previous to the time of such application, unless said applicant is a graduate of a college or university of approved educational standing, shall possess an amount of professional training consisting of class room instruction in a recognized institution for the training of teachers, not less than the following: after January 1, 1916, such applicant shall possess not less than six weeks of such instruction; after January 1, 1917, not less than twelve weeks of such instruction; after January 1, 1918, not less than eighteen weeks of such instruction; after January 1, 1919, not less than twenty-four weeks of such instruction; after January 1, 1920, not less than thirty weeks of such instruction; after January 1, 1921, not less than one year of such class room instruction, in a recognized school for the training of teachers.

Digitized by Google

SECTION 2. That said original section 7822, and section 7822-1, of the General Code, be and the same are hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 1416.

[House Bill No. 576.]

AN ACT

To amend sections 28, 5189, and 12395, and to supplement section 5239, of the General Code, relating to the Ohio National Guard.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 28, 5189, and 12395 of the General Code be amended to read as follows:

Official flag of Ohio; one shall be furnished each company of O. N. G.

Sec. 28. The flag of the state of Ohio shall be pennant shaped. It shall have three red and two white horizontal stripes; the union of the flag shall be seventeen five-pointed stars, white in a blue triangular field, the base of which shall be the staff end or vertical edge of the flag, and the apex of which shall be the center of the middle red stripe. The stars shall be grouped around a red disc superimposed upon a white circular "O." The proportional dimensions of the flag and of its various parts shall be according to the official design thereof on file in the office of the secretary of state. One state flag of uniform dimensions shall be furnished to each company of the Ohio National Guard.

Ohio National Guard; of what it shall consist.

Sec. 5189. The Ohio National Guard shall consist of not more than one hundred and three companies of infantry, three of which shall be independent organizations, designated as separate company number one, separate company number two, and separate company number three; four batteries of artillery, four troops of cavalry, one band for each organized regiment and separate battalion, a medical department, a signal corps, a corps of engineers, the governor's staff, and the staff officers and non-commissioned staff officers provided in section fifty-one hundred and ninety-one of the General Code. All of such troops shall be allotted and apportioned to such localities as the necessities of the service, in the opinion of the governor, may require.

Digitized by Google

Display of foreign emblem or flag on public buildings; penalty.

Sec. 12395. Whoever displays the flag or emblem of a foreign country upon a state, county, or municipal building shall be fined not more than fifty dollars or be imprisoned thirty days, or both; provided, that when a foreigner is the guest of the United States, the state or city, and upon public proclamation by the governor, or mayor of such city, the flag of the country of which such public guest is a citizen may be displayed upon public buildings. On all armories built or purchased by the state a suitable flag pole shall be erected, and the United States flag of size not less than five feet by eight feet shall fly daily. Such flags shall be subject to requisition from the quartermaster's department of the state, without cost to the companies, and at least two to be used yearly.

SECTION 2. That section 5239 of the General Code be supplemented by the enactment of an additional section to be known as section 5239-1, to read as follows:

Temporary assignment when regimental organization falls below maximum.

Sec. 5239-1. If by any reason a regimental organization falls below the maximum number of companies prescribed by regulations, one or more of the separate companies may temporarily be assigned to the incomplete organization, by order of the adjutant general, pending the organization and assignment of permanent company or companies to fill the vacancy or vacancies. The commanding officer of the regiment will make such designations and assignments of the company or companies as may be necessary.

SECTION 3. That said original sections 28, 5189, and 12395 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 142G.

Digitized by Google

[Am. Senate Bill No. 278.]

AN ACT

www.libtool.com.cn

To supplement section 11979 of the General Code, relative to jurisdiction of the common pleas court in divorce matters by the enactment of supplemental sections 11979-1, 11979-2 and 11979-3.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 11979 of the General Code be supplemented by the enactment of supplemental sections 11979-1, 11979-2 and 11979-3 to read as follows:

Delay of decree until alimony secured.

Sec. 11979-1. When a husband who is entitled to a decree of divorce, is ordered to pay alimony, or money for the support of a child or children who are not in his custody, the judge hearing said cause, may, in his discretion, delay entering a decree for divorce until said husband shall, by bond or otherwise, secure the payment of said alimony or money for the support of said child or children to the satisfaction of the trial judge.

Mailing copy of petition to consular representative when defendant subject of foreign nation.

Sec. 11979-2. In all actions hereafter commenced for divorce with or without alimony, where the defendant is the subject of a foreign nation and a non-resident of the county in which the action is filed, the plaintiff must state said facts, together with time and place of marriage, in the petition; and when the same is filed, it shall be the duty of the clerk of the court to forthwith mail by registered letter a copy of said petition to the nearest consular representative of said foreign nation residing within this state.

Sec. 11979-3. All statutes in conflict with the provisions hereof are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 143G.

Digitized by Google

[House Bill No. 312.]

AN ACT

www.libtool.com.cn

To amend section 5262 of the General Code, relating to the use and occupancy of armories.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5262 of the General Code be amended to read as follows:

Use and occupancy of armories.

Sec. 5262. The armories erected, constructed, owned or leased by virtue of this chapter, shall be for the use and benefit of the permanent organized militia quartered therein; but in each of such armories there shall at all times be provided and maintained a suitable room or rooms for the free use and occupancy of the organizations known as the "Grand Army of the Republic" and "United Spanish War Veterans," unless such room or rooms are already provided by the erection of a county memorial building or otherwise by the state, or by a county, township or municipality.

SECTION 2. That original section 5262 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.

C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 144G.

[House Bill No. 503.]

AN ACT

To supplement section 1698 of the General Code by the enactment of an additional section to be known as section 1698-1, relating to the practice of law.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1698 of the General Code be supplemented by the enactment of an additional section to be known as 1698-1, to read as follows:

Penalty for person representing himself as an attorney when not licensed as such.

Sec. 1698-1. Whoever, not being regularly licensed to practice law in this state, holds himself out in any manner as an attorney-at-law, or represents himself either orally or in writing, directly or indirectly, as authorized to practice law shall upon conviction be fined not less than twenty-

Digitized by Google

five dollars nor more than five hundred dollars. The use of the words, lawyer, attorney-at-law, counselor-at-law, law, law office or other equivalent words by any person not licensed to practice law, in connection with his own name, or any sign, advertisement, card, letter head, circular, or other writing, document or design, the evident purpose of which is to induce others to believe such person to be an attorney-at-law, shall be held to be such holding out within the meaning of this section.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 145G.

[Am. Senate Bill No. 300.]

AN ACT

To supplement section 4193 of the General Code, relating to election of boards of cemetery trustees.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 4193 of the General Code be supplemented by the enactment of an additional section to be known as section 4193-1, to read as follows:

Joint meeting for election of cemetery trustees; powers and duties; vacancies.

Sec. 4193-1. At any such joint meeting or at the joint meeting provided for by section 4192 of the General Code, by a majority vote of all present counting council members and trustees, such meeting may elect a board of cemetery trustees consisting of three members, of which one or more must be a member of each of the separate boards of township trustees and municipal councils comprised in the union cemetery association represented by such joint meeting. Such board of cemetery trustees so elected, shall have all the powers and perform all the duties exercised and performed by directors of public service of municipalities under sections 4161 to 4168 inclusive of the General Code. At the first election of such board of cemetery trustees, one shall be chosen for one year, one for two years and one for three years, together with such part of a year as may intervene between the time of such election and the first day of January next thereafter. Yearly thereafter at the joint meeting held in May one trustee shall be chosen for three years commencing on the first day of January next thereafter. Any regular or regularly called joint meeting of the town-

Digitized by Google

ship trustees and municipal council may fill vacancies occurring on the board of cemetery trustees by a majority vote of the members present, such election to be for the unexpired term.

www.ribbook.com.cn

Removal for cause.

Any member of such board of county trustees may be removed by such joint meeting on a two-thirds vote of all members entitled to sit in such joint meeting, for misfeasance or malfeasance in office, any gross neglect of duty or gross immorality, but no member shall be so removed until he shall have had at least ten days' notice in writing, together with a copy of the charges against him and shall have had opportunity to appear and defend himself either in person or by counsel.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.
Passed May 20, 1915.
Approved May 25, 1915.
FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 146G.

[House Bill No. 571.]

AN ACT

To amend section 5017 of the General Code, relating to the official ballot.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5017 of the General Code be amended to read as follows:

Contents of ballot; arrangement of tickets; president and vice-president.

Sec. 5017. Every ballot intended for the use of electors, printed in accordance with the provisions of this chapter, shall contain the names of all the candidates whose nominations for any offices specified in the ballot have been duly made and not withdrawn in accordance herewith, arranged in tickets or lists under the respective party or political or other designation certified; at the elections when presidential electors are to be voted for, the secretary of state shall place the names of the candidates for president and vice president on the proper ticket, immediately following the name of the party, and immediately preceding the names of the presidential electors.

SECTION 2. That said original section 5017 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.
Passed May 20, 1915.
Approved May 25, 1915.
FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 147G.

Digitized by Google

[House Bill No. 666.]

AN ACT

www.libtool.com.cn

To amend section 8759 of the General Code, relating to the appropriation of land.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 8759 of the General Code be amended to read as follows:

Sec. 8759. A company, domestic or foreign, or municipal corporation which owns or operates a railroad may enter upon any land for the purpose of examining and surveying its railroad line, and appropriate so much thereof as is deemed necessary for its railroad including necessary side-tracks, depots, workshops, round-houses, and water-stations, material for construction, except timber, a right of way over adjacent lands sufficient to enable it to construct and repair its road and the right to conduct water by aqueducts and to make proper drains.

Appropriation of land; entry upon for examination or survey.

SECTION 2. That said original section 8759 of the General Code be, and the same is hereby repealed.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 148G.

[House Bill No. 179.]

AN ACT

To amend section 1693 of the General Code, relating to the compensation of court constables and to repeal said original section 1693 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1693 of the General Code be amended to read as follows:

Sec. 1693. Each constable shall receive the compensation fixed by the judge or judges of the court making the appointment. In counties where four or more judges regularly hold court, such compensation shall not exceed twelve hundred and fifty dollars each year, in counties where more than one judge and not more than three judges hold court at the same time, not to exceed one thousand dol-

Compensation of court constables.

Digitized by Google

lars per year, and in counties where only one judge holds court, such amount, not to exceed seven hundred and twenty dollars each year, as may be fixed by the court, and shall be paid monthly from the county treasury on the order of the court. Such court constable or constables may, when placed by the court in charge of the assignment of cases, be allowed further compensation not to exceed one thousand five hundred dollars, as the court by its order entered on the journal determines. In counties where only one judge holds court the constable provided for herein, when not attending the common pleas court shall, upon order of the judge of such common pleas court, and without additional compensation, attend the probate court or the court of appeals of such county.

SECTION 2. That said original section 1693 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 149G.

[Senate Bill No. 230.]

AN ACT

Authorizing the governor to execute a deed to the city of Columbus for an easement under certain lands of the Capitol square for the purpose of constructing and maintaining thereunder comfort stations for the use of the general public.

Be it enacted by the General Assembly of the State of Ohio:

Governor authorized to execute a deed for easement under certain lands of the Capitol square.

SECTION 1. That the auditor of state is hereby authorized and directed to draft a deed in the name of the state of Ohio, grantor, and the governor of Ohio is authorized and directed to sign the same and the secretary of state is directed to countersign the same and seal the same with the great seal of the state, for the purpose of conveying to the city of Columbus an easement to construct and forever maintain public comfort stations within and under the following described lands:

Situated in the city of Columbus, county of Franklin, and state of Ohio and bounded and described as follows:

First tract:

Description.

Beginning at a point in the south lot line of the state capitol grounds and thirty feet from the southwest corner

Digitized by Google

of the said grounds; thence running northerly parallel with the west lot line of said grounds, six feet to a point; thence easterly parallel with said south lot line thirty feet to a point; thence southerly and at right angles to said last named line to the south side of the curb on the north side of State street; thence westerly along the south side of said curb and the north line of said State street thirty feet to a point; thence northerly to the point of beginning.

Second tract:

Description.

Beginning at a point in the north lot line of the state capitol grounds and thirty feet from the northwest corner of said grounds; thence running southerly, parallel with the west lot line of said grounds, six feet to a point; thence easterly parallel with said north lot line thirty feet to a point; thence northerly and at right angles to said last named line to the north side of the curb on the south side of Broad street; thence westerly on the north side of said curb and the south line of said Broad street, thirty feet to a point; thence southerly to the point of beginning.

Rights and conditions.

SECTION 2. Said deed shall convey to said city of Columbus the right to excavate and construct and maintain within and under said tracts proper, suitable and sanitary public comfort stations and approaches thereto. The city shall construct and complete the same within one year from the execution and delivery of the deed herein provided for or the same shall revert to the state. The sidewalks shall be reconstructed over the same so as to present continuous and unbroken way for pedestrians with the walks on both sides thereof. Said stations and approaches shall at all times be maintained in a clean and sanitary condition and the state of Ohio shall be at no expense in connection with the construction or maintenance thereof.

The plans for said construction shall be approved by the governor of the state and the superintendent of public works before any contract is let for the construction of said comfort stations.

This act is not of a general nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 150G.

Digitized by Google

[House Bill No. 529.]

AN ACT

www.libtool.com.cn

To supplement section 13343 of the General Code, by the addition of supplemental section 13343-1, relating to the printing or posting of anonymous attacks on candidates at elections.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 13343 of the General Code be supplemented by adding supplemental section 13343-1 to read as follows:

Printing or posting anonymous attacks on candidates.

Sec. 13343-1. Whoever writes, prints, posts or distributes, or causes to be written, printed, posted or distributed, a circular or advertisement which is designed to promote the election of a candidate, or to injure or defeat any candidate for election at any primary or any general election, or to influence the voters in any primary or any general election, or to influence the voters on any constitutional amendment, unless there appears on such circular or poster, or advertisement, in a conspicuous place, either the names of the chairman or secretary, or of two officers of the organization issuing the same, or of some voter who is responsible therefor, with his name and address, shall be guilty of a misdemeanor and shall be fined not less than one hundred dollars, nor more than one thousand dollars, or imprisoned not more than one year, or both.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 151G.

[Am. Senate Bill No. 72.]

AN ACT

To amend sections 978-1, 978-2, 978-3 and 978-6 of the General Code as amended February 17th, 1914, (O. L. 104 page 181) relating to weighing of coal at the mines.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. To amend sections 978-1, 978-2, 978-3 and 978-6 of the General Code as amended February 17th, 1914, (O. L. 104 page 181) to read as follows:

Payment shall be made according to total weight unless otherwise agreed.

Sec. 978-1. Every miner and every loader of coal in any mine in this state who under the terms of his employment is to be paid for mining or loading such coal on the

Digitized by Google

basis of the ton or other weight shall be paid for such mining or loading according to the total weight of all such coal contained within the car (hereinafter referred to as mine car) in which the same shall have been removed out of the mine unless otherwise agreed between employer and miner or loader.

Industrial commission shall determine impurity, subject to the right of employer and miner to make agreement.

Sec. 978-2. Said industrial commission shall ascertain and determine the percentage of slate, sulphur, rock, dirt, or other impurity unavoidable in the proper mining or loading of the contents of mine cars or coal in the several operating mines within this state, subject, however, to the right of the employer and miner or loader in any of such mines to make an agreement with reference thereto.

How percentage of fine coal determined in absence of agreement.

Sec. 978-3. When there is no agreement between the miner or loader of coal in any mine in this state and the operator thereof whereby the miner or loader is to be paid for mining or loading coal other than on the basis of the ton or other weight according to the total weight of all such coal contained within the car it shall be the duty of such miner or loader of coal and his employer to agree upon and fix, for stipulated periods, the percentage of fine coal commonly known as nut, pea, dust and slack allowable in the output of the mine wherein such miner or loader is employed. At any time when there shall not be in effect such agreed and fixed percentage of fine coal allowable in the output of any mine, said industrial commission shall forthwith upon request of such miner or loader or his employer, fix such allowable percentage of fine coal, which percentage so fixed by said industrial commission shall continue in force until otherwise agreed and fixed by such miner or loader and his employer. Whenever said industrial commission shall find that the total output of such fine coal at any mine for a period of one month during which such mine shall have been operating while the percentage of fine coal so fixed by said industrial commission has been in force, exceeds the percentage so fixed by it, said industrial commission shall at once make, enter and cause to be enforced such order or orders relative to the production of coal at such mine, as will result in reducing the percentage of such fine coal, to the amount so fixed by said industrial commission.

Passing coal over screen to determine pay, unlawful; penalty.

Sec. 978-6. It shall be unlawful for the employer of a miner or loader of the contents of any car of coal to pass any part of such contents over a screen or other device, for the purpose of ascertaining or calculating the amount to be paid such miner or loader for mining or loading such contents, whereby the total weight of such contents shall be reduced or diminished unless otherwise agreed between employer and miner or loader. Any person, firm or corporation violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction, shall be fined for each separate offense not less than three hundred dollars nor more than six hundred dollars.

Digitized by Google

SECTION 2. That said original sections 978-1, 978-2, 978-3, and 978-6 of the General Code as amended February 17, 1914 (O. L. 104, page 181) be and the same are hereby repealed.

www.hhtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

Passed May 15, 1915.
Approved May 26, 1915.
FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May A. D. 1915. 152G.

[Am. Senate Bill No. 175.]

AN ACT

For the relief of Nathan L. Dehnhoff and Susanah Dehnhoff of Hancock county, Ohio.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That all title or claim of the state of Ohio to the following described real estate, to-wit:

Deed to Nathan L. Dehnhoff, Hancock county.

The north-east quarter of the south-west quarter of section 5, township 2 north, range 11 east, in Hancock county, Ohio, which was conveyed by the United States of America to James H. Barr by deed bearing date of April 15, 1856, county and state aforesaid, is hereby surrendered, and that said Nathan L. Dehnhoff and Sussanah Dehnhoff shall hold said real estate free from any and all claims of the state of Ohio thereto under and by reason of the selection by authorities of Ohio under the 5th section of an act of congress of May 24, 1828, and the title of the said Nathan L. Dehnhoff and Susannah Dehnhoff to the said real estate be, and the same is quieted, as against the claim of the state of Ohio, growing out of said selection aforesaid.

SECTION 2. The governor of Ohio is hereby authorized to execute and deliver on behalf of the state of Ohio, to said Nathan L. Dehnhoff and Susanah Dehnhoff, a deed for said real estate hereinbefore described, and which he now owns.

SECTION 3. No mortgage or other lien or claim held by any person or persons against said lands or any owner or former owners thereof shall in any way be affected or impaired by this act.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 14, 1915.
Approved May 25, 1915.
FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 27th day of May, A. D. 1915. 153L.

Digitized by Google

[House Bill No. 469.]

AN ACT

www.libtool.com.cn

To amend section 13965 of the General Code, to provide for the extension of existing leases of state canal lands.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 13965 of the General Code be amended to read as follows:

Sec. 13965. That each and every tract of land, and any part of the berme bank of any canal, canal basin, reservoir and outer slope of the towing path embankment, which said commission shall find to be the property of the state of Ohio, the use of which, in the opinion of said commission, the board of public works and the chief engineer of public works, if leased, would not materially injure or interfere with the maintenance and navigation of any of the canals of this state, shall be valued by said commission at its true value in money, and if such land shall not then be under an existing lease, may be leased for any purpose or purposes other than for railroads operated by steam, but said commission, the board of public works and the chief engineer of the public works shall have power to make leases and prescribe regulations for the crossing of the canals, canal basins or canal lands by any railroad operated by steam, electricity or other motive power, or for the necessary use, for railroad purposes, of any part of the berme banks of a canal, canal basin or any portion of the canal lands for a distance not exceeding two miles, or if then under an existing lease, then at the expiration of such lease, may be leased on the terms and conditions hereinafter in this act provided for, but railroad companies unlawfully in the possession and use of state land at the date of the passage of this act shall take a lease thereon for the term of fifteen years in the same manner as when lands are leased for other purposes, or remove their tracks, buildings or other structures from said land. Any owner of an existing lease for state canal lands may surrender the same to the state in order to have the land described therein included in a new lease, which shall not be for a greater term than fifteen years, and the application therefor shall definitely set forth the reasons why an extension of the lease is desired, but before granting a new lease for such state canal land, the superintendent of public works must be satisfied that the extension of the lease is for the purpose of making a valuable improvement thereon, which the lessee could not otherwise afford to make for the remaining portion of the unexpired lease. When a new lease, which shall not be for a less rental than the original lease, has been granted and approved by the governor and attorney general, the superintendent of public works shall cancel the original lease.

Lands not necessary for maintenance and navigation of canals may be leased.

Extension of existing leases; limitation of term; approval.

Digitized by Google

SECTION 2. That said original section 13965 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity with the appendix to the General Code. Being a related section it is not practicable to give same a General Code number. EDWARD C. TURNER, *Attorney General.*

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 14, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of May, A. D. 1915. 154G.

[House Bill No. 553.]

AN ACT

To amend section 3 of an act passed April 10, and approved April 12, 1913, (103 O. L., 141-147), entitled, "An act to authorize county commissioners, township trustees, boards of education, road commissioners, councils of municipal corporations and boards and officers thereof temporarily to repair, reconstruct and replace public property and public ways destroyed or injured by floods occurring in March and April, 1913."

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 3 of an act passed April 10, and approved April 12, 1913, (103 O. L. 141-147), entitled, "An act to authorize county commissioners, township trustees, boards of education, road commissioners, councils of municipal corporations and boards and officers thereof temporarily to repair, reconstruct and replace property and public ways destroyed or injured by floods occurring in March and April, 1913," be amended to read as follows:

Taxing districts authorized to issue bonds or notes.

SECTION 3. For the purposes mentioned in sections 1 and 2 of this act, and for the permanent repair, reconstruction or replacement of public property or public ways destroyed or injured in the manner, and at the time described in section 1 of this act, any board of county commissioners, board of education, township trustees or council of any municipal corporation or the road commissioners of any road district may issue bonds or notes of the corporation, subdivision or district as needed. Resolutions or ordinances providing for the issuance of such notes or bonds shall not be published, shall not require the approval of the electors nor be subject to any referendum. Such resolutions or ordinances shall state the facts bringing them within the terms of this act, so far as the emergency is concerned, shall require for their passage the votes of two-thirds of all members elected to such board or council and the recitals therein contained shall be conclusive evidence of the facts recited.

Digitized by Google

Powers of taxing authorities in change of location and repair of public ways.

Such permanent repair, reconstruction or replacement of public ways, destroyed or injured as described in section 1 of this act, shall include and there is hereby conferred upon any such board or officers the power to adopt, acquire, construct and improve a public way or ways at, over and along a location or locations separate and away from all or a part or parts of the location of the public way, or parts thereof, so destroyed or injured, and to issue bonds or notes for the purpose thereof in the same manner as for other cases and purposes provided for in this act, if, (a) such separate location or locations, construction and improvement alone, or in connection with any part or parts of said original public way or ways not so destroyed or injured, or in connection with other public way or ways already established, or both, will afford to the owners of property abutting on such destroyed or injured part or parts of said original public way and to the general public reasonable access to said abutting property and to the part or parts of said original public way not so destroyed or injured and, (b) such separate location, construction and improvement can be adopted or acquired and made at a place or places where a similar flood will not endanger the same. If it shall be necessary or expedient to use or connect with and use any public way or ways already established in providing such new public way or ways then said bonds may be issued in an amount sufficient to include the cost of improvement of such already established public way or ways in a manner conforming to the improvement to be made of such new location. The parts of said original public way not destroyed or injured as aforesaid and such new public way with its connections, if any, to the original way, shall, after construction and improvement as above provided, be kept in repair under the general laws of the state. Such separate location, construction and improvement may be adopted, acquired and made hereunder, notwithstanding any temporary construction or repair made under this act or otherwise on any part or parts so destroyed or injured of such original public way.

SECTION 2. That section 3 of the above recited act passed April 10, 1913, and approved April 12, 1913, (103 O. L. pages 141-147), be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 15, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of May, A. D. 1915. 155G.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

Digitized by Google

[House Bill No. 251.]

AN ACT

www.libtool.com.cn

To amend sections 9916, 9917, 9918, 9919, 9920 and 9921 of the General Code, relating to farmers' institutes, and to supplement said section 9921 by sections to be known as 9921-1, 9921-2, 9921-3, 9921-4, 9921-5, creating the office of agricultural agent in the several counties of the state.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 9916, 9917, 9918, 9919, 9920, and 9921 of the General Code, be amended to read as follows:

Organization of farmers' institute societies.

Sec. 9916. When twenty or more persons, residents of a county, organize themselves into a farmers' institute society, for the purpose of teaching better methods of farming, stock raising, fruit culture, and business connected with agriculture, and adopt a constitution and by-laws conforming to rules and regulations furnished by the trustees of the Ohio state university, and when such society has elected proper officers and performed such other acts as are required by the rules of the trustees of the Ohio state university, it shall be a body corporate.

Number of annual meetings in each county.

Sec. 9917. Not to exceed five farmers' institute societies so organized shall hold annual meetings under the auspices of the trustees of the Ohio state university in any one county. The trustees of the Ohio state university may determine the number, and name the times and places for holding such institute meetings.

Certificates for county payments.

Sec. 9918. When a society so organized has held annual farmers' institute meetings in accordance with the rules of the trustees of the Ohio state university, the dean of the college of agriculture shall issue certificates, one to the president of the farmers' institute society and one to the county auditor, setting forth such facts. On the presentation of such certificates to the county auditor, he, each year, shall draw orders on the treasurer of the county as follows: One in favor of the dean of the college of agriculture of Ohio state university for one hundred and seventy-five dollars and one in favor of the president of each farmers' institute society in the county holding meetings under the auspices and by the direction of the trustees of the Ohio state university for the amount of the actual expenses and not to exceed twenty-five dollars to pay necessary local expenses, and when such expenses have been itemized and certified to by the president of an institute and submitted to the dean of the college of agriculture of the Ohio state university, he shall authorize the auditor to issue a warrant, and the treasurer of the county shall pay them from the county fund. But in no county shall the total annual sum exceed three hundred dollars, nor shall the payment to the farmers' institute society exceed the expenses, as per detailed statement provided in the following section.

Digitized by Google

Detailed statement of expenses filed with certificate.

Sec. 9919. With each certificate of the dean of the college of agriculture of the Ohio state university to the county auditor, which certificate shall show the number of societies organized in the county and holding meetings by direction of the trustees of the Ohio state university, and before he issues his order on the treasurer, there shall be filed with the auditor a detailed statement of the expenses of the institute for the current year, no part of which shall be for salaries of officers of the institute society. This provision does not apply to the order in favor of the dean of the college of agriculture of the Ohio state university.

Lecturers shall be furnished by the state.

Sec. 9920. At the annual farmers' institute meetings held as herein provided, and under the auspicies of the trustees of the Ohio state university, the department shall furnish lecturers or speakers whose compensation and expenses it shall pay. A majority of these lecturers and speakers shall be practical farmers.

Publication and distribution of lectures and papers.

Sec. 9921. At the close of each season's institute work the trustees of the Ohio state university, in pamphlet or book form, may publish such lectures and papers delivered at the several institute meetings as may seem of general interest and importance to the farmers, stock breeders and horticulturists of the state, copies of which shall be furnished the secretary of each institute society, and the remainder for general distribution. The cost of preparing and distributing the pamphlet or book shall be paid from appropriations made for this purpose from the general revenue fund of the state upon the warrant of the auditor of state upon vouchers approved by the dean of the college of agriculture of the Ohio state university.

SECTION 2. That section 9921 of the General Code be supplemented by the following additional sections:

Credit of U. S. moneys apportioned to Ohio.

Sec. 9921-1. The state treasurer shall receive and place to the credit of the Ohio state university all moneys appropriated and apportioned to Ohio by the United States under "an act to provide for co-operative agricultural extension work between the agricultural colleges in the several states and the United States department of agriculture," which act was approved May 8, 1914. The money so appropriated and apportioned by the United States, together with any money appropriated by the state and any county or counties, to make available the aid extended by the United States in the aforesaid act, shall be set aside and designated as "the agricultural extension fund" and used in accordance with the provisions of this act for the extension service of the college of agriculture of the Ohio state university. The trustees of the Ohio state university shall expend, in accordance with law, all moneys in the state treasury to the credit of the agricultural extension fund.

Agricultural extension fund.

Appropriation for agricultural agent; procedure by county to secure state aid.

Sec. 9921-2. From moneys appropriated by the state for the employment of agricultural agents, not to exceed three thousand dollars in any one year shall be expended for any county that shall raise at least one thousand dol-

Digitized by Google

lars for the support of an agricultural agent for one year, and shall give satisfactory assurance to the trustees of the Ohio state university that a like sum shall be raised for a second year, or shall establish and maintain a county experiment farm as provided in the statutes. To secure this aid from the state, the board of county commissioners of any county shall agree to the employment of an agricultural agent approved by the dean of the college of agriculture of the Ohio state university.

www.libtool.com.cn

Duties of county agricultural agent.

Sec. 9921-3. The county agricultural agent shall acquaint himself with the agricultural conditions of the county to which he is assigned; study the different types of soil and crops and the systems of farming best suited to each; visit and inspect farms and give farmers the benefit of practical information relating to the planting, cultivation and harvesting of crops, the breeding and raising of live stock and poultry, the economic value of birds, the care of orchards, the propagation of fruits, cooperative marketing of farm products and all other matters relating to practical agriculture in the county. He shall cooperate with the United States department of agriculture, the college of agriculture of the Ohio state university, the Ohio agricultural experiment station and the supervisor of agricultural education in the Ohio department of public instruction, to the end that farmers of the county may have at hand the services of all these agencies. He shall have an office in which bulletins and other printed matter and records of value to the farmer may be consulted and through which the agent may at all times be reached as he travels from farm to farm in the discharge of his duties. In short, he shall be at the service of the farmers of the county and shall, as far as possible, carry to each and all of them the message of practical and scientific aid in their work.

County authorized to make appropriations for support and expense of agent.

Sec. 9921-4. Each and every county of the state is authorized and empowered to appropriate annually not to exceed fifteen hundred dollars, for the maintenance, support, and expenses of a county agricultural agent, and the county commissioners of said county or counties are authorized to set apart and appropriate said sum of money and transmit the same to the state treasurer who shall place it to the credit of the agricultural extension fund to be paid for the purposes aforesaid, on warrant issued by the auditor of state in favor of the Ohio state university. If for any reason it shall not be used as contemplated in this act before the expiration of two years, it shall revert to the county from which it came.

Electors may require commissioners to make provision for agent by referendum; submission of question; form of ballot.

Sec. 9921-5. If the county commissioners of any county shall not make provision for an agricultural agent as authorized in this act, they may be directed and required to make such provision by the qualified electors of the county on a referendum vote. The question of employing such agent shall be submitted, upon the filing of a petition with the county auditor, signed by not less than five per cent. of

Digitized by Google

the qualified electors resident in such county. Upon the receipt of such petition it shall be the duty of the board of county commissioners to submit the question at the first general election held after the meeting of the board at which the petitions were presented, or at a special election called for that purpose. The question shall be submitted on a separate ballot printed in the following form: "County agricultural agent, YES;" County agricultural agent, NO." Ballots shall be deposited in a separate ballot box. They shall be prepared and distributed by the same officers as are required by law to prepare and distribute ballots for county elections, and the canvass and return of the vote shall be the same as is provided by law for the canvass and return of the vote upon county officers. If it shall appear that a majority of the electors voting upon the question are in favor of the employment of a county agricultural agent, then the county commissioners shall proceed at once to make appropriations for the employment of such agent under the provisions of this act.

After having established this county agent work in any county, the county commissioners of such county shall continue to make such annual appropriations for said work as the trustees of the Ohio state university may direct, not exceeding fifteen hundred dollars annually, for a period of five years.

SECTION 3. That said original sections 9916, 9917, 9918, 9919, 9920 and 9921 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of May, A. D. 1915. 156G.

Digitized by Google

[Am. Senate Bill No. 295.]

AN ACT

www.libtool.com.cn

To amend sections 712, 714, 716, 724, 736, 742-3, 742-4, 742-5, 742-9, 742-16, 6373-16 and 12898 of the General Code relative to the duties of the superintendent of banks.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 712, 714, 716, 724, 736, 742, 742-3, 742-4, 742-5, 742-9, 742-16, 6373-16 and 12898 of the General Code be amended to read as follows:

Deputies, clerks and examiners.

Sec. 712. The superintendent of banks may employ from time to time necessary deputies, assistants, clerks and examiners to assist in the discharge of the duties imposed upon him by law. He may remove any such deputies, assistants, clerks or examiners. He shall summarily remove the deputy superintendent of banks, and any examiner, clerk or deputy connected with the department of the superintendent of banks upon the violation by any such officer, examiner or clerk of any of the provisions of section 717 of the General Code.

Traveling expenses, how and when paid.

Sec. 714. The actual and necessary traveling expenses, within or without the state, of the superintendent of banks and of the deputies, assistants, clerks and examiners incurred in the discharge of their official duty or in the interest of the department, shall be paid monthly by the treasurer of state upon the warrant of the auditor of state. Provided, however, that the superintendent of banks or any employe of the department shall not attend, at state expense, outside of the state, the meetings or conference of any society, convention or association, except as provided by section 2313-3 of the General Code. Vouchers therefore shall be fully itemized, approved by the superintendent of banks and countersigned by the auditor of state.

Bond of superintendent, where filed.

Sec. 716. Before entering upon the discharge of his duties, the superintendent of banks shall give bond to the state in the sum of fifty thousand dollars with sureties approved by the governor, conditioned for the faithful discharge of his official duties. Such bond, with the approval of the governor and the oath of office indorsed thereon, shall be filed with the secretary of state and kept in his office. The superintendent of banks shall require all deputies, assistants, clerks and examiners heretofore mentioned to give bond in such amount and with sureties to be approved by him and conditioned on the faithful performance of the duties of their office or employment. If the surety be a qualified surety company, the premium on such bond or bonds, including the bond of the superintendent of banks, shall be paid out of any fund or funds for the contingent expenses of the department.

Annual examination of banks.

Sec. 724. At least once each year and as often as the superintendent of banks may deem necessary, and also when

Digitized by Google

requested by the board of directors or trustees thereof, the superintendent of banks or an examiner appointed for that purpose shall thoroughly examine the cash, bills, collaterals or securities, books of account and affairs of each bank, savings bank, safe deposit and trust company, savings and loan society or association incorporated under any law in this state, or any person, partnership or association engaging in the business of receiving deposits. Provided, however, that this section shall not apply to building and loan associations. He shall also ascertain if any such person, partnership, corporation, company, society or association is conducting its business in the manner prescribed by law and at the place designated in its articles of incorporation, if incorporated.

www.ipfool.com.cn

Examination fees.

Sec. 736. That for the purpose of maintaining the department of the superintendent of banks and the payment of expenses incident thereto, and especially the expenses of inspection and examination, the following fees shall be paid to the superintendent of banks of Ohio:

(a) Each company, firm, corporation, person, association and co-partnership which under the laws of Ohio is subject to inspection and examination by the superintendent of banks, shall pay to the superintendent of banks on or before the fifteenth day of November in each year the sum of twenty-five dollars, and in addition thereto one one-ninetieth of one per cent. of the total aggregate resources of such company, firm, corporation, person, association or co-partnership in excess of one hundred thousand dollars as shown by the report of the condition of each such company, firm, corporation, person, association or co-partnership made last before October fifteenth of such year; provided, however, that in no event is such total fee to exceed the sum of twelve hundred and fifty dollars in any one year.

(b) Each company, firm, corporation, person, association and copartnership desiring and intending to transact business in this state, which will be subject to inspection and examination by the superintendent of banks, shall pay to the superintendent of banks for the preliminary examination required by law to be made by the superintendent of banks a fee of thirty dollars, such fee to be paid before a certificate is granted to such company, firm, corporation, person, association or co-partnership, authorizing it to commence business in this state.

(c) Each foreign trust company desiring and intending to do business in this state shall pay to the superintendent of banks a fee of fifty dollars for issuance to it of a certificate authorizing it to transact business in this state. Such fee to be paid before such certificate is issued.

Notice by advertisement in newspaper; notice by mail.

Sec. 742-3. The superintendent of banks shall cause notice to be given by advertisement in such newspaper as he may direct weekly for two consecutive months, calling on all persons who may have claims against such corporation, company, society or association, to present the same to

Digitized by Google

the superintendent of banks, and to make legal proof thereof at a place and within a time not later than the last day of publication to be therein specified. The superintendent of banks shall mail a similar notice to all persons whose names appear as creditors upon the books of the corporation, company, society or association. If the superintendent of banks doubts the justice and validity of any claim, he may reject the same and serve notice of such rejection upon the claimants, either by mail or personally, and an affidavit of the service of such notice, which shall be prima facie evidence thereof, shall be filed in his office. An action upon a claim so rejected must be brought within six months after such service. Claims presented and allowed after the expiration of the time fixed in the notice to creditors, shall be entitled to be paid the amount of all prior dividends therein if there be funds sufficient therefor and share in the distribution of the remaining assets in the hands of the superintendent of banks equitably applicable thereto.

Rejection of claims; notice.

Expenses shall include attorney fees.

Sec. 742-4. The expenses incurred by the superintendent of banks in the liquidation of any bank in accordance with the provisions of this act, shall include the expenses of deputies or assistants, clerks and examiners employed in such liquidation, together with reasonable attorney fees for counsel employed by said superintendent of banks in the course of such liquidation. Such compensation of counsel, of deputies or assistants, clerks and examiners in the liquidation of any corporation, company, society or association, and all expenses of supervision and liquidation shall be fixed by the superintendent of banks, subject to the approval of the common pleas court of the county in which the office of such corporation, company, society or association was located on notice to such corporation, company, society or association. The expense of such liquidation shall be paid out of the property of such corporation, company, society or association in the hands of said superintendent of banks, and such expenses shall be a valid charge against the property in the hands of said superintendent of banks and shall be paid first, in the order of priority. Provided, however, that no such expense shall be paid out of the property of such person, partnership, corporation, company, society or association until an account of such expense shall have been filed with and approved by the common pleas court of the county in which such person, partnership, corporation, company, society or association is located. Provided, also, that the superintendent of banks shall give notice, by publication of the application for the approval of such expense account, in a newspaper of general circulation in the community in which such person, partnership, corporation, company, society or association is located at least ten days before such court shall pass upon such application.

How compensation and expenses of liquidation fixed and paid.

Inventory shall be made in triplicate; where filed.

Sec. 742-5. Upon taking possession of the property and assets of such person, partnership, corporation, company, society or association, the superintendent of banks

Digitized by Google

shall make an inventory of the assets of such person, partnership, corporation, company, society or association in triplicate,—one to be filed in the office of the superintendent of banks, one in the office of the clerk of the county in which the office of such person, partnership, corporation, company, society or association was located, and one with the auditor of state. It shall be the duty of the auditor of state to have such inventory immediately verified by comparison with the current books of the bank. Upon the expiration of the time fixed for the presentation of claims, the superintendent of banks shall make in triplicate a full and complete list of the claims presented, including and specifying such claims as have been rejected by him, of which one shall be filed in the office of the superintendent of banks, one in the office of the clerk of the county in which the office of such corporation, company, society or association was located, and one with the auditor of state. And the superintendent of banks shall in like manner make and file supplemental lists showing all claims presented subsequent to the filing of the first list,—such supplemental lists to be filed at least fifteen days before the declaration of any dividend, and in any event such supplemental lists shall be filed at intervals of not exceeding six months. Such inventory and list of claims shall be open at all reasonable times for inspection.

Filing supplemental lists.

Sec. 742-16. Dividends and unclaimed deposits remaining in the hands of the superintendent of banks for six months after the order for final distribution shall be by him deposited with the treasurer of state who shall hold such funds as custodian, subject to the order of the superintendent of banks and without the necessity of appropriation by the general assembly. The superintendent of banks may pay over the moneys so held by him to the persons respectively entitled thereto, upon being furnished satisfactory evidence of their right to the same. In cases of doubt or conflicting claims he may apply to the common pleas court of the county in which the office of such person, partnership, corporation, company, society or association was located for an order authorizing and directing the payment thereof. All unclaimed deposits and uncalled for dividends for which no claim has been made within a period of five years, after the order for final distribution, shall be paid into the state treasury upon the warrant of the auditor of state.

Deposit of dividends and unclaimed deposits.

Application to common pleas court for order to pay conflicting claims.

Sec. 6373-16. Said commissioner shall have power to make such examination of the issuer of the securities, or of the property named in the two next preceding sections, at any time, both before and after the issuance of the certificate hereinafter provided for, as he may deem advisable. When in the discretion of the commissioner all or any part of the expense of such examination should be paid by the applicant for such certificate, such applicant shall deposit with the commissioner such sum of money as the commissioner may order, out of which said sum the commissioner

Examination of issuer of securities or property; expense.

Digitized by Google

shall pay that portion of the expense of such examination as the commissioner determines said applicant should pay. The commissioner shall render to the applicant an itemized statement of the expenditure and a proper record thereof shall be kept. And if it shall appear that the law has been complied with and that the business of the applicant is not fraudulently conducted, and that the proposed disposal of such securities or other property is not on grossly unfair terms, and that the issuer or vendor is solvent, upon the payment of a fee of ten dollars, the commissioner shall issue his certificate to that effect, authorizing such disposal. But if it shall not affirmatively so appear he shall so notify the applicant, in writing, and of his refusal to issue such certificate. Such certificate shall be issued or refused within a reasonable time after the filing of the application therefor, which shall be within not more than 30 days from and after the applicant or certificate holder whose certificate has been revoked has fully complied with all requirements of this act precedent thereto; provided, that the commissioner may at any time revoke any such certificate issued by him when he has reason to believe that the business of the holder thereof is being fraudulently conducted, or that such securities or other property are being disposed of upon grossly unfair terms, or, in the case of securities that the issuer thereof is insolvent. Such applicant shall have the same right of review of such finding as is given to a dealer by section 6373-8. The fee provided for in this section shall not be required of an applicant who is licensed as a dealer.

When certificate shall be issued; fee; refusal; revocation; review.

Failure to keep secrets, by bank superintendent, examiner or employe; penalty.

Sec. 12898. Whoever, being the superintendent of banks, a deputy assistant, clerk in his employ or an examiner, fails to keep secret the facts and information obtained in the course of an examination, except when the public duty of such officer requires him to report upon or take official action regarding the affairs of the person, partnership, corporation, company, society or association so examined, or wilfully makes a false official report as to the condition of such person, partnership, corporation, company, society or association, shall be fined not more than five hundred dollars or imprisoned in the penitentiary not less than one year nor more than five years, or both. Nothing in this section shall prevent the proper exchange of certain valuable information relating to banks and the business thereof, with the representatives of the banking departments of other states, with the national bank authorities, or with clearing house association examiners.

Application to enjoin proceedings; hearing; decree.

Sec. 742-9. Whenever any such person, partnership, corporation, company, society or association of whose property and business the superintendent of banks has taken possession, as aforesaid, deems itself aggrieved thereby, it may at any time within thirty days after taking such possession apply to the common pleas court of the county in which the office of such corporation, company, society or association was located, to enjoin further proceedings, and

www.libtool.com.cn

Digitized by Google

said court, after citing the superintendent of banks to show cause why further proceedings should not be enjoined and hearing the allegation and proofs of the parties and determining the facts, may, upon the merits, dismiss such application or enjoin the superintendent of banks from further proceedings, and direct him to surrender such business and property to such person, partnership, corporation, company, society or association.

www.libtool.com.cn

SECTION 2. That said original sections 712, 714, 716, 724, 736, 742-3, 742-4, 742-5, 742-9, 742-16, 6373-16 and 12898 of the General Code, and all sections and parts of sections inconsistent with the provisions of this act, be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of May, A. D. 1915. 157G.

[Am. Senate Bill No. 182.]

AN ACT

To amend sections 1558-47, 1558-48, 1558-50, 1558-51, 1558-53, 1558-54, 1558-55, 1558-56, 1558-57, 1558-59, 1558-61, 1558-64, 1558-66, 1558-70, 1558-73, 1558-75, 1558-77, 1558-78, 1558-79, 1558-80, 1558-81, 1558-82, 1558-83, 1558-84, 1558-85, 1558-86, 1558-88, 1558-92, and 1558-93, of the General Code, and to enact supplemental sections 1558-54a, 1558-54b, 1558-54c, 1558-55a, 1558-75a, 1558-75b, 1558-75c, 1558-75d, 1558-75e, 1558-77a, 1558-93a and 1558-93b, and to repeal sections 1558-69, 1558-71, 1558-74, 1558-76, 1558-89, 1558-90 and 1558-91 of the General Code (103 O. L. 292) relating to the establishment of a municipal court in the city of Columbus.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1558-47, 1558-48, 1558-50, 1558-51, 1558-53, 1558-54, 1558-55, 1558-56, 1558-57, 1558-59, 1558-61, 1558-64, 1558-66, 1558-70, 1558-73, 1558-75, 1558-77, 1558-78, 1558-79, 1558-80, 1558-81, 1558-82, 1558-83, 1558-84, 1558-85, 1558-86, 1558-88, 1558-92 and 1558-93 of the General Code be amended, and that sections 1558-55, 1558-75, 1558-77 and 1558-93 be supplemented by the enactment of supplemental sections 1558-54a, 1558-54b, 1558-54c, 1558-55a, 1558-75a, 1558-75b, 1558-75c, 1558-75d, 1558-75e, 1558-77a, 1558-93a and 1558-93b to read as follows:

Sec. 1558-47. The municipal court shall consist of a presiding judge and three other judges, all of whom shall

Number and qualification of judges.

Digitized by Google

at the time of their election be qualified electors and residents of the city of Columbus, and shall have been admitted to the practice of law for at least five years.

Compensation; vacations of judges.

Sec. 1558-48. Judges of the municipal court shall receive three thousand five hundred dollars per annum, one thousand dollars per annum of which shall be paid out of the treasury of Franklin county in monthly installments, and two thousand five hundred dollars per annum of which shall be paid in monthly installments out of the treasury of the city of Columbus. The presiding judge shall receive a salary of four thousand dollars per annum, of which three thousand dollars shall be paid from the city treasury in monthly installments, and one thousand dollars shall be paid from the treasury of Franklin county, in monthly installments. The vacations of the respective judges of the municipal court shall not exceed thirty days during each year and shall be at such times as fixed by the presiding judge, but not more than two judges shall be on vacation at the same time.

Nomination, election and term.

Sec. 1558-50. The judges of the municipal court shall be nominated and elected by the electors of the city of Columbus at municipal elections in the same manner as judges of the court of common pleas are nominated and elected. The first election of municipal judges shall be held at the regular municipal election in the year one thousand nine hundred and fifteen, at which time two judges shall be elected for four years, one for six years, and a presiding judge for six years. At such first election for municipal judges, the candidate receiving the greatest number of votes shall be presiding judge, and shall serve six years; the candidate having the next greatest number of votes shall serve for six years; the two candidates receiving the next greatest number of votes, respectively, shall each serve for four years.

At each regular municipal election next preceding the expiration of the terms of the offices of each judge, and presiding judge a successor shall be nominated and elected for such office for a term of six years.

The term of office of each judge shall commence on the first day of January next after his election, and he shall hold office until his successor is elected and qualified.

Original jurisdiction.

Sec. 1558-51. The municipal court shall have and exercise original jurisdiction within the limits of the city of Columbus as follows:

1. In all actions and proceedings of which justices of the peace have or may be given jurisdiction.

2. In all civil actions and proceedings at law for the recovery of money or personal property of which the courts of common pleas have, or may be given jurisdiction, when the amount claimed by any party, or the appraised value of the personal property sought to be recovered, does not exceed seven hundred and fifty dollars; and in such actions judgment may be rendered for an amount over seven hun-

www.ibtool.com.cn

Digitized by Google

dred and fifty dollars when the excess over seven hundred and fifty dollars shall consist of interest, damages, or costs accrued after the commencement of the action.

3. All actions on contracts express or implied when the amount claimed by the plaintiff, exclusive of all costs, does not exceed seven hundred and fifty dollars. When a cause arising out of contract is pending in the municipal court and the ends of justice demand that an account be taken, or that the contract or contracts be reformed or cancelled, the municipal court shall have jurisdiction to decree such accounting, reformation or cancellation.

4. All actions and proceedings at law to enforce the collection of its own judgments or the judgment or revivor of judgment heretofore rendered by justices of the peace in Montgomery township, Franklin county, Ohio.

5. All actions and proceedings for the sale of personal property under a chattel mortgage, lien or other charge or incumbrance upon personal property, and for the marshalling of all liens thereon when the amount sought to be recovered does not exceed seven hundred and fifty dollars.

6. All actions and proceedings in the nature of creditor's bills in aid of execution to subject the interest of a judgment debtor in personal property to the payment of a judgment enforceable by the municipal court.

7. All actions and proceedings in the nature of interpleader involving amounts not in excess of seven hundred and fifty dollars.

8. All actions in forcible entry and detention of real property.

9. The right to perform marriage ceremony; take the acknowledgment of deeds and other instruments, administer oaths, and perform any other duty now given or that may be conferred upon justices of the peace.

When writs and process may be issued to sheriff.

Sec. 1558-53. In any action or proceeding of which the municipal court has jurisdiction of the subject matter, when the defendant or some one of the defendants, resides or is served with summons in the city of Columbus, the municipal court shall have jurisdiction, and summons, writs and process may be issued to the sheriff of any county against one or more of the defendants.

Jurisdiction of police courts exercised by municipal court.

Sec. 1558-54. The municipal court shall have and exercise all jurisdiction now conferred by law or which may hereafter be given to police courts.

Ancillary and supplemental proceedings.

Sec. 1558-54a. In all causes, the municipal court shall have jurisdiction in the following ancillary and supplemental proceedings, before and after judgment, to-wit: attachment of person or property, arrest before or after judgment, interpleader, aid of execution, trial of the right of property, revivor of judgment. In addition the plaintiff shall have an order of attachment against the property of the defendant in any civil action of which the municipal court has jurisdiction for the grounds enumerated in section 10253 and in the manner provided by section 10263 of the General Code.

Digitized by Google

Jurisdiction within limits of county.

Sec. 1558-54b. The municipal court shall have jurisdiction within the limits of the county of Franklin;

a. To compel attendance of witnesses in any pending action or proceeding;

b. To issue executions on its own judgments;

c. In all actions and proceedings to enforce the collections of its own judgments;

d. In all actions and proceedings where one or more defendants reside or are served with summons in the city of Columbus;

e. In all actions, criminal, quasi-criminal, civil and preliminary hearings in which justices of the peace have or may be given jurisdiction coextensive with the county in which they are elected and preside.

Further jurisdiction.

Sec. 1558-54c. The municipal court shall have jurisdiction upon the application of a debtor, to appoint a trustee to receive that portion of the personal earnings of the debtor, which, as against claims for necessaries, is not exempt from execution, attachment, or proceedings in aid of execution, and such additional sums as the debtor may voluntarily pay or assign to said trustee, and to distribute the money pro rata among creditors having claims for necessaries against the debtor at the time of application.

When a trustee shall be so appointed, no proceedings in attachment, aid of execution or otherwise to subject the personal earnings of the debtor to the payment of claims for necessaries shall be brought or maintained by any creditor having a claim against such debtor at the time of the application herein, before any justice of the peace or in any court, so long as at least twenty per centum of the personal earnings of such debtor is paid to the trustee at regular intervals, as fixed by the court; provided, however, this provision shall not be construed to prohibit creditors from recovering judgments against the debtor nor to prohibit the levy, under a writ of attachment or execution, upon any other property which is not exempt from execution.

The maintaining of a proceeding in attachment, aid of execution or otherwise, in violation of the foregoing provision, may be prevented by a writ of prohibition, in addition to all other remedies provided by law.

The municipal court may provide, by rule, for notice to creditors, the authentication and adjudication of claims, the time and manner of payments by the debtor, the distribution of the fund, the bond of the trustee, if required, and for all other matters necessary or proper to carry into effect the jurisdiction conferred by this section. The court shall designate the clerk of the municipal court, trustee, without additional compensation and his official bond shall be construed as conditioned upon the fulfilment of the trust, and no additional bond shall be required.

Powers and jurisdiction of certain other courts shall be exercised by municipal court.

Sec. 1558-55. All laws conferring power and jurisdiction upon police courts or justices of the peace, giving such courts or officers power to hear and determine certain

Digitized by Google

causes, prescribing the force and effect of their judgments or orders and authorizing or directing the execution of enforcement thereof, shall be held to extend to the municipal court, unless inconsistent with the jurisdiction conferred upon said court by this act or clearly inapplicable.

Jurisdiction of justices of the peace and mayors in Franklin county.

Sec. 1558-55a. No justice of the peace in any township in Franklin county, other than Montgomery township, or mayor of any village, in any proceeding, whether civil or criminal, in which any warrant, order of arrest, summons, order of attachment or garnishment or other process except subpoena for witnesses, shall have been served upon a citizen or resident of Columbus or a corporation having its principal office in Columbus, shall have jurisdiction, unless such service be actually made by personal service within the township or village in which said proceedings may have been instituted, or in a criminal matter; unless the offense charged in any warrant or order of arrest shall be alleged to have been committed within said township or village.

Judgment may be rendered if excess remitted.

Sec. 1558-56. When the amount claimed by the plaintiff exceeds the sum for which the municipal court is authorized to render judgment, he may remit the excess, and judgment may be rendered for the residue.

Setoff or counterclaim.

A defendant having a counterclaim or setoff which is in excess of such sum, may assert the same and the municipal court shall have jurisdiction to hear and determine such counterclaim or setoff, and render judgment thereon regardless of amount. And such defendant may, at his option, withhold setting up such counterclaim or setoff and may make the same the subject of a separate action.

When appraised value exceeds $750.

Sec. 1558-57. Whenever the appraised value of property sought to be recovered in any action in the municipal court exceeds seven hundred and fifty dollars, the judge, of the municipal court shall forthwith certify the proceedings in the case to the court of common pleas of Franklin county, and the clerk of the municipal court shall forthwith file the original papers and pleadings together with a certified transcript of the docket and journal entries in the case with the clerk of the common pleas court. The bailiff shall forthwith turn over the property in his possession to the sheriff of Franklin county, to be by him held as in like cases originating in the court of common pleas. The case must then proceed as if it had been commenced in the court of common pleas.

Commencement of civil action; practice and procedure.

Sec. 1558-59. Civil actions and proceedings in the municipal court shall be commenced by filing a statement of claim upon which summons or writ shall be issued by the clerk. The form of summons or writ shall be prescribed by rule of court, except as hereinafter otherwise provided.

In attachment and garnishment proceedings, a true copy of the affidavit shall be served with the summons and order of attachment or garnishment.

1. All writs and process in the municipal court shall

Digitized by Google

be served and returned by the bailiff, or by publication in the same manner as is now, or may hereafter be, provided by law for the service and return of writs and process of a police court, or a justice of the peace, unless otherwise provided herein.

2. The return day shall be fixed by a rule of court not later than seven days after issuance, and the summons or writ shall, unless accompanied with an order of arrest, be served at least three days before the time of appearance.

3. In all civil cases in the municipal court the plaintiff shall file a statement of claim, and the defendant shall file a like statement of any setoff or counterclaim he may desire to assert. A statement of defense shall be filed in such cases and within such time as may be required by rule of court. In cases where a statement of defense is required the summons shall set forth the date when such statement shall be filed, as fixed by rule of court, which shall be not less than five days after the return day of the summons. The statements of the parties shall set forth in plain and direct language the facts constituting the cause of action, setoff, counterclaim, or defense.

4. To expedite the business of the court and promote the ends of justice the judges from time to time shall adopt, publish and revise rules relating to the matters of practice and procedure, classifying the causes of action in the court, and prescribe with reference to each class, the degree of particularity with which a cause of action, setoff, counterclaim or defense shall be stated.

5. The laws relating to practice and procedure in actions before justices of the peace and police courts defining the rights and obligations of parties and prescribing the powers and duties of officers thereof, shall apply to like proceedings in the municipal court in so far as consistent with the provisions of this act and of other laws relating to said municipal court.

Powers and duties of presiding and other judges.

Sec. 1558-61. In addition to the exercise of all the other powers of a judge of said court, the presiding judge shall have the general superintendence of the business of the court, and may classify and distribute among the judges the business pending in said court. He shall render a complete annual report to the council of the city of Columbus, covering the preceding year, which report shall show the work performed by the court, a summary of all expenses of the civil and criminal branches of the court, respectively, and a statement of receipts and expenditures, the number of cases heard, decided and settled by the court, and by each judge thereof, the number of decisions of the municipal court reversed or affirmed by a reviewing court, the number of days and hours of attendance in court of each judge, and such other data as the council may require. The judges of the court may sit separately or otherwise; shall meet at least once in each month and at such other times as the presiding judge may determine for consideration of the busi-

Digitized by Google

ness of the court; shall prescribe forms; establish a system for the docketing of causes, motions or demurrers; adopt and publish rules governing practice and procedure not otherwise provided for in this act; and designate the mode of keeping the records of proceedings had before them. The judges, or a judge, or the court may summon and empanel jurors, tax costs and compel the attendance of witnesses, jurors and parties; issue process; preserve order; punish for contempts; and may exercise all powers which are now, or may hereafter be, conferred upon the court of common pleas, or a judge thereof, or upon justices of the peace, or upon police courts of cities, or the judges thereof, necessary for the exercise of the jurisdiction herein conferred and for the enforcement of the judgments and orders of the court. Each judge shall at least once a month make a report in writing to the presiding judge of the duties performed by him in such manner and form as the presiding judge may require. Any order made by the presiding judge, under the special powers conferred upon him in this act, may be revoked, amended or modified by a vote of a majority of the judges of this court.

Trial by jury on demand; number and qualification.

Sec. 1558-64. All cases in the municipal court shall be tried to the court unless jury trial be demanded by a party. The time for making a demand for a jury trial may be fixed and limited by rule of court. In all civil actions, where a jury is demanded, it shall be composed of six lawful men, having qualifications of electors, unless the parties agree on a less number, provided, however, that any party may demand a jury of twelve men. In all actions and proceedings of which the police court has or may be given jurisdiction, where a jury may be and is demanded, it shall be composed of twelve lawful men having the qualifications of electors. In all civil actions a jury shall render a verdict upon the concurrence of three-fourths or more of their number. Whenever three-fourths of the jury, as herein provided, shall not consist of an integral number, the next highest number shall be construed to represent three-fourths of such number. In all civil actions an advance deposit of five dollars shall be required from the party demanding a jury of six men, and ten dollars shall be required from the party demanding a jury of twelve men, unless upon affidavit or other evidence the court shall conclude that such party is unable to make the required deposit.

Summoning and impaneling.

Sec. 1558-66. Jurors in the municipal court shall be chosen and summoned in accordance with a rule of said court. Such rule shall provide for a jury wheel similar to that in use for drawing jurors to serve in the common pleas court. The judges and clerk of the municipal court shall on or before the fifth day of January of each year, appoint two freehold electors of the city of Columbus, neither of whom shall be an attorney-at-law and who shall not both be of the same political party, to serve as jury commissioners for the ensuing year, and their duties shall be such as

Digitized by Google

may be prescribed by the rule of court aforesaid. Before entering upon their duties said commissioners shall take an oath before one of the municipal judges, similar to that required of jury commissioners of the common pleas court. Such commissioners shall each receive for his services one hundred dollars per year, payable quarterly out of the treasury of the city of Columbus.

The names of persons who are to serve as jurors shall be drawn from such jury wheel by the clerk in the presence of the presiding judge, or in his absence, of one of the other judges, but need not be drawn in the presence of said jury commissioners, or either of them. Jurors of the municipal court shall be impanelled in the same manner and challenged for the same causes and receive the same fees as jurors in the court of common pleas. Their fees shall be paid out of the treasury of the city of Columbus.

Filing transcript of judgment; enforcement.

Sec. 1558-70. The party in whose favor a judgment is rendered by the municipal court may file a transcript of such judgment in the office of the clerk of the court of common pleas, in the same manner and under the same conditions, as are now, or may hereafter be, provided for the filing of transcripts of judgments rendered by justices of the peace; all provisions relative to transcripts of judgments and liens of judgments rendered by justices of the peace, and the enforcement thereof, shall, in so far as applicable, be applied to transcripts of judgments and liens of judgments rendered by the municipal court.

Index of plaintiffs and defendants; bonds; satisfaction.

Sec. 1558-73. The clerk of the municipal court shall make and maintain an alphabetical index of the names of all plaintiffs and defendants to suits filed in said court, and also an index of all sureties on any bonds in said court.

He shall likewise note the satisfaction of any judgments on said index, and the bonds given for stay of execution.

Proceedings in error.

Sec. 1558-75. Proceedings in error may be prosecuted to the court of common pleas of Franklin county from a judgment or final order of the municipal court in the same manner, and under the same conditions including proceeding for stay of execution, as provided by law for proceedings in error from the court of common pleas to the court of appeals. In such case the clerk and the bailiff of the municipal court shall turn over any moneys or property held by either of them in the action, to the clerk and sheriff, respectively, of Franklin county, to be by them held as in like cases originating in the court of common pleas.

Appeal; cases in which allowed; cases in which not allowed.

Sec. 1558-75a. In all cases not otherwise specially provided by law, either party may appeal from the final judgment of the municipal court to the court of common pleas of Franklin county. Appeals in the following cases shall not be allowed:

1. On judgments rendered on confession of the party or parties.

Digitized by Google

2. In trials where neither party claims in his statement of claim a sum exceeding two hundred dollars.

3. In an action for forcible entry and detention, or forcible detention of real property.

4. In trials for the right of property under the statutes, either levied upon by execution or attached.

When appellant shall pay costs.

Sec. 1558-75b. If any party appealing from a judgment in his favor, rendered by the municipal court, shall not recover a greater sum than the amount for which judgment was rendered, besides costs and the interest accruing thereon, every such appellant shall pay the costs of said appeal.

Bond in case of appeal; conditions.

Sec. 1558-75c. The party appealing must, within ten days from the rendition of the judgment, enter into an undertaking to the adverse party with at least one good and sufficient surety, a freeholder owning real property situated in the county of Franklin, or a corporation authorized to execute surety bonds in this state, to be approved by the trial judge, in a sum not less than fifty dollars in any case, nor less than double the amount of the judgment and costs. The appeal undertaking must be conditioned:

1. That the appellant will prosecute his appeal to effect, and without delay.

2. That if judgment be adjudged against him on appeal, he will satisfy the judgment and costs.

3. That if for any reason the appeal is not heard and determined in the appellate court, he will satisfy the judgment and costs in the municipal court.

Financial responsibility of sureties; additional security.

Sec. 1558-75d. The financial responsibility of proposed sureties upon all bonds shall be the subject of careful inquiry by the court before they are permitted to sign any bond. Sureties in the opinion of the court owning less property than required by law, and all sureties then or thereafter more than thirty days in default for the payment of a liquidated sum due upon any bond given in the municipal court, shall not be accepted as sureties, or if accepted, shall not be continued as sureties upon such bonds. Additional security may be required at any time upon motion of the judgment creditor.

Transcript of proceedings and appeal bond; clerk's fees.

Sec. 1558-75e. The clerk of the municipal court shall make and certify a transcript of the proceedings, including a transcript of the appeal bond, and on demand, after being paid the legal fee therefor, shall deliver the same to the appellant, or his agent, who shall deliver the same to the clerk of the court of common pleas of Franklin county, on or before the thirtieth day from the rendition of the judgment appealed from. The clerk of the municipal court shall also deliver or transmit the statement or statements of claim or claims, the depositions, evidence, and all other original papers, if any, used on the trial in the municipal court, to such clerk on or before the thirtieth day from the judgment; and all further proceedings of the municipal court, in that case, shall cease, and be stayed, from the time of entering into the undertaking. In such case the clerk and the

Digitized by Google

bailiff of the municipal court shall turn over any moneys or property held by them in the action to the clerk and sheriff, respectively, of Franklin county, to be by them held as in like cases originating in the court of common pleas. If for any reason the cause is not heard and determined by the appellate court, or if the appeal is dismissed by the appellate court, or judgment is entered against the appellant, the surety on the appeal undertaking shall be liable to the appellee for the whole amount of the debt, costs and damages recovered against the appellant.

www.libtool.com.cn

Laws governing courts of common pleas, applicable; stay of execution.

Sec. 1558-77. The laws governing the court of common pleas as to security for costs, motions for new trials, vacation or modification of judgment, before and after terms, the referring of matters to a referee, the issuing of executions and orders for stay of execution, and the taking of evidence and depositions shall be held to apply, so far as applicable, to the municipal court. Provided, that a person against whom a judgment has been rendered in the municipal court, may stay execution thereon by entering into a bond to the adverse party within ten days after the rendition of such judgment, with sufficient surety, a freeholder owning real property situated in Franklin county, or a corporation authorized to execute surety bonds in this state, approved by a judge of the court, and conditioned for the payment of the amount of such judgment, interest and costs, and costs that accrue. Such bond shall be entered on the docket by the clerk of the court, and shall be signed by said surety. Said undertaking shall, upon the filing of a transcript of said judgment and stay bond with the clerk of the court of common pleas, become a lien on the real property of the judgment debtor and of the surety situated in Franklin county from the time of filing such transcript until the judgment and all costs in the case upon which the stay of execution has been granted, are satisfied. The clerk of the court of common pleas of Franklin county shall make and keep an alphabetical index of all judgment debtors and sureties upon bonds for the stay of executions as shown upon such transcripts. He shall likewise note the satisfaction of any such judgments upon said index. For all such services he shall receive the same compensation fixed by law for like services.

The stay of executions hereby authorized shall be graduated as follows:

First: On a judgment of fifty dollars and under, for thirty days.

Second: On a judgment exceeding fifty dollars, for sixty days.

When stay of execution not allowed.

Sec. 1558-77a. Stay of execution on the following judgments shall not be allowed:

1. Judgments against sureties or bail for the stay of execution.

2. Judgments rendered in favor of sureties or bail on

Digitized by Google

judicial bonds who have paid money on account of their principal.

www.libtool.com.cn

3. Judgments rendered against a surety on a bond or undertaking given in any action or proceeding in any court.

4. Judgments for an amount not exceeding one hundred dollars rendered in favor of any person for wages due for manual labor by him performed.

Clerk of municipal court; election, term, salary.

Sec. 1558-78. There shall be a clerk of the municipal court, who shall be nominated and elected for a term of four years in such manner as is or may be provided by charter of the city of Columbus. The first election of clerk shall be held at the regular municipal election in the year 1915, and every four years thereafter a successor shall be elected for a like term. The clerk shall have such powers and shall perform such duties as are herein given and required. He shall receive an annual salary of thirty-five hundred dollars, twenty-five hundred dollars of which shall be paid out of the treasury of the city of Columbus, and one thousand dollars out of the treasury of Franklin county, payable in monthly installments.

The term of office of the clerk shall commence on the first day of January next after his election and he shall hold office until a successor is elected and qualified.

Chief deputy and deputy clerks.

The said clerk shall appoint a chief deputy clerk who shall be an elector of the city of Columbus and receive as compensation two thousand dollars per annum, and six additional deputy clerks, who shall be such electors and shall each receive as compensation fifteen hundred dollars per annum, payable in monthly installments out of the treasury of the city of Columbus; however, additional deputies may be provided for by the council of the city of Columbus on the recommendation of the judges of the municipal court, who shall receive such compensation, not to exceed fifteen hundred dollars each per annum, payable in monthly installments out of the city treasury of the city of Columbus as the council thereof may prescribe.

Assignment clerk.

The judges of the municipal court shall appoint an assignment clerk, who shall assign cases for trial, issue for witnesses and perform such other duties, similar to those performed by the assignment commissioner of the common pleas court of Franklin county, as the judges may direct and shall receive as compensation the sum of fifteen hundred dollars per annum payable in monthly installments out of the treasury of the city of Columbus.

The deputy clerks and the assignment clerk shall hold their offices during the pleasure of the appointing power.

Powers and duties of clerk and deputies.

Sec. 1558-79. The clerk shall perform such duties as may be directed and required by the court. The clerk shall have general power to administer oaths and take affidavits, and to issue executions upon judgments rendered in the municipal court, including a judgment for unpaid costs; the clerk shall have power to issue and sign all writs, process

Digitized by Google

and papers issuing out of such court, and to attach the seal of the court thereto; to approve all bonds, recognizances, and undertakings required or fixed by any judge of the court or by law, except as herein otherwise provided; he shall file and safely keep all journals, records, books and papers belonging or appertaining to the court, including all records of its proceedings, and he shall perform all other duties which the judges of said court shall prescribe. He shall pay over to the proper parties all moneys received by him as clerk; he shall receive and collect all costs, fees, fines and penalties, and shall pay the same monthly into the treasury of the city of Columbus, and take a receipt therefor, except as otherwise provided by law; but money deposited as security for costs shall be retained by him pending the litigation; he shall keep a book showing all his receipts and disbursements, which shall be open for public inspection at all times; and he shall on the first Monday of each month make to the city auditor a report of all receipts and disbursements for the preceding month. He shall succeed to and have all the powers and perform all the duties of police clerks.

Deposit of moneys.

Sec. 1558-80. All money deposited as security for costs and all other moneys other than costs, paid into the municipal court, shall be noted on the record of the cause in which they are paid and shall be deposited by the clerk in such banking institutions as shall be designated by the judges and clerk, there to abide the order of the court and to bear interest at not less than two per centum. per annum. On the first Monday of each month the clerk shall make a list of the titles of all causes in the municipal court which were finally determined during the preceding month, in which there remains unclaimed in the possession of the clerk any funds, or any part of a deposit for security for costs not consumed by the costs in the case. The clerk shall give notice of the same to the parties entitled to such moneys, or to their attorneys of record. All such money remaining unclaimed on the first day of April of each year shall be paid by the clerk into the city treasury, provided, however, that any part of such moneys shall be paid to the person having the right thereto upon proper certificate of the clerk of the court.

Monthly list of titles of actions finally determined; notice to parties.

Unclaimed moneys and costs.

Bond of clerk; vacancy.

Sec. 1558-81. Before entering upon the duties of his office, the clerk of the municipal court shall give a bond to the city of Columbus in the sum of ten thousand dollars, with surety to the approval of the presiding judge, conditioned upon the faithful performance of his duties as such clerk. The said bond shall be given for the benefit of the city of Columbus and for the benefit of any person who may suffer loss by reason of a default in any of the conditions of said bond. Whenever said clerk shall give a surety or bonding company bond the premium thereon shall be paid out of the treasury of the city of Columbus. A vacancy in the office of clerk of the municipal court shall be filled by the mayor for the unexpired term.

Digitized by Google

Bond of deputies.

Sec. 1558-82. Before entering upon the duties of their respective offices each deputy clerk shall give a bond to the city of Columbus in the sum of one thousand dollars to be approved, paid for and conditioned for the same purposes and benefits as required with respect to the bond of the clerk.

www.hoopla.com.cn

Bailiffs; duties, compensation, bond.

Sec. 1558-83. The judges and clerk of the municipal court shall appoint a bailiff. The bailiff shall appoint not exceeding four deputy bailiffs, unless a larger number shall be authorized by the council of the city of Columbus. The bailiff and deputy bailiffs shall hold office during the pleasure of the appointing power, and shall perform for the municipal court services similar to those usually performed by the sheriff and his deputies for the court of common pleas and by constables for justices of the peace. They shall be governed by all laws pertaining to sheriffs and deputies, and shall serve all process of said court in the manner provided by this act, the laws relating to sheriffs and the rules of the court. The bailiff shall receive as compensation the sum of eighteen hundred dollars per annum, the deputy bailiffs each the sum of twelve hundred dollars per annum, which compensation of the bailiff and deputy bailiffs shall be payable in monthly installments out of the treasury of the city of Columbus. Before entering upon the duties of their office, the bailiff and deputy bailiffs shall each give bond to the city of Columbus, the bailiff in the sum of two thousand dollars and the deputies each in the sum of one thousand dollars, with surety to the approval of the presiding judge, for the benefit of the city of Columbus and of any person who shall suffer by reason of any default in any of the conditions of such bond. Whenever the bailiff or deputy bailiffs shall give a surety or bonding company bond the premium thereon shall be paid out of the treasury of the city of Columbus.

Execution bailiffs.

In addition to the deputy bailiffs above provided for, there shall be two deputy bailiffs to be known as execution bailiffs, who shall be appointed and dismissed in the manner prescribed for deputy bailiffs and shall have the same powers and give the same bond as other deputy bailiffs; their sole duty shall be to collect judgments on execution. They shall receive as their sole compensation the fees and poundage on the judgments they collect. The same fees and poundage shall be charged for their work as constables now are, or hereafter may be, authorized by law to charge for like services.

Each deputy bailiff and execution bailiff hereinbefore provided for shall receive from the treasury of the city of Columbus, in addition to his compensation, not to exceed the sum of three hundred dollars per annum to cover necessary expenses in serving process of the court, payable monthly upon the order of the presiding judge.

Digitized by Google

Police officer, ex-officio deputy bailiff.

Sec. 1558-84. Every police officer of the city of Columbus shall be ex-officio a deputy bailiff of the municipal court and shall perform from time to time such duties in criminal cases as may be required by the court or any judge thereof.

www.libedu.com.cn

Fees and costs, how taxed.

Sec. 1558-85. Except as otherwise provided in this act, in actions where the municipal court has jurisdiction the same as that of a justice of the peace, the fees and costs shall be the same and taxed in the same manner as is now or may hereafter be provided for such actions before a justice of the peace. In other actions the fees and costs shall be the same, and taxed in the same manner as is now or may hereafter be provided for such actions in the court of common pleas.

In criminal cases all fees and costs shall be the same as fixed with respect to police courts. The judges of the municipal court may, by rule of court, provide for all cases not covered by this act a standard of fees and costs not in excess of those provided by general laws. All payments and deposits for costs and juries shall be refunded when the same shall have been paid by the losing party.

Accommodations and supplies.

Sec. 1558-86. The council of the city of Columbus shall provide suitable accommodations for the municipal court and its officers. It shall also provide for the use of the court complete sets of the reports of the supreme and inferior courts of the state and such other books as council deems necessary, and shall provide for each court room the latest edition of the General Code of Ohio, and necessary supplies, including telephone, stationery, furniture, heat, light and janitor service.

Solicitor and assistants; duties.

Sec. 1558-88. The solicitor or city attorney of the city of Columbus shall be prosecuting attorney of the municipal court. He may detail such of his assistants as he may deem proper to assist in such work. He shall prosecute all cases brought before such court and perform the same duties as far as they are applicable thereto, as are required of the prosecuting attorney of the county. In addition to the salaries paid such assistant or assistants by the city of Columbus, they shall receive such further compensation from the county treasury as the county commissioners may allow.

Probation officers.

The council of the city of Columbus shall provide for one or more probation officers who shall be electors and residents of the city of Columbus, and who shall have all the powers of regular police officers, and shall devote their time to the consideration of persons placed upon probation.

Probation officers shall be appointed by the judges of the municipal court, and serve at the pleasure of the court. They shall receive such compensation as the council by ordinance may prescribe. If a member of the police department is appointed probation officer, he shall have the privilege of returning at any time to active service in the department and to the same rank and standing as he had at the time of appointment as probation officer.

Digitized by Google

Interpreter.

The court in any criminal case may appoint an interpreter, who shall receive as compensation such sum not exceeding five dollars per day as the court may fix, payable out of the treasury of the city of Columbus. Provided that where police officers are designated as interpreters they shall receive no additional compensation for such service.

Vacancy, how filled.

Sec. 1558-92. Any vacancy which may occur in the office of municipal judge shall be filled by appointment by the governor until a successor is elected and qualified. Every such vacancy shall be filled by election at the first municipal election taking place more than thirty days after the vacancy shall have occurred. The person elected shall fill the office for the unexpired term.

During the temporary absence or disability of the presiding judge, the remaining judges shall select one of their number to act as such presiding judge.

Authority exercised upon majority of judges.

Wherever under the provisions of this act authority is vested in all the judges constituting the municipal court, such authority shall be exercised in accordance with the vote of a majority of the judges, including the presiding judge.

Abolishment of certain offices.

Sec. 1558-93. On and after the first day of January, 1916, the offices of judge and clerk of the police court of the city of Columbus, and the offices of justice of the peace and constable in and for Montgomery township, Franklin county, shall be and the same are hereby abolished.

Section or subdivision held invalid shall not affect any other.

Sec. 1558-93a. Each section and each subdivision of any section of this act is hereby declared to be independent, and the finding or holding of any section or subdivision of any section thereof to be invalid or void shall not be deemed or held to affect the validity of any other section or subdivision.

Municipal court successor of police and justices courts.

Sec. 1558-93b. The municipal court shall be the successor of the police court of the city of Columbus and of the justices of the peace of Montgomery township, Franklin county. The work of said tribunals shall be merged in and continued by said municipal court and all cases and proceedings pending therein on the 31st day of December, 1915, shall be determined and proceed to judgment in the municipal court as though the same had been commenced therein.

Moneys, dockets, papers, etc., transferred.

All moneys, dockets, records, documents, papers, files and other property belonging to or in possession of said tribunals, or any of the officers thereof, shall be transferred to the custody of the clerk of the municipal court and kept and preserved by him in the same manner as like property, papers and records in said municipal court.

Repeals.

SECTION 2. That said original sections 1558-47, 1558-48, 1558-50, 1558-51, 1558-53, 1558-54, 1558-55, 1558-56, 1558-57, 1558-59, 1558-61, 1558-64, 1558-66, 1558-69, 1558-70, 1558-71, 1558-73, 1558-74, 1558-75, 1558-76, 1558-77,

Digitized by Google

1558-78, 1558-79, 1558-80, 1558-81, 1558-82, 1558-83, 1558-84, 1558-85, 1558-86, 1558-88, 1558-89, 1558-90, 1558-91, 1558-92 and 1558-93 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Passed May 15, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of May, A. D. 1915. 158G.

[House Bill No. 456.]

AN ACT

To provide for the control and management of the public parks of the state; to define the duties of police patrolmen and to establish rules for the navigation of the state reservoirs by power or sail boats, and all other water craft located or operated thereon, and to repeal section 479 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

Section 479. SECTION 1. The following rules are hereby adopted for the guidance of the superintendent of public works and of the police patrolmen appointed by said superintendent, in the discharge of their official duties:

RULES FOR THE APPOINTMENT AND GOVERNMENT OF POLICE PATROLMEN.

Qualifications of police patrolmen.

Rule 1. A person to be eligible to appointment as police patrolman at any of the state reservoir parks under the control of the superintendent of the public works, must have been an elector of the state of Ohio for not less than two years preceding his appointment; he must be in good health and free from any infirmities that would be a hindrance in the discharge of his official duties, and must be able to read and write the English language understandingly.

How appointments shall be made.

Rule 2. All appointments to the position of reservoir police patrolman shall be made on probation, by the superintendent of public works, subject to the rules and regulations of the civil service commission, and if at any time, in the opinion of such superintendent, a person appointed to such position proves himself unfit for, or neglects to properly perform his official duties, he shall be dropped from the service.

Digitized by Google

Rule 3. The superintendent of public works is hereby authorized to employ one police patrolman at each reservoir park, at a salary of nine hundred dollars per year, two assistant police patrolmen at each state reservoir for three and one-half months prior to and including Labor day, at the rate of sixty-five dollars per month, and may expend for special patrolmen at each state reservoir during the summer months, a sum not exceeding ninety dollars, at the rate of $2.50 per day for each patrolman employed, all of which expenses shall be paid from the receipts from leases, boat permits and sale of special privileges to be derived from each of the state reservoir parks or funds appropriated for such purposes, but no funds shall be expended for this purpose upon any reservoir in excess of its own earnings, except from funds especially appropriated for such purposes. Number employed and compensation.

Rule 4. All applications for appointment for the position of police patrolman, must be made in the applicant's own hand writing and accompanied by recommendations from two reputable freeholders of the state, setting forth their willingness to sign the bond of the applicant. Applications by police patrolman.

Rule 5. Each patrolman before assuming the duties of his office shall give bond to the satisfaction of the superintendent of public works, in a sum of not less than $500 conditioned for the faithful discharge of his duties, and a similar bond for the proper handling of moneys that may come into his hands while in the discharge of his duties as a collector for the state. Bond.

Rule 6. Each patrolman while on duty shall wear and display at all times, a badge to be furnished by the superintendent of public works when the appointment is made. Badge shall be worn while on duty.

Rule 7. Each patrolman, unless otherwise directed by the superintendent of public works, shall be at the reservoir to which he is assigned, by 9 o'clock a. m. of each day including Sundays, and remain on duty until 9 o'clock p. m., with an intermission of one hour at noon and one hour immediately after 5:30 o'clock p. m. and shall be subject to call to make arrests, at all hours during the day or night, and be subject to any special instructions which the superintendent of the public works deems it necessary to give to such patrolman. Hours on duty.

Rule 8. Each patrolman, both on and off duty, in his conduct and deportment, must be quiet, orderly and respectful towards all persons with whom he may come in contact; violent, coarse, profane and insolent language while on duty, and any conduct subversive of good order and gentlemanly bearing, will be cause for dismissal by the superintendent of public works. Conduct prescribed.

Rule 9. Patrolmen shall not drink any kind of intoxicating liquors or engage in any game of cards, billiards or other games of amusement while on duty. Drinking and gaming prohibited.

Rule 10. No debts of any kind shall be contracted by any patrolman on behalf of the state without the written consent of the superintendent of public works, and wherever Debts shall not be contracted; accounts of supplies.

Digitized by Google

possible, receipted bills for the purchase of supplies shall be taken and all bills shall be itemized, so as to show the quantity and price of each article purchased, and no patrolman shall make any appeal to the public, nor receive pecuniary assistance for any purpose whatever connected with his official duties.

www.libpool.com.cn

Duties as to arrests; assistance.

Rule 11. It shall be the duty of each patrolman to arrest on view or warrant and bring to justice all disturbers of the peace and violators of the criminal laws of the state, when the offense is committed on land or water in or adjacent to state reservoirs and lands that have been set aside or dedicated to the use of the public for park and pleasure resort purposes, and when such patrolman deems it necessary, he may call to his assistance any one within the hearing of his voice to assist in making such arrests.

Force exercised in making arrests; authority of patrolman.

Rule 12. In making arrests, no unnecessary force shall be exercised by patrolmen toward offenders, but they shall at all times when required, act with firmness and sufficient energy to enable them to discharge their official duties, and when viciously resisted, they shall call to their assistance any bystanders who happen to be present and all persons so requested to assist in making arrests shall immediately respond to such requests. Police patrolmen shall have the same power and authority as constables, and their jurisdiction shall be co-extensive with the counties touching any reservoir park.

Prisoner shall be brought before magistrate without delay.

Rule 13. No patrolman when arresting a prisoner, shall permit or assent to any delay under any pretense whatever in bringing such prisoner at once before a justice of the peace, the mayor of any city or village or police judge of any municipality having jurisdiction in the county in which the offense was committed.

Shall not become surety or make compromise.

Rule 14. No patrolman, official or employe of the department of the public works shall become surety on the bond of any person arrested for violation of the law, nor shall such parties be directly or indirectly concerned in making any compromise between parties arrested and persons who have suffered by their acts with a view to assisting the arrested parties to escape the penalties provided by law in such cases.

Record of arrests and offenses.

Rule 15. Each patrolman shall carry a memorandum book in which he shall note the names and residence of all parties arrested, the offense for which the arrest was made, and all the circumstances attending the same, including the exact time and place; also the names and addresses of parties who witnessed the act for which the arrest was made; he shall also note therein with proper description, all property found on the person of the party or parties arrested, and where he has reason to believe that any of said property is stolen, he shall take charge of the same and turn it over to the justice or other presiding officer in whose court the charges are filed, with a statement of all the facts ascertained and take a receipt for the property thus turned over

Digitized by Google

to the court; the arresting officer shall also take charge of all firearms and other weapons found upon the person of any party arrested, and turn the same over to the court before whom the complaint is filed.

www.tiptool.com.cn

Familiarity with all parts of reservoir and frequent visits, required; report.

Rule 16. Each patrolman shall make himself familiar with all parts of the reservoir to which he is assigned, and so far as possible become acquainted with the people living in the immediate vicinity of the same, so as to recognize them on sight; he shall also visit, as often as circumstances warrant, all resorts located on land or water in or around the reservoir to which he is assigned, that are reported to be the rendezvous of thieves, gamblers and other notorious characters and likewise of persons reported as habitually violating the fish and game laws of the state, making his visit as brief as possible and reporting fully to the superintendent of public works all the facts ascertained, but without giving the information thus acquired to others.

Duties relative to lost children and property.

Rule 17. Police patrolmen shall take charge of all children who become lost or separated from their parents or friends having them in charge, and use their best endeavors to restore them to their parents or to proper parties interested in such children; they shall also take charge of lost articles turned over to their care and endeavor to restore them to their owners, and when in doubt as to the owner, they may require proof of the same; they shall carefully note in their record books an accurate description of all such property together with the time and place of finding the same, and the name or address of the person turning the same over to them and likewise the final disposition of the property.

Assistance in cases of accident and illness.

Rule 18. Patrolmen shall render all possible aid in case of accident or illness of parties visiting parks; they shall also note any obstructions to the safe handling of rowboats, launches or other water craft on the waters of the reservoir of which they are in charge and when such obstructions can not readily be removed, they shall mark their location in some way to indicate the danger.

Information for convenience of public; serving notices.

Rule 19. Patrolmen shall at all times hold themselves ready to furnish information regarding parks, train service and location of hotels, cottages, boats, etc., as will promote the convenience and interests of the public; such information shall always be given in a cheerful, courteous manner and without charge. They shall also serve notices furnished them by the state board of health, and carry out its instructions in all matters relating to sanitation at state reservoir parks.

Leave of absence.

Rule 20. Patrolmen desiring leave of absence from their duties, shall first obtain permission from the superintendent of public works before leaving their charge, but when necessity compels a patrolman to abandon his post without such permission, he shall immediately make a written statement of all the facts to the superintendent of the

Digitized by Google

public works, or in his absence, to the secretary of the public works, and return to his post at the earliest possible moment.

www.libtool.com.cn

Metal plates for boats; collection of fees.

Rule 21. Each patrolman, when so designated by the superintendent of public works, shall have charge of the metal plates for the boats on the reservoir to which he is assigned, and shall collect the fees for the same and promptly remit the amounts collected to the secretary of the public works, giving the name and address of the party to whom each permit is issued, with the name and description of the boat for which the permit is issued, and he shall keep a complete record of all permits issued, together with the names and addresses of the parties securing permits, and make weekly reports of such collections to the secretary of the public works.

Monthly statement.

Rule 22. Each patrolman shall file a monthly statement on the first Monday of each month of his official acts for the preceding month with the secretary of the public works, who shall immediately lay them before the superintendent of public works, for his consideration, after which the reports shall be filed by the secretary in suitable files and properly labeled for future reference.

Copy of act furnished patrolmen; examination.

Rule 23. The superintendent of public works shall furnish each patrolman with a copy of this act, which is intended to govern the actions of the police patrolmen when on duty and the superintendent of public works may, whenever he deems it proper, examine any patrolman as to his knowledge of the laws prescribed in this act, and a failure of any patrolman to become fairly familiar with his duties as prescribed in this act, shall be a proper cause for his removal by such superintendent.

Surrender of badge and records on termination of term.

Rule 24. Each patrolman, on the termination of his term of service by limitation or otherwise, shall surrender his badge, records and all property that has come into his hands by reason of his office to the superintendent of public works, or in his absence, to the secretary of the public works, or to any other person designated by the superintendent of public works to receive the same.

Duty relating to protection of property of state and of lessees.

Rule 25. It shall be the duty of patrolmen to prohibit any person from removing stones forming the retaining walls of reservoir embankments and against injuring or interfering with the wasteweirs, bulkheads and feeder gates regulating the flow of water from such reservoirs, and against interfering with or injuring dock landings and buildings owned and controlled by the state or of private property located upon state lands in accordance with the terms of leases granted by the state of Ohio; also against the building of fires along the shores and embankments of any state reservoir, and against the cutting down or mutilating of shade trees upon the state property by any one, and even by the lessees of the state, and likewise against the

Digitized by Google

cutting or digging into the embankments of such reservoirs in a manner tending to weaken or injure them, except by special permission from the superintendent of public works or his agents, and parties committing such offenses, shall be arrested and fined under the terms of this act.

www.hhool.com.cn

GENERAL RULES RELATING TO THE CONTROL AND MANAGEMENT OF THE PUBLIC PARKS.

Permit to boat owners; fees.

Rule 26. Owners of boats of whatever kind, desiring to maintain and operate the same upon the waters of any public park, shall take out a permit entitling them to keep and operate the number and kind of boats described in their application, for which the following fees shall be charged:

Row-boats.

Row-boats carrying not more than five persons, one dollar; row-boats carrying more than five persons, fifty cents additional for each person in excess of five; electric, naphtha and steam launches, steamboats and other similar watercraft, one dollar for each person 170 pounds that may be carried thereon with safety.

Sailboats.

Sailboats shall be measured thus: Multiply the length of the hull in feet by the greatest beam in feet, and divide the result by 30. Fractions shall be counted to the nearest unit. Final result will be the amount in dollars to be paid for the annual license.

Power boats.

Power boats shall be measured thus: Multiply the length of hull in feet by the greatest beam in feet and divide the result by 15. Fractions shall be counted to the nearest unit. The result will be the amount in dollars to be paid for the annual license.

Rule 27. All fees for boat permits shall be due on the first day of May in each and every year.

Application for permits.

Applications for boat permits, pipe permits and for special privileges shall be made to the superintendent of public works, and when so required, applicants for permits shall furnish said superintendent or his agent, with satisfactory evidence of good character before such permit is issued.

Receipt on payment of fee.

Rule 28. Police patrolmen or other authorized agents of the state, shall on receipt of the required fee, issue a receipt therefor, giving the name and a brief description of the boat for which the permit is granted and noting thereon the number of the metal plate issued in connection therewith.

Attachment of metal plate.

Rule 29. On receipt of such metal plate, the owner of the boat taking out the permit shall immediately attach the plate in a permanent manner in a conspicuous place on the side or end of the boat, and failure to keep the same firmly attached to such boat, shall be sufficient cause for revoking a permit, and no metal plate shall be obscured by paint or otherwise during the year for which the permit is issued.

Digitized by Google

Operation and management of boats.

Rule 30. Owners of boats of whatever kind shall navigate them on the waters of the public parks of the state with a view to the safety and comfort of those aboard other craft as well as their own, and any reckless management of boats endangering the lives and property of others, shall be cause for revoking such boat owner's permit.

www.hptool.com.cn

Requirements as to name on power boats.

Rule 31. All electric, naphtha and steam launches, steamboats and similar craft, shall have an appropriate name painted thereon in letters at least 4½" high, and no permit shall be issued without a proper guarantee that this condition will be complied with within a reasonable length of time after the issuing of such permit.

Causes for cancellation of lease or revocation of permit.

Rule 32. Proof that any cottage upon state land, or any boat upon the water of any state reservoir, is used for illegal or immoral purposes shall be just cause for the superintendent of public works to cancel the leasehold for such state property, or to revoke the boat permit that has been issued to the owner thereof.

Boats for hire must be in good repair.

Rule 33. Boats condemned as unfit by an inspector appointed by the superintendent of public works, shall be put in good repair before the same are again offered for hire, or for the transportation of passengers.

Landing of power boats.

Rule 34. Power boats must use care in landing, approaching docks or landings slowly so as not to damage other boats, wharves or landings. Failure of parties to observe this rule shall be sufficient cause for revoking the permit of such boat owner.

Anchoring near channel to channel buoy prohibited.

Rule 35. Power boats, sail boats, and rowboats shall not anchor within 50 feet of any well defined channel that is in common use by boats navigating the state reservoirs, and the same shall not be anchored to any channel stake or buoys, except in an emergency.

Who may be pilot or engineer.

Rule 36. No person under 18 years of age shall be permitted to act as a pilot or engineer of any power boat or sail boat carrying passengers for hire, and the employment of such a pilot or engineer by any owner or manager of a boat shall be cause for the superintendent to revoke such owner's permit.

Disbarment of pilot.

Rule 37. Pilots who do not observe due care in the handling of their boats shall not be allowed to continue as pilots on the waters of any public park of the state and it shall be the duty of the superintendent of public works to disbar such pilot from operating boats upon the state reservoirs.

Engine equipment.

Rule 38. All power boats carrying passengers shall have reversible engines, reversible propellers or clutch gear, for reversing such boats.

Discharge of firearms.

Rule 39. No person shall be permitted to discharge fire arms from the main shore of a reservoir, or from the islands within such reservoir, or from boats thereon across the waters of any public park, except during the hunting

Digitized by Google

season authorized by the statutes, and parties guilty of reckless shooting on or around such reservoirs shall be arrested and fined in accordance with the provisions of this act.

www.libtool.com.cn

Disposal of garbage.

Rule 40. No lessee of a state lot, cottage owner or other occupant of a cottage located upon state or adjacent lands shall deposit garbage upon the rear of such lot or throw the same into the lake, but such garbage shall be burned or removed from the premises so as not to be a nuisance to the cottage owners either on or off the state land.

State landings may be used by all boats; private docks.

Rule 41. No boat line company or individual shall have control of any state landing to the exclusion of other boat lines, or individuals owning and operating boats upon the waters of any state reservoir, and all boats shall have the right to land at any dock or landing for temporary purposes, but passenger boats operated for hire may only discharge passengers at private docks or landings, and shall not take on passengers from such docks or landings without the permission of the owner or owners thereof.

Temporary use of private landing.

All boats may land at any private landing for temporary purposes, but must not obstruct such landings by mooring their boats so as to interfere with the landing of other boats, and if objection is made by the owner of any dock or landing, boats must be immediately removed by their owner or owners after they have discharged their passengers.

Permit to build boat house or private landing required.

Rule 42. No boat owner or lessee of a state lot shall build a boat house or dock landing over the water of any state reservoir that has been dedicated and set apart as a public park and pleasure resort, except by the written permission of the superintendent of public works, who shall first approve the plans for such boat house or dock landing before work thereon shall be commenced.

Permission to cut trees.

Rule 43. No trees shall be cut by the lessees of state lots to make room for the erection of cottages or other buildings without permission of the superintendent of public works or his authorized agent.

Duty of lessees as to weeds, refuse, etc.

Rule 44. Lessees of state lands or state lots shall keep the weeds and poisonous vines cut on their leases and shall keep their lots, cottages and other buildings thereon, free from rubbish, garbage and all other unsightly things.

Use of inflammable substances.

Oils, gasoline and other inflammable substances shall be stored in such a manner as not to endanger cottages and their occupants, or other property either on or off the state land.

Speed in canals.

Rule 45. Boats running in any canal connecting with a reservoir park, shall limit their speed while in the canal to four miles per hour.

Fishing from walls or bridge.

Rule 46. No one shall be permitted to fish from bridges extending over wasteweirs or from wing walls extending therefrom.

Use of public docks.

Rule 47. No one shall be permitted to monopolize the public docks or state lands upon the waters of any reservoir park to the detriment of others.

Digitized by Google

www.libtool.com.cn

SAILING YACHTS.

Sailing rules.

Rule 48. When two sailing yachts are approaching one another so as to involve risk of collision, one of them shall keep out of the way of the other as follows:

Rule 49. On different points of sailing. A yacht sailing free shall keep clear of one close hauled.

Rule 50. On the same point of sailing with the wind on opposite side. When both yachts are close hauled or both free, or both have the wind aft and opposite sides, the yacht with the wind on the port side shall keep clear.

Rule 51. On the same point of sailing with the wind on the same side. When both yachts are free or have the wind aft and on the same side, the yacht to windward shall keep clear.

Rule 52. Wind aft. A yacht with the wind aft is deemed to have the wind on the side opposite to that on which she is carrying her main boom. A yacht with the wind aft shall keep clear of a yacht on any other point of sailing.

Rule 53. Overtaking. An overtaking yacht shall in every case, as long as an overlay exists, keep clear of the yacht which is being overtaken.

Rule 54. Definition of overlap. An overlap is established when an overtaking yacht has no longer a free choice on which side she shall pass, and continues to exist as long as the leeward yacht by luffing, or the weather yacht by bearing away, is in danger of fouling.

Rule 55. Altering course. When one of the two yachts is obliged to keep clear, the other shall not alter her course so as to involve risk of fouling.

Rule 56. Luffing. A yacht may luff as she pleases in order to prevent another from passing her to windward, provided she begins to luff before an overlap is established.

Rule 57. Bearing away. A yacht shall not bear away out of her course so as to hinder another in passing to leeward.

Rule 58. Rights on new courses. A yacht shall not be entitled to her rights on a new course until she has filled away.

Rule 59. Converging close hauled. When two yachts, both close hauled on the same tack, are converging by reason of the leeward yacht holding a better wind, and neither can claim the rights of a yacht being overtaken, then the yacht to windward shall keep clear.

Rule 60. Passing and rounding marks. If an overlap exists between two yachts when both of them, without tacking, are about to pass a mark on the required side, then the outside yacht must give the inside yacht room to pass clear of the mark. A yacht shall not, however, be justified in at-

Digitized by Google

tempting to establish an overlap and thus force a passage between another yacht and the mark, after the latter yacht has altered her helm for the purpose of rounding.

Sailing rules.

Rule 61. Obstructions to sea room. When a yacht is approaching a shore, shoal, vessel or other dangerous obstruction, and cannot get clear by altering her course without fouling another yacht then the latter shall, on being hailed by the former, at once give sea room, and in case one yacht is forced to tack or bear away in order to give room, the other shall also tack or bear away at as nearly the same time as is possible without danger of fouling; but should such obstruction be a designated mark of the course, a yacht shall not force another to tack under the provisions of this rule.

MOTOR BOATS.

"Motor boat" defined.

Rule 62. The words "motor boat" where used in this act shall include every vessel propelled by machinery and not more than sixty-five feet in length. The length shall be measured from end to end over the deck, excluding sheer.

Inspection of machinery.

That the engine, boiler, or other operating machinery shall be subject to inspection by the agents of the superintendent of public works, and to their approval of the design thereof, on all said motor boats, which are more than forty feet in length, and which are propelled by machinery.

Motor boats classified.

Rule 63. That motor boats subject to the provisions of this act shall be divided into classes as follows:

Class one: Less than twenty-six feet in length.

Class two: Twenty-six feet or over and less than forty feet in length.

Class three: Forty feet or over and not more than sixty-five feet in length.

Lights on motor boats of various classes specified.

Rule 64. That every motor boat in all weathers from sunset to sunrise shall carry the following lights, and during such time no other lights which may be mistaken for these prescribed shall be exhibited.

A. Every motor boat of class one shall carry the following lights:

First: A white light aft to show all around the horizon.

Second: A combined lantern in the fore part of the vessel and lower than the white light aft showing green to starboard and red to port, so fixed as to throw the light from right ahead to two points abaft the beam on their respective sides.

B. Every motor boat of classes two and three shall carry the following lights:

First: A bright white light in the fore part of the vessel as near the stern as practicable, so constructed as to show an unbroken light over an arc of the horizon of twenty points of the compass, so fixed as to throw the light ten

Digitized by Google

points on each side of the vessel; namely, from right ahead to two points abaft the beam on either side. The glass or lense shall be of not less than the following dimensions:

Class two: Nineteen square inches.

Class three: Thirty-one square inches.

Second: A white light aft to show all around the horizon.

Third: On the starboard side a green light so constructed as to show an unbroken light over an arc of the horizon of ten points of the compass, so fixed as to throw the light from right ahead to two points abaft the beam on the starboard side.

On the port side a red light so constructed as to show an unbroken light over an arc of the horizon of ten points of the compass, so fixed as to throw the light from right ahead to two points abaft the beam on the port side. The glasses or lenses in the said side lights shall be of not less than the following dimensions on motor boats of

Class two: Sixteen square inches.

Class three: Twenty-five square inches.

The said lights shall be fitted with inboard screens of sufficient height and so set as to prevent these lights from being seen across the bow and shall be of not less than the following dimensions on motor boats of

Class two: Eighteen inches long.

Class three: Twenty-four inches long.

Whistle, bell.

Rule 65. A. Every motor boat under the provisions of class one, shall be provided with a whistle or other sound producing mechanical appliance capable of producing a blast of two seconds or more in duration, and in the case of such boats so provided, a blast of at least two seconds shall be deemed a prolonged blast within the meaning of the law.

B. Every motor boat of class two or three shall be provided with an efficient bell, which shall be not less than eight inches across the mouth on board of vessels of class three.

Life preservers required on motor boats; anchor.

Rule 66. Every motor boat subject to any of the provisions of this act, shall carry either life preservers or life belts, or buoyant cushions, or ring buoys, or other device, sufficient to sustain afloat every person on board and so placed as to be readily accessible. All motor boats carrying passengers for hire shall carry one life preserver of the sort prescribed for every passenger carried.

Every motor boat shall carry an anchor of sufficient weight to anchor in case of engine or other trouble.

Motor boats hired at launch liveries are construed as carrying passengers for hire.

Life preservers and other boat equipment shall be approved by the superintendent of public works or his authorized agents.

Means for extinguishing burning gasoline, etc.

Rule 67. Every boat operating upon state reservoirs for hire shall carry, ready for immediate use, the means of

www.libool.com.cn

Digitized by Google

promptly and effectually extinguishing burning gasoline or oil; salt and sand mixed, and kept in a pail or other receptacle ready for use, may be used.

Lights on sailing yachts required.

Rule 68. A sailing yacht shall carry the following lights:

First: A white light aft to show all around the horizon.

Second: A combined lantern in the fore part of the yacht and lower than the white light aft showing green to starboard and red to port, so fixed as to throw the light from right ahead to two points abaft the beam on their respective sides.

Lights on rowboats.

Rule 69. Row boats or canoes shall carry white light visible all around the horizon, located at the front end of the boat, and it shall not be permitted to carry lights on the floor of the boat or canoe.

Distress signals; false signals.

Rule 70. Boats in distress shall give notice thereof by a series of rapid blasts of the whistle, or by continuous ringing of the bell, and all boats within hearing shall immediately hasten to the relief of the vessel in distress.

Any one giving a false signal of distress may be deprived of the privilege of operating boats upon the water of any state park, by the superintendent of public works.

White light.

Rule 71. A white light is to be shown by boats while at anchor, which shall be visible all around the horizon.

Publication of pamphlet.

Rule 72. The superintendent of public works shall publish this act in pamphlet form with proper diagram and supply every boat owner with said pamphlet upon application.

Use of search lights.

Rule 73. No search lights of any description will be permitted upon boats operating upon the state reservoir parks, except for the purpose of making landings, and under no circumstances, shall a pilot or owner flash or cause to be flashed the rays of a search light into the pilot house of a passing boat.

SIGNALS.

Signals indicating course.

Rule 74. In all weathers every motor boat under way in taking any course authorized or required by these rules shall indicate that course by the following signals on her whistle to be accompanied, wherever required, by corresponding alteration of her helm; and every vessel receiving a signal from another shall promptly respond with the same signal or sound the danger signal as provided in rule 75.

One blast means, "I am directing my course to starboard" except when two boats are approaching each other at right angles or obliquely, other than when one boat is overtaking another, one short blast signifies intention of boat which is to starboard of the other to hold course and speed.

Two blasts mean, "I am directing my course to port," except that when two boats are approaching each other at right angles or obliquely, other than when one boat, is over-

Digitized by Google

taking another, two short blasts signify desire of, or assent to beat which is to port of the other to cross the bow of boat to starboard.

www.hpbook.com.cn

When danger signal shall be given.

Rule 75. If, when boats are approaching each other, the pilot of either vessel fails to understand the course or intention of the other, whether from signals being given or answered erroneously, or from other causes the pilot so in doubt shall immediately signify the same by giving the danger signal of four or more short and rapid blasts of the whistle; and if both boats shall have approached within one-fourth mile of each other, both shall be immediately slowed to a speed barely sufficient for steerageway, and if necessary, stopped and reversed, until the proper signals are given, answered, and understood, or until the boats shall have passed each other.

"Cross signals" forbidden.

Rule 76. Motor boats are forbidden to use what has become technically known among pilots as "cross signals" that is—answering one whistle with two, and answering two whistles with one. In all cases, and under all circumstances, a pilot receiving either of the whistle signals provided in the rules, which for any reason he deems injudicious to comply with, instead of answering it with a cross signal, shall at once sound the danger signal and observe the rule applying thereto (rule 75).

Signals for passing.

Rule 77. The signals for passing, by blowing of the whistle shall be given unanswered by pilots in compliance with these rules, not only when meeting "head and head" or nearly so, but at all times when passing or meeting at a distance within a quarter of a mile of each other, and whether passing to the starboard or port.

SITUATIONS.

Situations and signals for passing.

Rule 78. When boats are approaching each other "head to head," or nearly so, it shall be the duty of each boat to pass on the port side of the other; and the pilot of either boat may be first in determining to pursue this course, and thereupon shall give, as a signal of his intention, one short and distinct blast of his whistle, which the pilot of the other boat shall answer promptly by a similar blast of his whistle, and thereupon such boats shall pass on the port side of each other. But if the courses of such boats are so far on the starboard of each other as not to be considered by pilots as meeting "head to head," or nearly so, the pilot so first deciding shall immediately give two short and distinct blasts of his whistle, which the pilot of the other boat shall answer promptly by two similar blasts of his whistle, and they shall pass on the starboard side of each other. In the night, boats will be considered as meeting "head to head," so long as both the colored lights of each are in view of the other.

Signal when approaching bend or curve.

Rule 79. Whenever a boat is nearing a short bend or curve in the channel, where from the height of the banks or other cause, a boat approaching from the opposite direc-

Digitized by Google

tion can not be seen for a distance of a quarter of a mile, the pilot of such boat, when he shall have arrived within one quarter of a mile of such curve or bend, shall give a signal by one long blast of the whistle, which signal shall be answered by a similar blast given by the pilot of any boat within hearing that may be approaching on the other side, and within a quarter of a mile of such bend or curve. Should such signal be so answered by a boat upon the farther side of such bend, then the usual signals for meeting and passing shall immediately be given and answered; but if the first signal of such pilot be not answered, he is to consider the channel clear and govern himself accordingly.

www.lstool.com.cn

Signal when boat overtaking another.

Rule 80. When one boat is overtaking another, and the pilot of a boat which is astern shall desire to pass on the right or starboard hand of the boat ahead, he shall give one short blast of the whistle, as a signal of such desire and intention, and shall put his helm to port; or if he shall desire to pass on the left or port side of the boat ahead, he shall give two short blasts of the whistle as a signal of such desire and intention, and shall put his helm to a starboard and the pilot of the boat ahead shall answer by the same signals; or if he does not think it safe for the boat astern to attempt to pass at that point he shall immediately signify the same by giving four or more short and rapid blasts of the whistle, and under no circumstances shall the boat astern attempt to pass the boat ahead until such time as they have reached a point where it can be safely done, when said boat ahead shall signify her willingness by blowing the proper signals. The boat ahead shall in no case attempt to cross the bow or crowd upon the course of the passing boat. Every boat coming up with another boat from any direction more than two points abaft her beam—that is—in such a position, with reference to the boat which she is overtaking, that at night she would be unable to see either of that boat's side lights, shall be deemed to be an overtaking boat; and no subsequent alteration of the bearing between the two boats shall make the overtaking boat a crossing boat within the meaning of these rules, or relieve her of the duty, of keeping clear of the overtaken boat until she is finally passed and clear. As by day the overtaking boat can not always know with certainty whether she is forward of or abaft this direction from the other boat she should, if in doubt, assume that she is an overtaking boat and keep out of the way.

Passing in channels less than 500 feet wide.

Rule 81. In all channels less than five hundred feet in width, no motor boat shall pass another going in the same direction unless the motor boat ahead be disabled or signify her willingness that the boat astern shall pass, when the boat astern may pass, subject, however, to the other rules applicable to such a situation, and when motor boats proceeding in opposite directions are about to meet in such channels, both such boats shall be slowed down to a moderate speed according to the circumstances.

Digitized by Google

Approaching at angles other than when overtaking another with risk of collision.

Rule 82. When two motor boats are approaching each other at right angles or obliquely so as to involve risk of collision other than when one boat is overtaking another, the boat which has the other on her own port side shall hold her course and speed; and the boat which has the other on her own starboard side shall keep out of the way of the other by directing her course to starboard so as to cross the stern of the other boat, or, if necessary to do so, slacken her speed or stop or reverse. The boat having the other on her port bow shall blow one blast on her whistle as a signal of her intention to cross the bow of the other, holding her course and speed, which signal shall be promptly answered by the other boat by one short blast of her whistle as a signal of her intention to direct her course to starboard, so as to cross the stern of the other boat or otherwise keep clear.

If from any cause whatever the conditions covered by this situation are such as to prevent immediate compliance with each other's signals, the misunderstanding or objection shall be at once made apparent by blowing the danger signal, and both boats shall be stopped, and backed if necessary, until signals for passing with safety are made and understood.

When approaching at angles without risk of collision.

Rule 83. When two motor boats are approaching each other at right angles or obliquely, other than when one boat is overtaking another, so that the boat having the other on her own starboard side may cross the bow of the other, without involving risk of collision, the steamer having the other on her own starboard side may cross the bow of the other. If the boats are within a quarter of a mile of each other, the boat having the other on her own starboard side shall give, as a signal of her intention to cross the bow of the other, two short and distinct blasts of her whistle which if assented to, the other boat shall promptly answer by two similar blasts of her whistle, when the boat having the other on her own starboard bow may cross the bow of the other, in which case the boat having the other on her own port side shall keep out of the way of the other. If, however, the boat having the other on her own port side deems it dangerous for the other steamer to cross her bow, she shall sound the danger signal, in which case both boats shall be stopped, and backed if necessary, until signals for passing with safety are made, answered, and understood.

When motor boat and sail or other boat are proceeding with risk.

Rule 84. When a motor boat and a sailing vessel or row boat are proceeding in such directions as to involve risk of collision, the motor boat shall keep out of the way of the sailing vessel or row boat.

Obedience and construction of rules.

Rule 85. In obeying and construing these rules, due regard shall be had to all dangers of navigation and collision and to any special circumstances which may render a departure from the above rules necessary in order to avoid immediate danger.

Digitized by Google

FOG SIGNALS.

When fog signals shall be used.

Rule 86. Whenever there is thick weather by reason of fog, mist, falling snow, heavy rain storms, or other causes, whether by day or night, fog signals shall be used as follows:

A motor boat under way shall sound at intervals of not more than one minute three distinct blasts of her whistle. Any boat at anchor and any boat aground in or near a channel or fairway shall, at intervals of not more than two minutes, blow her whistle rapidly for three to five seconds.

Speed in fog.

Rule 87. Speed to be moderate in fog, and so forth. Every motor boat shall, in thick weather, by reason of fog, mist, falling snow, heavy rain storms, or other causes, go at moderate speed. A motor boat bearing, apparently not more than four points from right ahead, the fog signal of another boat shall at once reduce her speed to bare steerageway, and navigate with caution until the boats shall have passed each other.

Copy of pilot rules on board required.

Rule 88. All motor boats shall have a copy in pamphlet form of the pilot rules on board, and where practicable, a copy thereof shall be kept conspicuously posted in the boat.

SANITATION RULES.

Special sanitary district.

Rule 89. The territory included within any state park or pleasure resort and surrounding lands extending back one-fourth of a mile therefrom, is hereby designated a special sanitary district, to be under the control and management of the state board of health for sanitary purposes.

Powers and duties of state board of health relating to sanitary conditions.

Rule 90. The state board of health shall have power to make and enforce rules and regulations relating to the location, construction and repair of stockyards, hog-pens, stables, privies, cesspools, sinks, plumbing, drains and all other places where offensive substances or liquids may accumulate within such sanitary district, and said board of health shall have power to abate all such nuisances, and may remove or correct all unsanitary conditions detrimental to the health and well-being of the community included in such sanitary district, and may, when necessary, certify the costs and expenses thereof to the county auditor, to be assessed against the property of the offending party, and thereby made a lien upon it and collected as other taxes.

Arrest and prosecution on violation of order.

Rule 91. When any specific order of the state board of health is neglected or disregarded by parties, after due notice, said board may cause the arrest and prosecution of all persons so offending in accordance with the terms of this act. Notice by the state board of health to abate or correct a nuisance shall be served upon parties offending in accordance with the terms of section 4422 of the General Code.

Drainage into reservoir prohibited.

Rule 92. No sewer, drain or other connection with closets, cesspools, sinks, privies or other places where offensive or unsanitary matter accumulates shall be drained or

Digitized by Google

discharged into any state reservoir, and no garbage, offal or filth of any kind shall be thrown or discharged, in any manner, into any such reservoir or immediate tributary thereto, and this rule shall apply to all houseboats and buildings erected over the waters of any state reservoir.

Section 479-1. Penalty.

SECTION 2. Any person convicted of violation of any of the foregoing rules shall be fined not less than ten dollars, nor more than one hundred dollars.

SECTION 3. That said original section 479 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

Passed May 19, 1915.
Approved May 25, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of May, A. D. 1915. 159G.

[Am. Senate Bill No. 282.]

AN ACT

To amend sections 4738, 4692, 4696, 4736, 4740, 4744-3 and 7730 of the General Code, relating to the supervision of rural and village schools, and to repeal 7655-5, 7655-6 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 4738, 4692, 4696, 4736, 4740, 4744-3 and 7730 of the General Code be amended to read as follows:

Division of county district into supervision districts; redistricting.

Sec. 4738. The county board of education shall divide the county school district, any year, to take effect the first day of the following September, into supervision districts, each to contain one or more village or rural school districts. The territory of such supervision districts shall be contiguous and compact. In the formation of the supervision districts consideration shall be given to the number of teachers employed, the amount of consolidation and centralization, the condition of the roads and general topography. The territory in the different districts shall be as nearly equal as practicable and the number of teachers employed in any one supervision district shall not be less than thirty.

Number county superintendent may be required to supervise.

The county board of education shall, upon application of three-fourths of the presidents of the village and rural district boards of the county, redistrict the county into supervision districts. The county board of education may at their discretion require the county superintendent to per-

Digitized by Google

sonally supervise not to exceed forty teachers of the village or rural schools of the county. This shall supersede the necessity of the district supervision of these schools.

www.libtool.com.cn

Transfer of part or all of one district to another; procedure.

Sec. 4692. The county board of education may transfer a part or all of a school district of the county school district to an adjoining district or districts of the county school district. Such transfer shall not take effect until a map is filed with the auditor of the county in which the transferred territory is situated, showing the boundaries of the territory transferred, and a notice of such proposed transfer has been posted in three conspicuous places in the district or districts proposed to be transferred, or printed in a paper of general circulation in said county, for ten days; nor shall such transfer take effect if a majority of the qualified electors residing in the territory to be transferred, shall, within thirty days after the filing of such map, file with the county board of education a written remonstrance against such proposed transfer. If an entire district be transferred the board of education of such district is thereby abolished or if a member of the board of education lives in a part of a school district transferred the member becomes a non-resident of the school district from which he was transferred and ceases to be a member of such board of education. The legal title of the property of the board of education shall become vested in the board of education of the school district to which such territory is transferred. The county board of education is authorized to make an equitable division of the school funds of the transferred territory either in the treasury or in the course of collection. And also an equitable division of the indebtedness of the transferred territory.

Legal title to property; division of school funds.

Transfer upon petition; when effective.

Sec. 4696. A county board of education may transfer a part or all of a school district of the county school district to an adjoining exempted village school district or city school district, or to another county school district, provided at least fifty per centum of the electors of the territory to be transferred petition for such transfer. Provided, however, that if at least seventy-five per cent. of the electors of the territory petition for such transfer, the county board of education shall make such transfer. No such transfer shall be in effect until the county board of education and the board of education to which the territory is to be transferred each pass resolutions by a majority vote of the full membership of each board and until an equitable division of the funds or indebtedness be decided upon by the boards of education acting in the transfer; also a map shall be filed with the auditor or auditors of the county or counties affected by such transfer.

Powers and duties of county board.

Sec. 4736. The county board of education shall arrange the school districts according to topography and population in order that the schools may be most easily accessible to the pupils, and shall file with the board or boards of education in the territory affected, a written notice of such

Digitized by Google

proposed arrangement; which said arrangement shall be carried into effect as proposed unless, within thirty days after the filing of such notice with the board or boards of education, a majority of the qualified electors of the territory affected by such order of the county board, file a written remonstrance with the county board against the arrangement of school districts so proposed. The county board of education is hereby authorized to create a school district from one or more school districts or parts thereof. The county board of education is authorized to appoint a board of education for such newly created school district and direct an equitable division of the funds or indebtedness belonging to the newly created district. Members of the boards of education of the newly created district shall thereafter be elected at the same time and in the same manner as the boards of education of the village and rural districts.

www.libtool.com.cn

District which maintains first grade high school under supervision of county superintendent.

Sec. 4740. Any village or rural school district or union of school districts for high school purposes which maintains a first grade high school, and which employs a principal shall upon application to the county board of education before June 1st of any year, be continued as a separate district under the direct supervision of the county superintendent. Such district shall continue to be under the direct supervision of the county superintendent until the board of education of such district by resolution shall petition to become a part of a supervision district of the county school district. Such principals shall perform all the duties prescribed by law for a district superintendent, but shall teach such part of each day as the board of education of the district or districts may direct. Such districts shall receive no state aid for the payment of the salaries of their principals, and the salaries shall be paid by the boards employing such principals.

Power of board to suspend a school; suspension by petition.

Sec. 7730. The board of education of any rural or village school district may suspend any or all schools in such village or rural school district. Upon such suspension the board in such village school district may provide, and in such rural school district shall provide, for the conveyance of pupils attending such schools, to a public school in the rural or village district, or to a public school in another district. When the average daily attendance of any school for the preceding year has been below ten, such school shall be suspended and the pupils transferred to another school or schools when directed to do so by the county board of education. No school of any rural district shall be suspended until ten days' notice has been given by the board of education of such district. Such notice shall be posted in five conspicuous places within such village or rural school district; provided, however, that any suspended school as herein provided, may be re-established by the suspending authority upon its own initiative, or upon a petition asking for re-establishment, signed by a majority of the voters of the suspended district, at any time the school enrollment

Digitized by Google

of the said suspended district shows twelve or more pupils of lawful school age.

"County board of education fund" to pay county and district superintendents.

Sec. 4744-3. The county auditor when making his semi-annual apportionment of the school funds to the various village and rural school districts shall retain the amounts necessary to pay such portion of the salaries of the county and district superintendents and for contingent expenses, as may be certified by the county board. Such moneys shall be placed in a separate fund to be known as the "county board of education fund." The county board of education shall certify under oath to the state auditor the amount due from the state as its share of the county and district superintendents of such county school district for the next six months. Upon receipt by the state auditor of such certificate he shall draw his warrant upon the state treasurer in favor of the county treasurer for the required amount; which shall be placed by the county auditor in the county board of education fund.

Verified statement of amount due from state.

SECTION 2. That said original sections 4692, 4696, 4736, 4740, 4744-3, 7730 and 7655-5, 7655-6 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of May, A. D. 1915. 160G.

[House Bill No. 202.]

AN ACT

To amend section 2447 of the General Code, relating to the sale of real estate belonging to the county, and to supplement section 2447 of the General Code by the enactment of section 2447-1, and to repeal said original section 2447 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2447 of the General Code be amended and supplemented by a section to be known as section 2447-1 to read as follows:

Sale of real estate not needed; application of proceeds.

Sec. 2447. If, in their opinion, the interests of the county so require, the commissioners may sell any real estate belonging to the county, and not needed for public use; and, in case of the sale of such real estate not used for county purposes, the proceeds of such sale or such parts thereof as the board of commissioners may designate may be placed by the commissioners in a separate fund to be

Digitized by Google

used only for the construction, equipment, maintenance or repair of other county buildings, and the provisions of section 5638 of the General Code shall not apply to appropriations or expenditures of said fund.

www.lipfoot.com.cn

Procedure in sale of real estate.

Sec. 2447-1. No sale of such real estate shall be made unless authorized by a resolution adopted by a majority of such commissioners. When such sale is so authorized a deed therefore shall be made by such board of county commissioners and only to the highest responsible bidder, after advertisement once a week for five consecutive weeks in a newspaper of general circulation within such county. Such board of county commissioners may reject any or all bids and readvertise until all such real estate is sold.

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 2447 of the General Code be, and the same is hereby repealed.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 28th day of May, A. D. 1915. 161G.

[Am. Senate Bill No. 3.]

AN ACT

To amend sections 486-1 to 486-31 inclusive, and to repeal section 4505 of the General Code relating to the civil service of the state of Ohio, the several counties, cities, and city school districts thereof.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 486-1 to 486-31 inclusive of the General Code be amended to read as follows:

Sec. 486-1. DEFINITIONS:

Definitions.

1. The term "civil service" includes all offices and positions of trust or employment in the service of the state and the counties, cities and city school districts thereof.

2. The "state service" shall include all such offices and positions in the service of the state or the counties thereof, except the cities and city school districts.

3. The term "classified service" signifies the competitive classified civil service of the state, the several counties, cities and city school districts thereof.

4. The term "state commission" signifies the state civil service commission of Ohio.

5. The term "municipal commission" signifies the municipal civil service commission of a city.

Digitized by Google

6. The term "appointing authority" signifies the officer, commission, board, or body having the power of appointment to or removal from positions in any office, department, commission, board or institution.

7. The term "commission" shall signify either the state civil service commission of Ohio or the civil service commission of any municipality.

8. The term "employe" or "subordinate" signifies any person holding a position subject to appointment, removal, promotion or reduction by an appointing officer.

Method of appointment.

Sec. 486-2. METHOD OF APPOINTMENT. On and after the taking effect of this act, appointments to and promotions in the civil service of the state, the several counties, cities and city school districts thereof, shall be made only according to merit and fitness to be ascertained as far as practicable by competitive examination; and thereafter no person shall be appointed, removed, transferred, laid off, suspended, reinstated, promoted or reduced as an officer or employe in the civil service of the state, the several counties, cities and city school districts thereof, in any manner or by any means other than those prescribed in this act or by the rules of the state or municipal civil service commissions within their respective jurisdictions as herein provided.

State civil service commission; appointment, term, vacancy, removal.

Sec. 486-3. COMMISSIONERS. After this act goes into effect the governor shall appoint, by and with the advice and consent of the senate, two persons of recognized character and ability to serve, one for two years and one for four years, as civil service commissioners, who shall constitute the state civil service commission of Ohio. Upon the expiration of the term of office of each commissioner so appointed, his successor shall be appointed by the governor to serve for a period of four years from the date of his appointment and until a successor is appointed and qualified. A vacancy in the office of commissioner shall be filled by the governor for the remainder of the unexpired term.

The governor may remove any member of the state civil service commission at any time for inefficiency, neglect of duty, or malfeasance in office, having first given to the commissioner a copy of the charges against him and an opportunity to be publicly heard in person or by counsel in his own defense, and any such act or removal by the governor shall be final. A statement of the findings of the governor, the reasons for his action, and the answer, if any, of the commissioner, shall be filed by the governor with the secretary of state and shall be open to public inspection. At the time of any appointment both commissioners shall not be adherents of the same political party.

No commissioner shall hold any other office of profit or trust under the government of the United States, the state of Ohio, or any political subdivision thereof.

Salary and expenses.

Sec. 486-4. SALARIES AND EXPENSES. Each commissioner shall devote his entire time to the duties of his

Digitized by Google

office and shall receive an annual salary of four thousand dollars, and his necessary traveling expenses incurred in the discharge of his official duties.

www.libtool.com.cn

Organization; record of proceedings and examinations.

Sec. 486-5. ORGANIZATION AND EXPENSES. The governor at the time of the appointment of the commission, or member thereof, shall designate one of its members as chairman. The commission shall appoint, from an eligible list to be prepared by said commission, within thirty days after its appointment, a secretary who shall be ex-officio chief examiner, whose duty it shall be, under the direction of the commission, to keep minutes of the proceedings of the commission, preserve all reports made to the commission, keep the records of all examinations, superintend the examinations, and perform such other and further duties as the commission shall prescribe. The salary of the secretary shall be not to exceed thirty-six hundred dollars per annum, to be fixed by the commission.

Quorum.

Two members of the commission shall constitute a quorum for the transaction of business.

Appointment of examiners, inspectors, clerks, etc.; compensation and expenses; powers and duties.

The commission may also appoint such examiners, inspectors, clerks and other assistants as may be necessary to carry out the provisions of this act, and fix their salaries within the limits of the appropriation made by the general assembly for that purpose. The commission may designate persons in or out of the official service of the state to serve as examiners or assistants under its direction. Each such person shall receive such compensation for each day actually and necessarily spent in the discharge of his duties as examiner or assistant as shall be determined by the commission; provided, however, that if any such examiner or assistant is in the official service of the state, or any political subdivision thereof, it shall be a part of his official duties to render such services in connection with such examinations, without extra compensation. The secretary, examiners, inspectors, clerks and assistants shall, in addition to their salaries, receive such necessary traveling and other expenses as are incurred in the actual discharge of their official duties. The commission may also incur the necessary expenses for stationery, printing and other supplies incident to the business of the department. All salaries and expenses shall be approved and allowed by the commission and paid out of the treasury of the state on the warrant of the auditor, in the same manner as the salaries and expenses of other state officers are paid.

Rooms and accommodations

Sec. 486-6. ROOMS AND ACCOMMODATIONS. The state commission shall maintain suitable offices in the city of Columbus; and it shall be the duty of the officers of the state, or any political subdivision thereof, at any place where examinations are directed to be held by the commission, to allow the reasonable use of public buildings and rooms and to furnish the same with heat and light, for holding such examinations, and in all proper ways to facilitate

Digitized by Google

the work of the commission in carrying out the provisions of this act.

Powers and duties.

Sec. 486-7. POWERS AND DUTIES. The commission shall,

www.libtool.com.cn

Rules and regulations.

First: Prescribe, amend and enforce administrative rules for the purpose of carrying out and making effectual the provisions of this act.

Records.

Second: Keep minutes of its own proceedings and records of its examinations and other official actions. All such records, except recommendations of former employers, shall be open to public inspection under reasonable regulations; provided, however, that the governor or any person designated by him, may, for the purpose of investigation, have free access to all such records, whenever he has reason to believe that the provisions of this act or the administrative rules of the commission prescribed thereunder, are being violated.

Record of persons in classified service.

Third: The commission shall prepare, continue and keep in its office, a complete roster of all persons in the classified service. This roster shall be open to public inspection at all reasonable hours. It shall show in reference to each of such persons, his name, address, the date of his appointment to or employment in such service, his salary or compensation, the title of the place or office which he holds, the nature of the duties thereof, and, in case of his removal or resignation, the date of the termination of such service.

Investigations and enforcement of provisions of law.

Fourth: Make investigations, either sitting in banc or through a single commissioner or the chief examiner, concerning all matters touching the enforcement and effect of the provisions of this act and the administrative rules of the commission prescribed thereunder. In the course of such investigations each commissioner and the chief examiner shall have the power to administer oaths and affirmations and to take testimony relative to any matter which the commission has authority to investigate.

Production of evidence; fees.

Fifth: Have the power to subpoena and require the attendance and testimony of witnesses and the production thereby of books, papers, public records and other documentary evidence pertinent to the investigations, inquiries, or hearings on appeal from the action or decision of an appointing officer as is herein authorized, and to examine them as it may require in relation to any matter which it has authority to investigate, inquire into or hear. Fees shall be allowed to witnesses, and on their certificate, duly audited, shall be paid by the state treasurer, or in the case of municipal commissions by the county treasurer, for attendance and traveling, as is provided in section 3012 of the General Code for witnesses in courts of record. All officers in the civil service of the state or any of the political subdivisions thereof and their deputies, clerks, subordinates and employes shall attend and testify when summoned so to do by the commission. Depositions of witnesses may be taken by

Digitized by Google

the commission in the manner prescribed by law for like depositions in civil actions in the courts of common pleas. In case any person, in disobedience to any subpoena issued by the commission, or any of them, or their chief examiner, fails or refuses to attend and testify to any matter regarding which he may be lawfully interrogated, or produce any documentary evidence pertinent to any investigation, inquiry or hearing, it shall be the duty of the court of common pleas of any county, or any judge thereof, where such disobedience, failure or refusal occurs, upon application of the state commission, or a municipal commission, or any commissioner thereof, or their chief examiner, to compel obedience by attachment proceedings for contempt as in the case of disobedience of the rquirements of a subpoena issued from such courts or a refusal to testify therein;

Hearing in matters of appeal.

Sixth: Hear appeals from the decisions of appointing officers of persons in the classified service who have been reduced in pay or position, laid off, suspended, discharged or discriminated against by such appointing authority;

Annual report.

Seventh: Make a report to the governor annually, on or before the first day of January of each year, showing its own actions, the rules and all exceptions thereto in force, and any recommendations for the more effectual accomplishment of the purposes of this act. The commission shall also furnish any special reports to the governor whenever the same are requested by him. Such reports shall be printed for public distribution, under the same regulations as are the reports of other state officers, boards or commissions.

Positions in unclassified service.

Sec. 486-8. SERVICE—CLASSIFIED AND UNCLASSIFIED DEFINED. The civil service of the state of Ohio and the several counties, cities and city school districts thereof shall be divided into the unclassified service and the classified service.

(a) The unclassified service shall comprise the following positions which shall not be included in the classified service, and which shall be exempt from all examinations required in this act.

1. All officers elected by popular vote or persons appointed to fill vacancies in such offices.

2. All election officers and the employes and clerks of persons appointed by boards of deputy supervisors and inspectors of elections.

3. The members of all boards and commissions and heads of principal departments, boards and commission appointed by the governor or by and with his consent; and the members of all boards and commissions and all heads of departments appointed by the mayor, or if there be no mayor such other similar chief appointing authority of any city or city school district. Provided, however, that nothing contained in this act shall exempt the chiefs of police departments and chiefs of fire departments of municipalities from the competitive classified service as provided in this act.

Digitized by Google

4. The members of county or district licensing boards or commissions, and boards of revision and assistant assessors.

5. All officers and employes elected or appointed by either or both branches of the general assembly, and such employes of the city council as are engaged in legislative duties.

6. All commissioned, non-commissioned officers and enlisted men in the military service of the state including military appointees in the offices of the adjutant-general.

7. All presidents, directors, superintendents, principals, instructors and teachers connected with the public school system, colleges and universities; and the library staff of any library in the state supported wholly or in part at public expense.

8. Three secretaries, assistants or clerks and one personal stenographer for each of the elective state officers; and two secretaries, assistant or clerks and one personal stenographer for other elective officers and each of the principal appointive executive officers, boards or commissions, except civil service commissions, authorized by law to appoint such secretary, assistant or clerk and stenographer.

9. The deputies of elective or principal executive officers authorized by law to act for and in the place of their principals and holding a fiduciary relation to such principals.

10. Bailiffs, constables, official stenographers and commissioners of courts of record, and such officers and employes of courts of record as the commission may find it impracticable to determine their fitness by competitive examination.

11. Assistants to the attorney-general, special counsel appointed or employed by the attorney-general, assistants to county prosecuting attorneys and assistants to city solicitors.

12. Such teachers and employes in the agricultural experiment stations; such teachers in the benevolent, penal or reformatory institutions of the state; such student employes in normal schools, colleges and universities of the state; and such unskilled labor positions as the state commission or any municipal commission may find it impracticable to include in the competitive classified service; provided, that such exemptions shall be, by order of the commission, duly entered on the record of the commission with the reasons for each such exemption.

Persons in classified service.

(b) The classified service shall comprise all persons in the employ of the state, the several counties, cities and city school districts thereof, not specifically included in the unclassified service, to be designated as the competitive class and the unskilled labor class.

1. The competitive class shall include all positions and employments now existing or hereafter created in the state, the counties, cities and city school districts thereof, for

Digitized by Google

which it is practicable to determine the merit and fitness of applicants by competitive examinations. Appointments shall be made to, or employment shall be given in, all positions in the competitive class that are not filled by promotion, reinstatement, transfer or reduction, as provided in this act, and the rules of the commission, by appointment from those certified to the appointing officer in accordance with the provisions of this act.

www.libtool.com.cn

2. The unskilled labor class shall include ordinary unskilled laborers. Vacancies in the labor class shall be filled by appointment from lists of applicants registered by the commission. The commission shall in its rules require an applicant for registration in the labor class to furnish such evidence or take such tests as it may deem proper with respect to age, residence, physical condition, ability to labor, honesty, sobriety, industry, capacity and experience in the work or employment for which he applies. Laborers who fulfill the requirements shall be placed on the eligible list for the kind of labor or employment sought and preference shall be given in employment in accordance with the rating received from such evidence or in such tests. Upon the request of an appointing officer, stating the kind of labor needed, the pay and probable length of employment, and the number to be employed, the commission shall certify from the highest on the list, double the number to be employed, from which the appointing officer shall appoint the number actually needed for the particular work. In the event of more than one applicant receiving the same rating, priority in time of application shall determine the order in which their names shall be certified for appointment.

Rules and classification.

Sec. 486-9. RULES AND CLASSIFICATION. As soon as practicable after the taking effect of this act, the commission shall put into effect rules for the classification of offices, positions and employments, in the civil service of the state and the several counties thereof; for appointment, promotions, transfers, lay-offs, suspensions, reductions, reinstatements and removals therein and examinations and registrations therefor; and for maintaining and keeping records of the efficiency of officers and employes in accordance with the provisions of this act. Due notice of the contents of such rules and of all changes therein shall be given to appointing officers affected thereby, and such rules shall also be printed for public distribution: provided, however, that until such rules are adopted and in force, the rules existing when this law takes effect shall continue in force.

Examinations; exception as to soldiers and sailors.

Sec. 486-10. EXAMINATIONS. All applicants for positions and places in the classified service shall be subject to examination which shall be public, competitive and free for all, within certain limitations, to be determined by the commission, as to citizenship, residence, age, sex, experience, health, habits and moral character: provided, however, that any soldier, sailor or marine who has served in the army or navy of the United States in the war of the Re-

Digitized by Google

bellion who was honorably discharged therefrom and is a resident of Ohio, may file with the civil service commission a certificate of service and honorable discharge, whereupon his name shall be placed upon an eligible list by the commission, from which eligible list he may be appointed to any position in the civil service of the state which such appointing power may deem him qualified to fill. Such examinations shall be practical in character and shall relate directly to those matters which will fairly test the relative capacity of the person examined to discharge the particular duties of the position for which appointment is sought, and shall, when appropriate, include tests of physical qualifications, health and manual skill.

Notice of time and place of examinations.

The state commission shall have control of all examinations, except as otherwise provided in this act. No questions in any examination shall relate to political or religious opinions or affiliations. Reasonable notice of the time and place and general scope of every competitive examination for appointment to a position in the civil service, except as otherwise provided for in this act, shall be given by the commission. Written or printed notices of every examination for the state classified service shall be sent by the commission to the county clerk of each county in the state, and to the city clerk of each municipality of the state, and such notices, promptly upon receipt by them, shall be posted in conspicuous public places in the court house of the county and in the city hall of the municipality, respectively. Such notices shall also be posted in a conspicuous place in the office of the commission for at least two weeks before any examination. In case of examinations limited by the commission to a district, county or city, the commission shall provide in its rules for adequate publicity of such examinations in the district, county or city, within which competition is permitted.

Statements required in applications.

Sec. 486-11. APPLICATIONS. The commission shall require persons applying for admission to any examination, provided for by this act or by the rules of the commission prescribed thereunder, to file with the commission within a reasonable time prior to the proposed examination a formal application in which the applicant shall state under oath or affirmation:

(1) Full name, residence and postoffice address.

(2) Nationality, age and place and date of birth.

(3) Health and physical capacity for the public service sought.

(4) Business and employments and residences for five previous years.

(5) Such other information as may be reasonably required touching the applicant's merit and fitness for the public service sought; but no inquiry shall be made as to any religious or political opinions or affiliations of the applicant.

Examination fee.

No fee or other assessment shall be charged for examination for positions, provided for by this act or by the

Digitized by Google

rules of the commission prescribed thereunder, where the annual salary does not exceed six hundred dollars; for positions where the annual salary exceeds six hundred dollars and is less than one thousand dollars, an examination fee of fifty cents shall be charged; for positions where the annual salary is one thousand dollars or more, an examination fee of one dollar shall be charged. All fees collected under the provisions of this act shall be paid into the state treasury to the credit of the general revenue fund, or in the case of cities into the city treasury.

Blank forms; grounds for refusal to certify eligible.

Blank forms for applications shall be furnished by the commission without charge to any persons requesting the same. The commission may require in connection with such application such certificate of persons having knowledge of the applicant as the good of the service may demand. The commission may refuse to examine an applicant, or after an examination to certify an eligible, who is found to lack any of the established preliminary requirements for the examination or who is physically so disabled as to be rendered unfit for the performance of the duties of the position which he seeks, or who is addicted to the habitual use of intoxicating liquors or drugs to excess, or who has been guilty of any crime or of infamous or notoriously disgraceful conduct, or who has been dismissed from either branch of the civil service for delinquency or misconduct, or who has made false statements of any material fact, or practiced, or attempted to practice, any deception or fraud in his application or in his examination, in establishing his eligibility or securing his appointment.

Eligible lists.

Sec. 486-12. ELIGIBLE LISTS. From the returns of the examinations the commission shall prepare an eligible list of the persons whose general average standing upon examinations for such grade or class is not less than the minimum fixed by the rules of the commission and who are otherwise eligible; and such persons shall take rank upon the eligible list as candidates in the order of their relative excellence as determined by the examination without reference to priority of time of examination. In the event of two or more applicants receiving the same mark in an examination, priority in the time of application shall determine the order in which their names shall be placed on the eligible list. The term of eligibility of each list shall be fixed by the commission at not less than one year nor more than two years. When an eligible list is reduced to three names or less a new list shall be prepared.

Appointments, how made.

Sec. 486-13. APPOINTMENTS. The head of a department, officer or institution in which a position in the classified service is to be filled shall notify the commission of the fact, and the commission shall, except as provided in sections 486-14 and 486-15 of the General Code, certify to the appointing officer thereof the names and addresses of the three candidates standing highest on the eligible list for the class or grade to which said position belongs. In the

Digitized by Google

event that an eligible list becomes exhausted, through inadvertence or otherwise, and until a new list can be created, or when no eligible list for such position exists, names may be certified from eligible lists most appropriate for the group or class in which the position to be filled is classified. A person certified from an eligible list more than three times to the same appointing officer for the same or similar positions, may be omitted from future certifications to such officer, provided that certification for a temporary appointment shall not be counted as one of such certifications.

Appointments to all positions in the classified service, as herein defined, that are not filled by promotion, transfer or reduction, as provided for in this act and the rules of the commission prescribed thereunder, shall be made only from those persons whose names are certified to the appointing officer in accordance with the provisions of this act, and no employment, except as provided in this act, shall be otherwise given in the classified service of this state or any political subdivision thereof. The appointing officer shall notify the commission of each position to be filled and shall fill such position by appointment of one of the three persons certified to him as provided in this act. Forthwith, upon such appointment and employment, each appointing officer shall report to the proper civil service commission the name of such appointee or employee, the title and character of his office, the duties of same, the date of the commencement of same, and the salary or compensation thereof, and such other information as the commission requires in order to keep the roster herein mentioned. All original and promotional appointments shall be for a probationary period of not to exceed three months to be fixed by the rules of the commission, and no appointment or promotion shall be deemed finally made until the appointee has satisfactorily served his probationary period. At the end of the probationary period the appointing officer shall transmit to the commission a record of the employe's service, and if such service is unsatisfactory, the employe may, with the approval of the commission, be removed or reduced without restriction; but dismissal or reduction may be made during such period as is provided for in section 486-17 and 486-17a of the General Code. Any person who is appointed to a position in the classified service under the provisions of this act, except temporary and exceptional appointments, shall be or become forthwith a resident of the state.

Sec. 484-14. TEMPORARY AND EXCEPTIONAL APPOINTMENTS. Positions in the classified service may be filled without competition as follows:

Temporary and exceptional appointments.

1. Whenever there are urgent reasons for filling a vacancy in any position in the classified service and the commission is unable to certify to the appointing officer, upon requisition by the latter, a list of persons eligible for appointment after a competitive examination, the appointing officer may nominate a person to the commission for non-

Digitized by Google

competitive examination, and if such nominee shall be certified by the commission as qualified after such non-competitive examination, he may be appointed provisionally to fill such vacancy until a selection and appointment can be made after competitive examination; but such provisional appointment shall continue in force only until regular appointment can be made from eligible lists prepared by the commission, and such eligible lists shall be prepared within ninety days thereafter. In case of an emergency an appointment may be made without regard to the rules of this act, but in no case to continue longer than thirty days, and in no case shall successive appointments be made: provided, however, that interim or temporary appointments, made necessary by reason of sickness or disability of regular officers, employes or subordinates shall continue only during such period of sickness or disability, subject to rules to be provided for by the commission.

www.libtool.com.cn

2. In case of a vacancy in a position in the classified service where peculiar and exceptional qualifications of a scientific, managerial, professional, or educational character are required, and upon satisfactory evidence that for specified reasons competition in such special case is impracticable and that the position can best be filled by a selection of some designated person of high and recognized attainments in such qualities, the commission may suspend the provisions of the statute requiring competition in such case, but no suspension shall be general in its application to such place, and all such cases of suspension shall be reported in the annual report of the commission with the reasons for the same.

3. Where the services to be rendered by an appointee are for a temporary period, not to exceed one month, and the need of such service is important and urgent, the appointing officer may select for such temporary service any person on the proper list of those eligible for permanent appointment. Successive temporary appointments to the same position shall not be made under this provision. The acceptance or refusal by an eligible of a temporary appointment shall not affect his standing on the register for permanent employment; nor shall the period of temporary service be counted as a part of the probationary service in case of subsequent appointment to a permanent position.

Promotions; examinations.

Sec. 486-15. PROMOTIONS. Vacancies in positions in the classified service shall be filled in so far as practicable by promotions. The commission shall provide in its rules for keeping a record of efficiency for each employe in the classified service, and for making promotions in the classified service on the basis of merit, to be ascertained as far as practicable by promotional examinations, by conduct and capacity in office, and by seniority in service; and shall provide that vacancies shall be filled by promotion in all cases where, in the judgment of the commission, it shall be for the best interest of the service so to fill such vacancies. All

Digitized by Google

examinations for promotions shall be competitive. In promotional examinations efficiency and seniority in service shall form a part of the maximum mark attainable in such examination. In all cases where vacancies are to be filled by promotion, the commission shall certify to the appointing authority only the name of the person having the highest rating. The method of examination for promotions, the manner of giving notice thereof, and the rules governing the same shall be in general the same as those provided for original examinations, except as otherwise provided herein.

Transfers and reinstatements.

Sec. 486-16. TRANSFERS AND REINSTATEMENTS. With the consent of the commission, a person holding an office or position in the classified service may be transferred to a similar position in another office, department or institution having the same pay and similar duties; but no transfer shall be made from an office or position in one class to an office or position in another class, nor shall a person be transferred to an office or position for original entrance to which there is required by this act, or the rules adopted pursuant thereto, an examination involving essential tests or qualifications or carrying a salary different from or higher than those required for original entrance to an office or position held by such person.

Any person holding an office or position under the classified service who has been separated from the service without delinquency or misconduct on his part may, with the consent of the commission, be reinstated within one year from the date of such separation to a vacancy in the same or similar office or position in the same department; and whenever any permanent office or position in the classified service is abolished or made unnecessary, the person holding such office or position shall be placed by the commission at the head of an appropriate eligible list, and for a period of not to exceed one year shall be certified to an appointing officer as in the case of original appointments.

Reductions, lay-offs and suspensions.

Sec. 486-17. REDUCTIONS, LAY-OFFS AND SUSPENSIONS. No person shall be reduced in pay or position, laid off, suspended, discharged or otherwise discriminated against by an appointing officer for religious or political reasons or affiliations. In all cases of reduction, lay-off or suspension of an employe or subordinate, whether appointed for a definite term or otherwise, the appointing authority shall furnish such employe or subordinate with a copy of the order of lay-off, reduction or suspension and his reasons for the same, and give such employe or subordinate a reasonable time in which to make and file an explanation. Such order together with the explanation, if any, of the subordinate shall be filed with the commission. Nothing in this act contained shall limit the power of an appointing officer to suspend without pay, for purposes of discipline, an employe or subordinate for a reasonable period, not exceeding thirty days; provided, however, that successive suspensions shall not be allowed, and provided further that the pro-

Digitized by Google

visions of this section shall not apply to temporary and exceptional appointments made under the authority of section 486-14 of the General Code.

Tenure of office; removals.

Sec. 486-17a. TENURE OF OFFICE. REMOVALS. The tenure of every officer, employ or subordinate in the classified service of the state, the counties, cities and city school districts thereof, holding a position under the provisions of this act, shall be during good behavior and efficient service; but any such officer, employe or subordinate may be removed for incompetency, inefficiency, dishonesty, drunkenness, immoral conduct, insubordination, discourteous treatment of the public, neglect of duty, violation of the provisions of this act or the rules of the commission, or any other failure of good behavior, or any other acts of misfeasance, malfeasance or nonfeasance in office.

In all cases of removal the appointing authority shall furnish such employe or subordinate with a copy of the order of removal and his reasons for the same, and give such officer, employe or subordinate a reasonable time in which to make and file an explanation. Such order with the explanation, if any, of the employe or subordinate shall be filed with the commission. Any such employe or subordinate so removed may appeal from the decision or order of such appointing authority to the state or municipal commission, as the case may be, within ten days from and after the date of such removal, in which event the commission shall forthwith notify the appointing authority and shall hear, or appoint a trial board to hear, such appeal within thirty days from and after its filing with the commission, and it may affirm, disaffirm or modify the judgment of the appointing authority, and the commission's decision shall be final; provided, however, that in the case of the removal of a chief of police or chief of the fire department of a municipality an appeal may be had from the decision of the municipal commission to the court of common pleas of the county in which such municipality is situated to determine the sufficiency of the cause of removal. Such appeal shall be taken within ten days from the finding of the commission.

Efficiency; establishment of grades.

Sec. 486-18. EFFICIENCY. The commission shall from time to time make investigations for the purpose of ascertaining the duties imposed by law and practice upon each officer and employe or subordinate in the classified service, the manner in which such duties are performed, the cost thereof, and such other facts as will enable the commission to determine the efficiency of such officers and employes and subordinates. The commission shall establish grades in the classified service, based upon similarity of duties and salaries; shall standardize employment in each grade; shall prescribe factors or quantities to be used in marking the relative efficiency of each officer and employe or subordinate in such grades; shall fix standards of efficiency to be maintained by officers and employes or subordinates; and shall keep a record of the efficiency markings

Digitized by Google

for each officer and employe or subordinate in the classified service.

www.libtool.com.cn

Duties of officers and employes; efficiency records.

All officers and employes or subordinates in the state, the several counties, cities and city school districts thereof, whether in the classified service or not, shall promptly and correctly report to the commission any information required by the rules of the commission relative to the conduct, capacity, and efficiency of any officer, employe or subordinate in the classified service under his supervision. The records, reports and markings of efficiency in each department, office and institution shall be open at all times to inspection by the commission and shall be subject to review and correction by the commission. The efficiency records of the commission respecting each department, board, commission, or institution; shall be open to the heads of such department, board, commission or institution; and each officer and employe or subordinate shall have the right to be informed of the efficiency markings recorded for him by the commission.

The commission shall report to the officer in charge of a department, board, commission or institution its findings and recommendations relative to increasing the efficiency therein; and all cases of failure of officers, employes or subordinates therein to maintain a satisfactory efficiency record, shall be sufficient ground for the dismissal of any such officer, employe or subordinate. Such reports shall be deemed public records.

Municipal civil service commission; appointment, term, duties, vacancies, removals.

Sec. 486-19. MUNICIPAL CIVIL SERVICE. The mayor or other chief appointing authority of each city in the state shall appoint three persons, one for a term of two years, one for four years, and one for six years, who shall constitute the municipal civil service commission of such city and of the city school district in which such city is located; provided, however, that members of exsting municipal commissions shall continue in office for the terms for which they have been appointed and until their successors are appointed and have qualified. Each alternate year thereafter the mayor or other chief appointing authority shall appoint one person, as successor of the member whose term expires, to serve six years and until his successor is appointed and qualified. A vacancy shall be filled by the mayor or other chief appointing authority of a city for the unexpired term. At the time of any appointment not more than two commissioners shall be adherents of the same political party. Such municipal commission shall prescribe, amend and enforce rules not inconsistent with the provisions of this act for the classification of positions in the civil service of such city and city school district; for examinations and registrations therefor; and for appointments, promotions, removals, transfers, lay-offs, suspensions, reductions and reinstatements therein; and for standardizing positions and maintaining efficiency therein. Said municipal

Digitized by Google

commission shall have and exercise all other powers and perform all other duties with respect to the civil service of such city and city school district, as herein prescribed and conferred upon the state civil service commission with respect to the civil service of the state; and all authority granted to the state commission with respect to the service under its jurisdiction shall, except as otherwise provided in this act, be held to grant the same authority to the municipal commission with respect to the service under its jurisdiction. The procedure applicable to reductions, suspensions and removals, as provided for in section 486-17 and 486-17a of the General Code, shall govern the civil service of municipalities. The expense and salaries of any of such municipal commission shall be determined by the council of such city and a sufficient sum of money shall be appropriated each year to carry out the provisions of this act in such city.

If the appointing authority of any such city fails to appoint a civil service commission or commissioner, as provided by law, within sixty days after he has the power to so appoint, or after a vacancy exists, the state commission shall make the appointment, and such appointee shall hold office until the expiration of the term of the appointing authority of such city and until the successor of such appointee is appointed and qualified. If any such municipal commission fails to prepare and submit such rules and regulations in pursuance of the provisions of this act within six months after this act goes into effect, the state commission shall forthwith make such rules. The provisions of this act shall in all other respects, except as provided in this section, be in full force and effect in such cities.

It shall be the duty of each municipal commission to make reports from time to time, as the state commission may require, of the manner in which the law and the rules and regulations thereunder have been and are being administered, and the results of their administration in such city and city school district. A copy of the annual report of each such municipal commission shall be filed in the office of the state commission as a public record.

Whenever the state commission shall have reason to believe that a civil service commission of any city is violating or is failing to perform the duties imposed upon it by law, or that any member of such municipal commission is wilfully or through culpable negligence violating the provisions of the law or failing to perform his duties as a member of such commission, it may institute an investigation, and if it shall find any such violation or failure to perform the dutes imposed by law, it shall make a report of such violation in writing to the chief executive authority of such city, which report shall be a public record. The chief executive authority of such city may at any time remove any municipal civil service commissioner for inefficiency, neglect of duty, or malfeasance in office, having first given to such commissioner a copy of the charges against him and

Digitized by Google

an opportunity to be publicly heard in person or by counsel in his own defense, and any such act of removal shall be final.

www.libtool.com.cn

The mayor shall have the exclusive right to suspend the chief of the police department or the chief of the fire department for incompetence, gross neglect of duty, gross immorality, habitual drunkenness, failure to obey orders given him by the proper authority or for any other reasonable and just cause. If either the chief of police or chief of the fire department is so suspended the mayor forthwith shall certify such fact, together with the cause of such suspension, to the municipal civil service commission, who within five days from the date of receipt of such notice shall proceed to hear such charges and render judgment thereon, which judgment may affirm, disaffirm or modify the judgment of the appointing officer, and an appeal may be had from the decision of the commission to the court of common pleas as is provided for in section 486-17a of the General Code to determine the sufficiency of the cause of removal.

Civil service districts.

Sec. 486-20. CIVIL SERVICE DISTRICTS. For the purpose of administration the state civil service commission may divide the state into civil service districts and establish an officer in each of such districts. The commission may place in charge of each such district an assistant whose duties and compensation shall be determined and fixed by the rules of the commission.

Pay rolls.

Sec. 486-21. PAY ROLLS. After the taking effect of this act it shall be unlawful for the auditor of state, or for any fiscal officer of any county, city or city school district thereof, to draw, sign or issue or authorize the drawing, signing or issuing of any warrant on the treasurer or other disbursing officer of the state, or of any county, city or city school district thereof, to pay any salary or compensation to any officer, clerk, employe, or other person in the classified service unless an estimate, payroll or account for such salary or compensation containing the name of each person to be paid, shall bear the certificate of the state civil service commission, or, in case of the service of a city, the certificate of the municipal service commission of such city, that the persons named in such estimate, payroll or account have been appointed, promoted, reduced, suspended, or laid off or are being employed in pursuance of this act and the rules adopted thereunder.

Any sum paid contrary to the provisions of this section may be recovered from any officer or officers making such payment in contravention of the provisions of law and of the rules made in pursuance of law; or from any officer signing or countersigning or authorizing the signing or countersigning of any warrant for the payment of the same, or from the sureties on his official bond, in an action in the courts of the state, maintained by a citizen resident therein. All moneys recovered in any action brought under

Digitized by Google

the provisions of this section must, when collected, be paid into the treasury of the state or appropriate civil division thereof, except that the plaintiff in any action shall be entitled to recover his own taxable costs of such action.

www.libtool.com.cn

Investigations by commission.

Sec. 486-22. INVESTIGATIONS. Whenever a civil service commission shall have reason to believe that any officer, board, commission, head of a department, or person having the power of appointment, lay-off, suspension or removal, has abused such power by making an appointment, lay-off, reduction, suspension, or removal in violation of the provisions of this act, it shall be the duty of the commission to make an investigation, and if it shall find that such violation of the provisions or the intent and spirit of this act has occurred, it shall make a report thereof to the governor, or in the case of a municipal officer or employe to the mayor or other chief appointing authority, who shall have the power to remove forthwith such guilty officer, board, commission, head of department, or person; an opportunity first having been given to such officer, employe or subordinate of being publicly heard in person or by counsel in his own defense, and such action of removal by the governor, mayor or other chief appointing authority shall be final except as otherwise provided herein.

Political assessments; political activity.

Sec. 486-23. POLITICAL ASSESSMENTS. No officer, employe or subordinate in the classified service of the state, the several counties, cities and city school districts thereof, shall directly or indirectly, orally or by letter, solicit or receive, or be in any manner concerned in soliciting or receiving any assessment, subscription or contribution for any political party or for any candidate for public office; nor shall any person solicit directly or indirectly, orally or by letter, or be in any manner concerned in soliciting any such assessment, contribution or payment from any officer, employe or subordinate in the classified service of the state, the several counties, cities or city school districts thereof; nor shall any officer or employe in the classified service of the state, the several counties, cities and city school districts thereof be an officer in any political organization or take part in politics other than to vote as he pleases and to express freely his political opinions.

Frauds in examination prohibited.

Sec. 486-24. FRAUDS IN EXAMINATION PROHIBITED. No person or officer shall wilfully or corruptly by himself or in cooperation with one or more persons defeat, deceive, or obstruct any person in respect of his or her right of examination, appointment or employment according to this act, or to any rules or regulations prescribed pursuant thereto; or wilfully or corruptly, falsely mark, grade, estimate or report upon the examination or proper standing of any person examined, registered or certified pursuant to the provisions of this act, or aid in so doing; or wilfully or corruptly make any false representations concerning the same, or concerning the person examined; or wilfully or corruptly furnish to any person any special or secret informa-

Digitized by Google

tion for the purpose of either improving or injuring the prospects or chances of any person so examined, registered or certified, or to be examined, registered or certified; or personate any other person, or permit or aid in any manner any person to personate him, in connection with any examination, registration or appointment or application or request to be examined, registered or appointed; or who shall furnish any false information about himself, or any other person, in connection with any examination, registration or appointment or application or request to be examined, registered or appointed.

Payment for places prohibited.

Sec. 486-25. PAYMENT FOR PLACES PROHIBITED. No applicant for appointment or promotion in the classified service shall, directly or indirectly, pay or promise to pay any money or other valuable thing, nor shall he ask or receive any recommendation or assistance from any person, upon the consideration of any political service to be rendered, for or on account of his appointment or promotion, or proposed appointment or promotion.

Abuse of political power.

Sec. 486-26. ABUSE OF OFFICIAL POWER. No officer or employe of the state, the several counties, cities and city school districts thereof shall appoint, promote, reduce, suspend, lay-off, discharge, or in any manner change the official rank or compensation of any officer, employe or subordinate in the classified service, or promise or threaten to do so, for giving or withholding, or neglecting to make any contribution of money or other valuable thing for any party or political purpose, or for refusal or neglect to render any party or political service.

Abuse of political influence.

Sec. 486-27. ABUSE OF POLITICAL INFLUENCE. No person who holds any public office, or who has been nominated for, or who seeks a nomination or appointment to any public office, shall corruptly use or promise to use either directly or indirectly, any official authority or influence in order to secure or aid any person in securing for himself or another any office or employment in the classified service, or any promotion or increase of salary therein, as a reward for political influence or service. Nor shall any person, by means of threats or coercion, induce or seek to induce anyone in the classified service to resign his position or to waive his right to certification, appointment or promotion.

Penalty for violations.

Sec. 486-28. VIOLATIONS. Whoever, after a rule has been duly established and published by any civil service commission according to the provisions of this act, makes an appointment to office or selects a person for employment contrary to the provisions of such rule, or wilfully refuses or neglects otherwise to comply with or to conform to the provisions of this act, or wilfully violates any of such provisions, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than fifty dollars nor more than five hundred dollars, or by imprisonment in the county jail for a term not to exceed six months, or by both such fine and imprisonment, in the

Digitized by Google

discretion of the court. If any person so convicted shall hold any public office or place of public employment such office or position shall by virtue of such conviction be rendered vacant.

Taxpayers' right of action.

Sec. 486-29. TAXPAYERS' RIGHT OF ACTION. The right of any taxpayer to bring an action to restrain the payment of compensation to any person appointed to or holding any office or place of employment in violation of provisions of this act, shall not be limited or denied by reason of the fact that said office or place of employment shall have been classified as, or determined to be classified as, not subject to competitive examination; provided, however, that any judgment or injunction granted or made in any such action shall be prospective only, and shall not affect payments already made or due to such persons by the proper disbursing officers, in accordance with the civil service rules in force at the times of such payments.

Who shall prosecute.

Sec. 486-30. PROSECUTIONS. Prosecutions for the violation of the provisions of this act, or the rules and regulations of the state commission established in conformity thereto, shall be instituted by the attorney-general or by the state commission acting through special counsel, or by the county prosecutor for the county in which the offense is alleged to have been committed; and prosecutions for violations of this act and the rules and regulations of any municipal commission by any officer or employe of such city, shall be instituted by such municipal commission through the legal department of such city or by such municipal commission acting through special counsel.

Schedule.

Sec. 486-31. SCHEDULE. All officers, employes and subordinates in the classified service of the state, the several counties, cities and city school districts thereof, holding their positions under existing civil service laws, and who are holding such positions by virtue of having taken a regular competitive examination as provided by law, shall, when this act takes effect, be deemed appointees within the provisions of this act; but no person holding a position in the classified service by virtue of having taken a non-competitive examination shall be deemed to have been appointed or to be an appointee in conformity with the provisions of this act; provided, however, that all persons who have served the state or any political subdivision thereof continuously and satisfactorily for a period of not less than seven years next preceding January 1, 1915, shall be deemed appointees within the provisions of this act.

The name of each officer, employe and subordinate holding a position in the classified service of the state, the counties, cities and city school districts thereof at the time this act takes effect, who has not passed a regular competitive examination and who has not been in the service seven years as herein provided, shall, within ten days after this act becomes effective, be reported by the appointing authority to the commission and shall be certified to the appointing

Digitized by Google

authority in addition to the three candidates for appointment to such position. If any such person is reappointed, he shall be deemed to have been appointed under the provisions of this act. If no eligible list exists such person may be retained as a provisional employe until such time, consistent with reasonable diligence, as the commission can prepare eligible lists when such position shall be filled as prescribed in this act; provided that nothing contained in this section shall be deemed to vacate the office of existing chiefs of police departments or chiefs of fire departments of municipalities. All existing eligible lists of persons who have taken regular competitive examinations shall continue in force for the term of eligibility to be fixed by the commission as provided herein. All property of the existing state commission shall become the property of the commission to be appointed hereunder.

SECTION 2. REPEALS. Sections 486-1, 486-2, 486-3, 486-4, 486-5, 486-6, 486-7, 486-8, 486-9, 486-10, 486-11, 486-12, 486-13, 486-14, 486-15, 486-16, 486-17, 486-18, 486-19, 486-20, 486-21, 486-22, 486-23, 486-24, 486-25, 486-26, 486-27, 486-28, 486-29, 486-30, 486-31 and 4505 of the General Code and all other acts or parts of acts inconsistent with the provisions of this act be, and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved May 28, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 162G.

[House Bill No. 708.]

AN ACT

Allowing certain claims against the state and making appropriations therefor.

Appropriations for claims against the state for construction of highways.

WHEREAS, The state highway commissioner, in the year 1914, by mistake, attempted to enter into contracts for the construction of main market roads in excess of the amount appropriated for such purpose by the 80th general assembly, and awarded said contracts, and some work has been done under each of said contracts, to-wit:

A contract for the construction of a section of the Cincinnati-Hamilton main market road No. 7, in Butler county, let December 11, 1914, at the estimated cost of.... $60,000 00;

Digitized by Google

Appropriations for claims against the state for construction of highways.

A contract for the construction of a section of main market road No. 14, in Unity and Salem townships, Columbiana county, let August 4, 1914, at the estimated cost of.. $50,000 00;

www.libtool.com.cn

A contract for the construction of a section of the Portsmouth-Columbus main market road No. 8, in Scioto county, let October 30, 1914, at the estimated cost of.. $6,933 29;

A contract for the construction of a section of the Canton-Massillon main market road No. 3, let October 30, 1914, at the estimated cost of..... $49,000 00

And, WHEREAS, The state highway commissioner, by mistake, attempted to authorize the construction of inter-county highway improvements prior to February 15, 1915, for the payment of the state's portion of which there was not money to the credit of the appropriation for such purposes and the apportionment thereof to the proper county, and work has been done under such proposed authorization, to-wit:

An inter-county highway improvement in Hardin county involving the estimated expenditure by the state of the amount of $17,000 00;

An inter-county highway improvement in Summit county involving an estimated expenditure by the state in the amount of $25,306 13;

An inter-county highway improvement in Wayne county involving an estimated expenditure by the state in the amount of $30,000 00;

and the balances of previous appropriations standing on the books of the state highway commissioner to the credit of said counties on March 12, 1915, and lapsed under the provisions of H. B. No. 314 of the 81st general assembly, were, respectively, as follows:

Hardin county—apportionment of state highway improvement fund..... $12,991 73;

Summit county—apportionment of state highway improvement fund..... $7,694 34;

Wayne county—apportionment of state highway improvement fund $4,157 94

And, WHEREAS, The state highway commissioner, by mistake, on April 2, 1915, attempted to enter into contracts for the construction of inter-county highway improvements in Shelby and Warren counties in excess of the amount appropriated for such purposes and apportioned to such counties, to-wit:

A contract for such improvement in each of said counties involving an estimated expenditure by the state of..... $18,400 00

Digitized by Google

Appropriations for claims against the state for construction of highways.

There being on March 12, 1915, to the credit of said counties as balances of the apportionments of former appropriations, which said appropriations had been lapsed by the provisions of said H. B. No. 314, the following sums, to-wit:

Shelby county—proceeds of state highway improvement fund..... $26,000 00;
Shelby county—balance of apportionment of appropriation from general revenue fund $7,708 47;
Warren county—proceeds of state highway improvement fund..... $19,719 27
now therefore,

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. Any and all claims for work now or hereafter done or material now or hereafter furnished for the state of Ohio under any of the invalid contracts or agreements specified in the preamble of this act are, to the extent of the value of such work actually done or material actually furnished, hereby allowed, two-thirds of the members elected to each branch of the general assembly concurring.

SECTION 2. For the payment of the aforesaid claims as hereinafter specified, the following sums are hereby appropriated from any moneys in the state treasury to the credit of the funds hereinafter specified, not otherwise appropriated, to-wit:

To pay claims arising under said invalid contracts for the construction of main market road improvements; from the state highway improvement fund..... $165,933 29
To pay claims arising under the said invalid arrangements for the construction of inter-county highway improvements, entered into prior to February 15, 1915; from the state highway improvement fund $50,548 40

Provided, however, that the sum of $25,704.39 shall be transferred from the general revenue fund of the state to the state highway improvement fund for the purpose of said appropriation, subject to reimbursement from the said state highway improvement fund at the semi-annual distributions of taxes in August, 1915, February, 1916, and August, 1916; and the auditor of state shall immediately upon the taking effect of this act transfer said sum from the general revenue fund to the state highway improvement fund, and at the said semi-annual distributions shall transfer a like amount in the aggregate from the state highway improvement fund and place the same to the credit of the general revenue fund as follows, to-wit:
at the August, 1915, distribution, the sum of $16,070 44;
at the February, 1916, distribution, the sum of 8,884 79;

Digitized by Google

Appropriations for claims against the state for construction of highways.

and at the August, 1916, distribution, the sum of $749 16;

www.libtool.com.cn

and the state highway commissioner is hereby directed to deduct from the apportionment to Summit county of any appropriation of the proceeds of the state highway improvement fund distributed in August, 1915, and at the semi-annual periods thereafter, the aggregate sum of $8,737.06; and from such apportionment of such appropriation from said fund to Wayne county the aggregate sum of $16,967.33. Said deductions shall be made in full, to the extent of the amount of any such apportionments, and no part of such apportionments to said counties shall be otherwise applied until said deductions are fully made.

And provided further that the apportionment to Hardin, Summit and Wayne counties of the appropriation by H. B. No. 314 of the 81st general assembly, to construct, improve, maintain and repair inter-county highways as provided in section 6859-2 of the General Code and all sections supplementary to or amendatory thereof, shall be and is hereby made available to pay the claims herein provided for, the provisions of section 2 of said H. B. No. 314 to the contrary notwithstanding.

To pay claims arising under the said invalid contracts for the construction of inter-county highway improvements entered into on April 2, 1915; from the state highway improvement fund..... $36,800 00

Provided, however, that said sum shall be apportioned by the state highway commissioner for expenditure as aforesaid equally between Shelby and Warren counties in making payments under the said invalid contracts.

How payment shall be made.

SECTION 3. The moneys herein appropriated shall be paid only upon the approval of a special auditing committee, consisting of the auditor of state, the chairman of the house finance committee and the chairman of the senate finance committee. Said auditing committee is hereby authorized and directed to make careful inquiry as to the validity of each and every claim for work done or material furnished under the invalid contracts and arrangements hereinbefore referred to and to pay which appropriations are made in section 2 of this act, and to pay only so much thereof as may be found to be correct and just.

This act is not of a general or permanent nature, and does not require a General Code number.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 163G.

Digitized by Google

[House Bill No. 203.]

AN ACT

www.libtool.com.cn

To amend sections 2419, 2433 and 2444 of the General Code, authorizing county commissioners to acquire land and to erect buildings thereon.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 2419, 2433 and 2444 of the General Code be amended to read as follows:

Buildings for county; equipment for safety and security.

Sec. 2419. A court house, jail, public comfort station, offices for county officers, and an infirmary, shall be provided by the commissioners when, in their judgment, they, or any of them, are needed. Such buildings and offices shall be of such style, dimensions, and expense, as the commissioners determine. They shall provide all rooms, fire and burglar proof vaults and safes, and other means of security in the office of the county treasury, necessary for the protection of public moneys and property therein.

Purchase of land for buildings.

Sec. 2433. When, in their opinion, it is necessary, the commissioners may purchase a site for a court house or jail, or public comfort station, or land for an infirmary, or a detention home, or additional land for an infirmary or county children's home at such price and upon such terms of payment, as are agreed upon between them and the owner or owners of the property. The title to such real estate shall be conveyed in fee simple to the county.

Notice of intended purchase or improvement.

Sec. 2444. Before the county commissioners purchase lands to erect a building or bridge, the expense of which exceeds one thousand dollars, they shall publish and circulate handbills, and publish in one or more newspapers of the county notice of their intention to make such purchase, erect such building or bridge, and the location thereof, for at least four consecutive weeks prior to the time of that purchase, building, or location is made; except in case the county has land or buildings on or in or under which a public comfort station can be erected or installed, in which case the publication of such handbills and in newspapers shall not be necessary. Such county commissioners shall hear all petitions for, and remonstrances against such proposed purchase, location or improvement. When a public comfort station has been erected or installed as herein provided by a board of county commissioners, such board shall have control over and maintain the same.

Hearing of petitions and remonstrances.

SECTION 2. That said original sections 2419, 2433 and 2444 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 27, 1915.
FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 164G.

Digitized by Google

[House Bill No. 473.]

www.libtool.com.cn

AN ACT

To supplement section 1532 of the General Code, as amended in 104 O. L. page 243, by providing for the election of an additional judge of the court of common pleas in 1916 for Montgomery county, and providing for his election as a judge of said court, division of domestic relations, and providing for assigning to him all juvenile court work and all divorce and alimony proceedings, with concurrent jurisdiction in criminal matters.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1532 of the General Code be supplemented as follows:

Additional judge Montgomery county; election, term, jurisdiction.

Sec. 1532-1. In addition to the judges hereinbefore provided for in section 1532 of the General Code for Montgomery county, there shall be elected in 1916, for a term of six years to begin January 1, 1917, a judge of the court of common pleas for the county of Montgomery, successors to be elected in manner provided by law, with the powers, jurisdiction and duties as hereinafter provided and the same compensation as other judges of the court of common pleas of Montgomery county. He, and his successors shall however be elected and designated as a judge of the court of common pleas, division of domestic relations, and all the powers provided for in title 4, chapter 8, of the General Code, relating to juvenile courts shall be exercised in Montgomery county by said judge of said court of common pleas, and on and after January 1, 1917, there shall be assigned to the judge elected in pursuance to this act all juvenile court work and all divorce and alimony cases and cases involving the care and custody of children in said county, with concurrent jurisdiction in all criminal matters, and whenever said judge of the court of common pleas, division of domestic relations, shall be sick, absent or unable to perform his duties, the same shall be performed by another judge of the court of common pleas of said county assigned for said purpose according to law.

The sectional number herein is in conformity to the General Code.

EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 165G.

Digitized by Google

[House Bill No. 377.]

AN ACT

www.libtool.com.cn

To provide for the correction of errors in the charging and determining of the amounts of taxes and other charges due the state, and to provide for the refunding of such taxes paid by mistake into the state treasury.

Be it enacted by the General Assembly of the State of Ohio:

Section 20-1. SECTION 1. That whenever any commission, board or officer of the state makes a finding determining the amount of any tax assessment or charge against any corporation, company, partnership or person, or makes any charge of any tax, assessment or charge against any corporation, company, partnership or person, pursuant to any law of the state imposing such tax, assessment or charge upon such corporation, company, partnership or person, and, upon the application of the corporation, company, partnership or person so charged and an investigation thereof, such commission, board or officer of the state so making such finding or determining or making such charge, finds that such tax, assessment or charge or any part thereof was erroneously charged, such commission, board or officer may make such corrections in its determination, findings or charge as shall be proper. Such corrections shall be entered upon the minutes of the proceedings of such commission, board or officer, and certified to the proper officer who shall correct his records and duplicates in accordance therewith. In case any such corporation, company, partnership or person has paid such tax, assessment or charge into the state treasury by mistake, then, upon the finding of such commission, board or officer that all or any part of such tax, assessment or charge was erroneously charged and paid, and upon such corrections of the records and duplicates having been first made, such commission, board or officer, may issue a refunding order, directed to the auditor of state, for the amount of such tax, assessment or charge so found to have been erroneously charged. Upon receipt of such refunding order the auditor of state shall issue his warrant for the sum thereof and the treasurer of state shall pay the same out of the fund to which the tax, assessment or charge so erroneously charged and so paid by mistake, was credited. The auditor of state and the treasurer of state shall annually, at the time of making their annual report to the governor of the state, file with the governor and with the house of representatives of the general assembly, a detailed statement of all such refunding orders so paid.

Correction of errors in taxes or other charges and provision for refunding of tax paid by mistake.

The sectional number on the margin hereof is designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.
Passed May 20, 1915.
Approved May 27, 1915.
FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 166G.

Digitized by Google

[Am. Senate Bill No. 293.]

www.libtool.com.cn

AN ACT

To authorize the sale of certain real estate in Montgomery county.

Be it enacted by the General Assembly of the State of Ohio:

Governor authorized to deed certain real estate to Dayton.

SECTION 1. The governor is hereby authorized and directed to execute and deliver to the highest bidder of Dayton, Ohio, a proper deed in the name of the state of Ohio, conveying all the right, title and interest of the said state in and to the following described real estate, to-wit:

Being a tract of land situate in Sec. 32, T. 2, R. 7 M. R.'s., Montgomery county, Ohio, and more particularly described as follows:

Description.

Beginning at the intersection of the north line of the Schantz road and the south right of way line of the D. L. & C. Ry. Co.; thence westwardly along the north line of the Schantz road to the N. and S. half section line of section 32, T. 2, R. 7, M. R.'s. said line being also the east boundary line of the Woodland Cemetery Association land extended southwardly to the Schantz road; thence northwestwardly along the said half section line and the east boundary line of the Woodland Cemetery Association's land extended southwardly to the south right of way line of the D. L. & C. Ry. Co.; thence eastwardly along the south right of way line of the D. L. & C. Ry. Co., to the place of beginning, containing 0.56 acres more or less.

Notice of sale.

SECTION 2. Said conveyance shall be made only after the auditor of the state of Ohio shall have caused notice of the sale of said land to be inserted weekly, in a newspaper printed and of general circulation within the county of Montgomery, Ohio, for a period of four consecutive weeks prior to a date to be fixed therefor by said state auditor. The said notice shall provide that on said date so determined, the said auditor will sell the land hereinbefore described at public auction at his office at twelve o'clock noon to the highest bidder therefor, but in no event shall the same be sold for less than seven hundred fifty dollars. Upon the payment into the state treasury by the successful bidder of the purchase price the auditor of state shall prepare such deed and the same shall be executed by the governor under the great seal of the state and be countersigned by the secretary of state.

This act is not of a general nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 167L.

Digitized by Google

[Senate Bill No. 292.]

www.libtool.com.cn

AN ACT

To authorize the governor to quit claim and release the right and interest of the state in certain lands in Montgomery county.

WHEREAS, On May 6, 1881 and on November 17, 1885 the state of Ohio purchased certain tracts of land in Montgomery county containing 3.19 acres and four and one-half acres respectively for the purpose of constructing thereon a dam and reservoir for the use of the Dayton state hospital and the deeds therefor contained among other covenants and agreements a provision that the grantor, John S. Wead, his heirs and assigns "will not sink any wells on his remaining lands or do any act that will interfere with the free flow of water into and from the spring situated upon the lands hereby conveyed for the spring leading into or feeding said reservoir." And thereafter on October 4, 1887 the said grantor and grantee by deed entered into further covenants and agreements respecting their rights and easements in said lands. The land so conveyed to the state and the remaining lands of the grantor adjoining thereto are hereinafter described; and

WHEREAS, The said John S. Wead died testate in Montgomery county, Ohio, devising all his real estate to his daughter, Nancy J. Davis, for life and the fee estate to her children, to-wit: Lizzie M. Davis, Jennie F. Davis, Annie D. Davis, William B. Davis, George A. Davis and Robert H. Davis, the said Nancy J. Davis being also now deceased; and

WHEREAS, The state of Ohio has not used the tract of land so purchased for such purpose and the construction of such dam and reservoir for said state hospital has become impracticable and the use of said land therefor has been abandoned by the state, the said devisees above named and their assigns together with grantee desire to quit claim and release said land of the state and the remaining lands of the said John S. Wead, respectively, which were devised to said Davis children, free from the said covenants and agreements, particularly the covenant respecting the sinking of wells on the remaining lands of said grantor; therefore

Be it enacted by the General Assembly of the State of Ohio:

Governor authorized to quit claim interest of state in lands in Montgomery county to devisees of John Wead.

SECTION 1. The governor is hereby authorized and directed to execute and deliver to the devises of John S. Wead, deceased, and their assigns, of the city of Dayton, a proper deed in the name of the state for the release of all right, title and interest of the state in and to the lands formerly owned by the said John S. Wead and described as follows:

Situate in the township of Van Buren, county of Montgomery, state of Ohio and being in sections 31 & 32, town 2, range 7 M. R.'s; bounded and described as follows:

Digitized by Google

Description.

Beginning at an iron pin in the center of the Patterson road said pin being set at the northwest corner of the northeast quarter of section 31, town 2, range 7 M. R.'s; thence N. 85° 45′ W. with the north line of said section 31, 1947.3 feet to the west line of the D. L. & C. R. R.; thence N. 5° 9′ W., with the west line of said railroad, 950.0 feet; thence S. 84° 57′ W., 64.35 feet. Thence N. 5° 3′ W. 912.0 feet; thence following said railroad parallel with and 44.0 feet distant from the center line of same and with a 2° 30′ curve to the left 382.0 feet; thence N. 86° 30′ W. 1376.0 feet to the half section line being also the extension of the west line of Schantz avenue; thence S. 4° 10′ W., with said west line of Schantz avenue, 1384.25 feet to a stone; thence N. 85° 40′ W., 747.6 feet to the center of a road; thence S. 2° 25′ E., with said road, 749.2 feet, to an iron pin in the center of the Patterson road; thence N. 85° 45′ W., with said center of Patterson road, 400.85 feet to the center of Farhills avenue; thence S. 16° 45′ E., with the center of Farhills avenue, 721.45 feet; thence S. 9° 11′ E., with the center of Farhills avenue, 649.7 feet; thence S. 0° 24′ E., with the center of Farhills avenue, 94.48 feet; thence S. 85° 0′ W., with the south line of the Park Hill plat, 636.32 feet to the half section line and the west line of Schantz avenue; thence N. 5° 0′ E., with the west line of Schantz avenue 1395.0 feet to the place of beginning, containing 124.02 acres more or less.

Conveyance by said devisees to state of certain lands in Montgomery county, a condition of delivery.

SECTION 2. Before the delivery of such deed and in consideration thereof the said Lizzie M. Davis, Jennie F. Davis, Annie D. Davis, William B. Davis, George A. Davis and Robert H. Davis shall deliver to the auditor of state a good and sufficient quit claim deed conveying to the state of Ohio all their right, title and interest in and to the tracts of land owned by the state and described as follows:

Situate in Van Buren township, Montgomery county, state of Ohio, and being a part of the southeast quarter, Sec. 32, town 2, range 7, M. R.'s bounded as follows:

Description.

Beginning at a planted stone set for a corner at the southwest corner of F. Schutte's land in said section; thence south 89¼ degrees east 3.73 chains to a corner; thence south ¼ degree west, 5.70 chains to a corner; thence south 87¾ degrees east, 3.26 chains to a corner; thence south 5 degrees, east, 3.79 chains to a corner; thence south 85 degrees west, 3.50 chains to a corner; thence north 7¼ degrees west, 5.48 chains to a corner; thence north 89¼ degrees west, 3.23 chains to a corner; thence north 2½ degrees, east, 4.46 chains to the place of beginning containing 3.19 acres. Also the following:

Description.

Situate in the state of Ohio, the county of Montgomery, being part of the S. E. quarter of section 32, town 2, range 7, M. R.'s bounded by beginning at a stone in the east line of the 105 acre tract owned by grantor fourteen and 8/10 (14.8) poles from the N. E. corner of said tract; thence S. 86 degrees W. fourteen and 6/10 (14.6) poles; thence

Digitized by Google

S. seven and ¾ (7¾) degrees E. fifty-three (53) poles; thence N. eighty-two and ¼ degrees E. fourteen and 7/100 (14.07) poles; thence N. three (3) degrees E. twenty-two and 33/100 (23.33) poles; thence N. eighty-seven and ¼ degrees W. five (5) poles; thence N. four (4) degrees W. twenty-nine and 3/10 (29.3) poles to the place of beginning containing four and 90/100 (4.90) acres.

This act is not of a general nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 168L.

[House Bill No. 577.]

AN ACT

To amend section 8956-3 of the General Code, regulating the size of caboose cars.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 8956-3 of the General Code, be amended to read as follows:

Sec. 8956-3. Except as otherwise provided in this act, it shall be unlawful, from and after the first day of July, 1919, for any common carrier operating a railroad, in whole or in part, within this state, or any manager or division superintendent thereof to require or permit the use, upon such railroad, within this state, of any caboose car or other car used for like purpose, unless such caboose or other car shall be at least twenty-four feet in length, exclusive of platforms, and equipped with two four-wheeled trucks, suitable closets and cupola; provided however, that the provisions of this section shall not apply to common carriers which operate less than ten miles of interstate railroad in Ohio.

Size of caboose cars specified.

SECTION 2. That said original section 8956-3 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 19, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 169G.

Digitized by Google

[House Bill No. 230.]

www.libtool.com.cn

AN ACT

To amend sections 7595 and 7595-1 of the General Code, relating to the proper division of school funds and salaries paid teachers in school districts receiving state aid as weak school districts.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 7595 and 7595-1 of the General Code, be and the same are hereby amended to read as follows:

Salary of teachers.

Sec. 7595. No person shall be employed to teach in any public school in Ohio for less than forty dollars a month. When a school district has not sufficient money to pay its teachers such salaries as are provided in section 7595-1 of the General Code, for eight months of the year, after the board of education of such district has made the maximum legal school levy, at least two-thirds of which shall be for the tuition fund, then such school district may receive from the state treasurer sufficient money to make up the deficit.

Salaries, school districts must pay, to be eligible to state aid.

Sec. 7595-1. Only such school districts which pay salaries as follows shall be eligible to receive state aid: Elementary teachers without previous teaching experience in the state, forty dollars a month; elementary teachers having at least one year's professional training, forty-five dollars a month; elementary teachers who have completed the full two years' course in any normal school; teachers' college or university approved by the superintendent of public instruction, fifty-five dollars per month; high school teachers not to exceed an average of seventy dollars per month in each high school.

SECTION 2. That said original sections 7595 and 7595-1 of the General Code, be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

C. J. HOWARD,
President pro tem. of the Senate.

Passed May 19, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 170G.

Digitized by Google

[House Bill No. 396.]

AN ACT

www.libtool.com.cn

To amend section 9662 of the General Code, relating to the authorizing of building and loan associations to sell its securities when it desires to close up the business affairs of the association.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 9662 of the General Code be amended to read as follows:

Sec. 9662. To buy but not to sell, except whenever it desires to terminate and close up its business affairs or in case of financial emergency, and then only with the consent previously had of the inspector of building and loan associations, interest bearing obligations secured by real estate mortgages, which shall in all respects comply with, and be within the rules adopted for making mortgage loans by the corporation making such investments. Such mortgage investments may be held and reported as mortgage loans.

Purchase interest bearing obligations; sale of to close up business permitted.

SECTION 2. That said original section 9662 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 171G.

[House Bill No. 293.]

AN ACT

To authorize the governor to convey certain escheated lands located in the city of Wellsville to such city to be used for the purpose of erecting or maintaining a public library.

WHEREAS, The state of Ohio has become the owner by escheat of the estate of the late General James W. Reilly who died intestate, and

WHEREAS, One parcel of land, belonging to such estate is situated in the city of Wellsville, Ohio, the home of General Reilly, and

WHEREAS, Such city of Wellsville is willing to erect and maintain a library on such land as a memorial to the late James W. Reilly, therefore

Digitized by Google

Be it enacted by the General Assembly of the State of Ohio:

Conveyance of escheated lands to city of Wellsville, for library purposes.

SECTION 1. That the governor of the state of Ohio be, and he is hereby authorized and directed, on behalf of the state of Ohio, to execute and deliver to the city of Wellsville, state of Ohio, a quit claim deed to the following described property:

Description.

Tract one. Located in the county of Columbiana, and state of Ohio, being a part of lot number one hundred twenty-two (122) in Phelps' addition to the town (now city) of Wellsville, Ohio, said part of lot being more particularly described as follows:

Beginning at the corner of said lot where the line of Main street intersects with the line of Ninth street; thence along the Main street line of said lot a distance of forty (40) feet to a point; thence southeasterly parallel with Ninth street a distance of one hundred (100) feet to Mulberry alley; thence southwesterly with the line of Mulberry alley a distance of forty (40) feet to the line of Ninth street; thence with the line of Ninth street a distance of one hundred (100) feet to the place of beginning at the corner.

Condition of conveyance.

SECTION 2. As a condition of such conveyance the city of Wellsville agrees to keep the grave of General James W. Reilly in good condition and repair, and it is further agreed that the property so conveyed to the city of Wellsville shall be used only for the construction or maintenance of a public library. Such deed shall be signed by the governor of the state of Ohio, sealed with the great seal of the state, and countersigned and recorded by the secretary of state as provided by law.

This act is not of a general nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 172L.

Digitized by Google

[Am. Senate Bill No. 317.]

AN ACT

www.libtool.com.cn

To amend sections 31, 32 and 39 of the act entitled: "An act to provide for the listing and valuation of property for purposes of taxation and to repeal certain sections of the General Code, relating thereto."

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 31, 32 and 39 of the act entitled: "An act to provide for the listing and valuation of property for the purposes of taxation and to repeal certain sections of the General Code, relating thereto," be and the same are hereby amended to read as follows:

Section 5580. Sec. 31. The county treasurer, prosecuting attorney, probate judge, and the president of the board of county commissioners of each county shall constitute a county board for the appointment of three members of county boards of revision. All appointments made by such county appointing board must be approved by the tax commission of Ohio before the same shall become effective. In case the county board fails to make any appointment as provided in this act, or such appointment is not approved by the tax commission of Ohio within ten days after such appointment is made, the tax commission of Ohio shall make such appointment.

Board of appointment to name members of board of revision; approval.

Section 5581. Sec. 32. On or before January 10, 1916, on or before April 10, 1917, and on or before April 10th of each year thereafter the county board provided for in the next preceding section shall appoint three competent persons who shall constitute the county board of revision for the county. Such persons shall serve until the completion of the work as provided in section 40 of this act. Each such member of the county board of revision shall be an elector and freeholder of the county. No more than two members of the county board of revision shall be of the same political party; and not more than one be a resident of the same township, city or village; provided, however, that if the amount of taxable property in any city within a county exceeds the amount of taxable property outside of such city and within the county two such members of the county board of revision in any such county shall be residents of such city. Whenever any such member of the county board of revision ceases to be a resident and freeholder of the county or by reason of removal from one township, city or village to another, or otherwise ceases to possess any of the qualifications required by this section his office shall be vacant.

Appointment of members of county board of revision; qualification and term.

Section 5592. Sec. 39. Each county board of revision shall organize annually, on the second Monday in June or at such time as may be directed by the tax commission of Ohio, by the election of a chairman for the ensuing year. The county auditor shall be the secretary of the board of revision. He shall be present at each meeting of the board in person or

Organization of board; record of proceedings.

Digitized by Google

by deputy and keep an accurate record of the proceedings of the board in a book to be kept for the purpose and perform such other duties as may be incident to the position. For his services as secretary of such board he shall receive out of the county treasury five dollars for each day the board is in session, for the use of his fee fund.

www.tiptool.com.cn

SECTION 2. That said original sections 31, 32 and 39 of said act be and the same are hereby repealed.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 173G.

[House Bill No. 460.]

AN ACT

To amend "An act making first mortgage loans security for the deposit of public moneys," being section 2288-1, of the General Code, as passed April 28th, 1913 (103 O. L., 719).

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2288-1 of the General Code be amended to read as follows:

First mortgage loans as security for deposit of public money.

Sec. 2288-1. In addition to the undertakings or security provided for in sections 2732, 4295, 7605 and 7607, it shall be lawful to accept first mortgages, or bonds secured by first mortgages bearing interest not to exceed six per cent. per annum, upon unincumbered real estate located in Ohio, the value of which is at least double the amount loaned thereon. If the amount loaned exceeds one-half the value of the land mortgaged, exclusive of the structures thereon, such structures must be insured in an authorized fire insurance company, or companies, in an amount not less than the difference between one-half the value of the land exclusive of structures, and the amount loaned, and the policy or policies shall be assigned to the mortgagee. The value of such real estate, shall be determined by valuation made under oath by two resident freeholders of the county where the real estate is located, who are conversant with real estate values. There shall be deposited with said mortgage, an abstract of title made by some competent person or persons or company, accompanied by the opinion of a competent attorney, which opinion shall certify that the mortgage is a first lien upon the premises mortgaged, or said

Digitized by Google

title shall be guaranteed by a company organized under, and which has complied with the provisions of section 9850 of the General Code.

www.libtool.com.cn

SECTION 2. That said original section 2288-1 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 20, 1915.
Approved May 27, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 1st day of June, A. D. 1915. 174G.

[House Bill No. 574.]

AN ACT

Relative to the admission of children of deceased, or permanently disabled members of the Ohio National Guard, into the Ohio Soldiers' and Sailors' Orphans' Home.

Be it enacted by the General Assembly of the State of Ohio:

Section 1932-1. SECTION 1. That the board of trustees of the Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, are hereby authorized and directed to receive into such home the children of all members of the Ohio National Guard whose lives were lost, or who were permanently disabled at any time in the course of active duty in the service of the state, on the same basis and subject to the same laws as other children are admitted to such institution.

Admission of children of members of O. N. G.

The sectional number on the margin hereof is designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 175G.

Digitized by Google

[House Bill No. 516.]

AN ACT

www.libtool.com.cn

To amend sections 1683-2 and 1683-3 of the General Code, relating to mothers' pensions.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1683-2 and 1683-3 of the General Code be amended to read as follows:

Mother's pensions, who entitled to.

Sec. 1683-2. For the partial support of women whose husbands are dead, or become permanently disabled by reason of physical or mental infirmity, or whose husbands are prisoners or whose husbands have deserted, and such desertion has continued for a period of three years, when such women are poor, and are the mothers of children not entitled to receive age and schooling certificate, and such mothers and children have a legal residence in any county of the state for two years, the juvenile court may make an allowance to each of such women as follows: not to exceed fifteen dollars a month when she has but one child not entitled to an age and schooling certificate, and if she has more than one child not entitled to an age and schooling certificate, it shall not exceed fifteen dollars a month for the first child and seven dollars a month for each of the other children not entitled to an age and schooling certificate. The order making such allowance shall not be effective for a longer period than six months, but upon the expiration of such period, said court may, from time to time, extend such allowance for a period of six months or less. Such homes shall be visited from time to time by a probation officer, the agent of an associated charities organization, or of a humane society as the court may direct, or in the absence of such probation officer, society or organization in any county, the sheriff of said county shall make such visits as directed by the probate court; provided that the person, other than the sheriff, who actually makes such visits, shall be thoroughly trained in charitable relief work, and the report or reports of such visiting agent shall be considered by the court in making such order for relief.

Visitation of homes and report.

Conditions of allowance.

Sec. 1683-3. Such allowance may be made by the juvenile court, only upon the following conditions: First, the child or children for whose benefit the allowance is made must be living with the mother of such child or children; second, the allowance shall be made only when in the absence of such allowance, the mother would be required to work regularly away from her home and children, and when by means of such allowance she will be able to remain at home with her children, except that she may be absent for work for such time as the court deems advisable; third, the mother must in the judgment of the juvenile court be a proper person, morally, physically and mentally for the bringing up of her children; fourth, such allowance shall in

Digitized by Google

the judgment of the court be necessary to save the child or children from neglect and to avoid the breaking up of the home of such woman; fifth, it must appear to be for the benefit of the child to remain with such mother; sixth, a careful preliminary examination of the home of such mother must first have been made under the direction of the court by the probation officer, the agent of an associated charities organization or humane society, or in the absence of such probation officer, society or organization in any county, the sheriff of such county shall make such investigations as the court may direct, and a written report of the result of such examination or investigation shall be filed with the juvenile court, for the guidance of the court in making or withholding such allowance.

SECTION 2. That original sections 1683-2 and 1683-3 of the General Code be, and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 176G.

[House Bill No. 650.]

AN ACT

To amend section 5175-26 of the General Code, relating to corrupt practice in elections.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5175-26 of the General Code be amended to read as follows:

Sec. 5175-26. Any person is guilty of a corrupt practice if he, directly or indirectly, by himself or through any other person, in connection with, or in respect of any election, pays, lends or contributes, or offers or promises to pay, lend or contribute any money or other valuable consideration, for any other purpose than the following matters and services, at their reasonable, bona fide and customary value: Defining corrupt practices.

Rents of halls and compensation of speakers, music and fireworks for public meetings, and expenses of advertising the same, together with the usual expense incident thereto;

The preparation, printing and publication of posters, lithographs, banners, notices and literary material, reading matter, cards and pamphlets, the compensation of agents

Digitized by Google

to supervise and prepare articles and advertisements in the newspapers, to examine questions of public interest bearing on the election, and the report on the same; the pay of newspapers for advertisments, pictures, reading matter and additional circulation; the preparation and circulation of letters, pamphlets and literature bearing on election. The transportation to and from the polling place by or under authority of the regular executive committee of a political party, or issue, of any qualified elector physically infirm, or of such inmates of soldiers' and sailors' homes who are otherwise unable by reason of physical infirmity to go to the polls, and who have a physician's certificate of such infirmity.

Rent of offices and club rooms, compensation of such clerks and agents as shall be required to manage the necessary and reasonable business of the election and of attorneys at law for actual legal services rendered in connection with the election; the preparation of lists of voters and payment of necessary personal expenses by a candidate; the reasonable traveling expenses of the committeemen, agents, clerks and speakers; postage, express, telegrams and telephones; the expenses of preparing, circulating and filing petitions for nomination. No party organization or candidate shall compensate or hire in any one election precinct more than one person to prepare lists of voters.

Any payment, contribution or expenditure or agreement or offer to pay, contribute or expend any money or thing of value for any purpose whatsoever except as herein provided is hereby declared to be corrupt practice and invalidates the election of any person guilty thereof.

SECTION 2. That said original section 5175-26 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 177G.

Digitized by Google

[House Bill No. 112.]

AN ACT

www.libtool.com.cn

To amend sections 1414 of the General Code, to extend the open season for the killing of rabbits.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1414 of the General Code be amended to read as follows:

Sec. 1414. No person shall catch, kill, injure or pursue with such intent, a rabbit with the aid or by the use of a gun, except from the first day of November to the first day of January following, both inclusive; but nothing in this section shall prohibit the killing of rabbits in any manner or at any time, except Sunday, by the owner, manager or tenant of premises or by bona fide employe of such owner, manager or tenant when they are found injuring grain, berries, fruit, vegetables, trees or shrubbery. No ferret shall be used in catching or hunting rabbits except by the owner or lessee of lands or a bona fide employe of such owner or lessee and when they are destroying or injuring trees, shrubbery, grain, berries or fruit.

Open season for rabbits; use of ferret prohibited.

SECTION 2. That said original section 1414 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 178G.

[Senate Bill No. 323.]

AN ACT

To amend section 4740 of the General Code relative to the supervision of village and rural schools.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 4740 of the General Code be amended to read as follows:

Sec. 4740. Any village or rural school district or union of school districts for high school purposes which maintains a first grade high school and which employs a superintendent shall upon application to the county board of education before September 10, 1915, or before June 1st of any year thereafter, be continued as a separate district under

Supervision of village and rural schools.

Digitized by Google

the direct supervision of the county superintendent. Such district shall continue to be under the direct supervision of the county superintendent until the board of education of such district by resolution shall petition to become a part of a supervision district of the county school district. Such superintendents shall perform all the duties prescribed by law for a district superintendent, but shall teach such part of each day as the board of education of the district or districts may direct. Such districts shall receive no state aid for the payment of the salaries of their superintendents, and the salaries shall be paid by the boards employing such superintendents.

SECTION 2. That original section 4740 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 179G.

[House Bill No. 723.]

AN ACT

To supplement section 2278 of the General Code by the enactment of an additional section to be known as section 2278-2, relating to the binding of volume 105 of the Ohio laws.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2278 of the General Code be supplemented by the enactment of an additional section to be known as section 2278-2, to read as follows:

Binding of laws of eighty-first general assembly.

Sec. 2278-2. That in the publication of the laws of the regular session of the eighty-first general assembly, the volume be bound and issued in two parts, one of which shall contain all of the appropriation bills passed by the said assembly at its regular session, and the other part shall contain the remaining bills and joint resolutions passed or adopted at such session.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio on the 4th day of June, A. D. 1915. 180G.

Digitized by Google

[House Bill No. 712.]

www.libtool.com.cn

AN ACT

To amend section 12600-278 of the General Code, relating to state building code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 12600-278 of the General Code be amended to read as follows:

Buildings and structures to which act does not apply.

Sec. 12600-278. The provisions of this act shall not apply to the construction or erection of any public building or any addition thereto or alteration thereof, the plans and specifications of which have been heretofore submitted to and approved by the chief inspector of workshops and factories; nor shall they apply to the construction, erection or equipment of any public building, addition thereto or alteration thereof, where any lot or land has been purchased for the erection or equipment of such public building or where the contract for the construction, erection or equiping of which has been let or entered into prior to the date at which this act takes effect; nor shall the provisions prescribing the minimum distance at which buildings or structures, or parts thereof, shall be located from any lot line, or the provisions relating to open courts and fireproof passage-ways, apply when the provisions of this act are, or can be, complied with by or with the use of adjoining property, and when such adjoining property affords the widths and areas as prescribed by this act, and is available for the purposes intended, and when such adjoining property is so situated, used, dedicated or deeded, as to preclude the erection of any building or structure or part thereof on the widths and areas so used, during the existence of the building or structure erected under the provisions of this act.

SECTION 2. That said original section 12600-278 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 181G.

Digitized by Google

[House Bill No. 564.]

www.libtool.com.cn

AN ACT

To supplement section 4726 of the General Code, by enactment of an additional section to be known as section 4726-1, relating to the centralization of schools.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 4726 of the General Code be supplemented by the enactment of an additional section to be known as section 4726-1, to read as follows:

Submission of question of centralization.

Sec. 4726-1. In townships in which there are one or more school districts, the qualified electors of such school districts may vote on the question of centralizing the schools of said township districts, or of special school districts therein, without interfering with the existing school district organization until the result of the election shall have been determined. If at such election in any township a majority of all the votes cast shall be in favor of centralizing the schools in said township, the probate judge of the county shall create a new board of education for the said township, without delay, by selecting from the several boards of education thus consolidated, five suitable persons, giving each former district its fair representation in such selection, which such five persons so selected shall constitute the board of education for said township until the first township election thereafter; at such first township election thereafter the electors of such township shall elect two members of the board of education for two years, and three members to serve for three years, and at the proper elections thereafter their successors shall be elected for four years. If a majority of the electors in said township vote against said centralization at the time above designated, then the several school districts in said township shall proceed as though no election had been held.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 182G.

Digitized by Google

[House Bill No. 354.]

AN ACT

www.libtool.com.cn

To punish the giving with intent to defraud of checks or drafts on any bank or other depositaries wherein the person so giving such check or draft shall not have any funds or credit for the payment of same.

Be it enacted by the General Assembly of the State of Ohio:

Section 13193-1. SECTION 1. Any person who, with intent to defraud, shall make or draw or utter or deliver any check, draft or order for the payment of money upon any bank or other depositary, who never had any funds or credit with such bank or depositary, shall be guilty of a felony, and upon conviction thereof shall be fined not less than fifty dollars and not more than two hundred dollars, or imprisoned in the Ohio state penitentiary for not less than one year nor more than three years or both. The word "credit" as used herein shall be construed to mean any contract or agreement with the bank or depositary for the payment of such check, draft or order, when presented.

Penalty for giving with intent to defraud, check, draft or order.

The sectional number on the margin hereof is designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 183G.

[House Bill No. 525.]

AN ACT

To amend section 4227-10 of the General Code, relating to initiative or referendum petitions.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 4227-10 of the General Code be amended to read as follows:

Sec. 4227-10. Whoever directly or indirectly:

(1) Wilfully misrepresents the contents of any initiative or referendum petition; or

Practices prohibited relative to I. & R. petitions.

(2) Pays or offers to pay any elector anything of value for signing an initiative or referendum petition; or

(3) Promises to help another to obtain appointment to any office provided for by the constitution or laws of Ohio or by the ordinances of any municipality, position or employment in the services of the state or any political sub-

Digitized by Google

division thereof as a consideration for obtaining signatures to an initiative or referendum petition; or

(4) Obtains signatures to any initiative or referendum petition as a consideration for the assistance or promise of assistance of another person in securing an appointment to any office or position provided for by the constitution or laws of Ohio or by the ordinance of any municipality therein; or employment in the service of the state or any subdivision thereof; or

(5) Alters or adds to or erases any signatures or names, on the parts of a petition after such parts have been filed with the auditor or village clerk; or

(6) Fails to file the sworn itemized statement required in section 4227-9 of the General Code, shall upon conviction be fined not less than one hundred dollars nor more than five hundred dollars.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That original section 4227-10 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 184G.

[House Bill No. 667.]

AN ACT

Providing for assembly halls on the second floor of buildings of frame construction in rural districts.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 12600-3 of the General Code be amended to read as follows:

Theaters.

Sec. 12600-3. Class of Construction. THEATERS. The highest point of the main auditorium foyer of any theater shall not be more than three (3) feet above and in no case below the grade line of the building at the main entrance.

Theaters seating more than one thousand (1,000) persons and theaters with one or more balconies shall be of fireproof construction, except the working part of the stage, viz.: the stage floor between the jambs of the proscenium opening from the curtain line to the rear wall of the stage which shall be of mill or fireproof construction.

Theaters seating one thousand (1,000) persons or less

www.libtool.com.cn

Digitized by Google

and containing no balcony shall be of fireproof or composite construction, except the working part of the stage floor which shall be of mill construction or better.

www.libtool.com.cn

No rooms or apartments used for any purpose whatsoever shall be placed over a theater seating five hundred (500) persons or more, unless the entire building is of fireproof construction, except that in buildings of substantial construction, seating not more than five hundred persons, and where the theater is on the ground floor of the building, rooms in such building may be rented for other purposes, if the floors, ceiling and side walls of such theatre are of fireproof construction and all openings communicating with such theatre are covered by double standard fire doors.

For air domes and summer theaters see section No. 40 (G. C. §12600-41).

For minor theaters see section No. 42 (G. C. §12600-43).

Assembly halls.

ASSEMBLY HALLS. Assembly halls accommodating more than one thousand (1,000) persons and assembly halls with one or more balconies shall be of fireproof construction.

Assembly halls accommodating one thousand (1,000) persons or less, and containing no balcony shall be of fireproof or composite construction.

In the above mentioned assembly halls the highest point of the main auditorium foyer shall not be more than eight (8) feet above, and in no case below the grade line at the main entrance to the building.

Assembly halls accommodating less than seven hundred and fifty (750) persons, with no balcony, with the highest point of the main auditorium floor not more than four (4) feet above the grade line at the main entrance, and covering not to exceed six thousand (6,000) square feet of area; may be built of frame construction, providing all parts below the first floor line are built of composite construction and the building is erected in the "urban" district thirty (30) feet from any other building or structure, or adjoining lot lines, and at least two hundred (200) feet outside of the city fire limits.

Assembly halls accommodating not more than seven hundred (700) persons and with not more than one balcony, may be placed in the second story of a building of fireproof construction, providing the highest point of the main auditorium floors is not more than twenty (20) feet above the grade line at the main entrance to the building.

Assembly halls accommodating not more than four hundred (400) persons and with no balcony, may be placed in the third story of a building of fireproof construction, providing the highest point of the main auditorium floor is not more than thirty-five (35) feet above the grade line at the main entrance to the building.

Assembly halls accommodating not more than four hundred (400) persons and with no balcony, may be placed

Digitized by Google

in the second story of a building of composite construction, providing the highest point of the main auditorium floor is not more than twenty (20) feet above the grade line at the main entrance to the building.

www.uniprol.com.cn

Exceptions.

EXCEPTIONS. Where an assembly hall or lodge room is built in connection with and as a part of a club or lodge building, and is used by the members of the club, society or lodge for private gatherings, and, is not rented or let out for the use of the general public, the following exceptions to the requirements of part 2 title 1 are made, viz.:

An assembly hall or lodge room accommodating not to exceed nine hundred (900) persons, with one balcony, may be placed in the second story of a building of fireproof construction providing the main floor level is not more than twenty (20) feet above the grade line at the main entrance to the building.

An assembly hall or lodge room accommodating not to exceed five hundred (500) persons, with one balcony, may be placed in the third story of a building of fireproof construction providing the main floor level is not more than thirty-five (35) feet above the grade line at the main entrance to the building.

An assembly hall or lodge room accommodating not to exceed two hundred and fifty (250) persons, with no balcony, may be placed in the fourth story of a building of fireproof construction providing the main floor level is not more than forty-five (45) feet above the grade line at the main entrance to the building.

An assembly hall or lodge room accommodating not to exceed six hundred (600) persons, with no balcony, may be placed in the second story of a building of composite construction providing the main floor level is not more than twenty (20) feet above the grade line at the main entrance to the building.

An assembly hall or lodge room accommodating not to exceed three hundred (300) persons, with no balcony, may be placed in the third story of a building of composite construction providing the main floor level is not more than thirty-five (35) feet above the grade line at the main entrance to the building.

An assembly hall or lodge room accommodating not to exceed four hundred (400) persons, with no balcony, may be placed in the second story of a building of frame construction, providing such building is located in a strictly rural district, not nearer than one hundred feet to any other structure, and is provided with the proper exits prescribed by law.

Digitized by Google

SECTION 2. That original section 12600-3 of the General Code be, and the same is hereby repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 185G.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

[House Bill No. 420.]

AN ACT

To amend section 7718 of the General Code, prohibiting the sale of text-books and school supplies by superintendents, supervisors, principals or teachers.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 7718 of the General Code, be amended to read as follows:

Sec. 7718. A superintendent, supervisor, principal or teacher employed by any board of education in the state shall not act as sales agent, either directly or indirectly, for any person, firm or corporation whose school text books are filed with the superintendent of public instruction as provided by law, or for school apparatus or equipment of any kind for use in the public schools of the state. A violation of this provision shall work a forfeiture of their certificates to teach in the public schools of Ohio.

Who shall not be sales agent for text books or supplies.

SECTION 2. That said original section 7718 of the General Code, be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 186G.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

Digitized by Google

[House Bill No. 713.]

www.libtool.com.cn

AN ACT

To amend section 2858 of the General Code, relating to coroner's writs.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2858 of the General Code be amended to read as follows:

Coroner's writs; fees.

Sec. 2858. The coroner may issue any writ required by this chapter, to any constable of the county in which such body is found, or if, in his opinion the emergency so requires, to any discreet person of the county who shall be entitled to receive for the services rendered the same fees as elected constables. Every constable, or other person so appointed, who fails to execute any warrant to him directed, shall forfeit and pay twenty-five dollars, to be recovered upon the complaint of the coroner, before any court having jurisdiction thereof. Any coroner who refuses or neglects to perform any duty herein required of him, shall upon indictment and conviction in the proper county and in the court of common pleas thereof, be fined not to exceed five hundred dollars. All such forfeitures and fines shall be for the use of the county.

SECTION 2. That said original section 2858 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 187G.

Digitized by Google

[House Bill No. 707.]

AN ACT

www.libtool.com.cn

To authorize and empower the president and board of trustees of the Ohio university to sell certain real estate and invest the proceeds of such sale for the use and benefit of the university.

Be it enacted by the General Assembly of the State of Ohio:

Authority to sell and convey certain real estate for benefit of Ohio university.

SECTION 1. The president and board of trustees of the Ohio university are hereby authorized and empowered to sell and convey certain real estate belonging to said university, situated in the city of Athens, county of Athens, the same being bounded and described as follows:

Description.

First Tract: Lot No. 1064 in the Presbyterian parsonage lot located in the southeast part of lots Nos. 77 and 170, the same being recorded in plat book No. 4, page 11, Athens county plat records, and being all that part of the same premises conveyed by the trustees of the First Presbyterian church of Athens, Ohio, by deed dated October 30, 1901, and recorded in volume 88, page 236, Athens county deed records, to Harry O. Armstrong, and by him to the grantor to said university, the same having a frontage of 63.7 feet on Court street in said city, and a depth of 120 feet.

Description.

Second Tract: Beginning at the northwest corner of the above described first tract; thence west 33½ feet to the Goodspeed lot now owned by the Phi Delta Theta fraternity; thence south on the east line of said fraternity lot to Mulberry street; thence south 56 degrees east on said street to the southwest corner of a lot now owned by Edwin W. Chubb; thence north on the west line of said Chubb's lot and the west line of the first tract above described to the place of beginning; being the same premises conveyed to Anna Elizabeth Armstrong, September 24, 1902, by Anna Golden Tinker and husband, by deed recorded in volume 88, page 402, Athens county deed records.

Limitation of sale price.

SECTION 2. The above described real estate may be sold for such price as may be agreed upon by the president and board of trustees of said Ohio university, said sum in no wise to be less than seven thousand dollars, and the president and secretary of said board of trustees are hereby authorized to make, execute and deliver a deed for the premises aforesaid; the proceeds arising from such sale shall be paid into the state treasury to the credit of the Ohio university fund.

This act is not of a general nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 188L.

Digitized by Google

[House Bill No. 602.]

AN ACT

www.libtool.com.cn

To amend section 3753 of the General Code relating to the oiling of streets or alleys on petition of property owners.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 3753 of the General Code be amended to read as follows:

Districts created on petition of property owners.

Sec. 3753. When a written petition signed by the owners of a majority of the abutting feet of property on a street or alley, or part thereof, or of connecting or intersecting streets or alleys, or parts thereof, is presented to the director of public service in a city, or to the council in a village, praying that the roadways within the territory described be treated with oil, and for the assessment of the whole cost thereof on the property abutting such streets or alleys, the director or council shall forthwith declare, by resolution, such territory to be, and thereafter it shall be, a district within which the roadways will be treated with oil, for a period named in the petition, not to exceed the life of the contract, and the cost thereof assessed upon the property abutting the streets or alleys therein, by the abutting foot.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 3753 of the General Code be, and the same is, hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 189G.

[House Bill No. 601.]

AN ACT

To provide for the supervision, control and expenses of elections in townships wherein is, or may be, located a state or national home for disabled volunteer soldiers, and to repeal the act of April 15, 1880 (77 O. L. 401).

Be it enacted by the General Assembly of the State of Ohio:

Section 4849-1. State or national home a separate election precinct.

SECTION 1. That in any township or townships wherein is located, or may hereafter be located, a state or a national home for disabled volunteer soldiers, the lands owned and used for said institution shall be and constitute a separate election precinct.

Digitized by Google

Section 4849-2. Subdividing and rearranging precincts.

SECTION 2. The deputy state supervisors, or the deputy state supervisors and inspectors of elections, as the case may be, of the county wherein said institution is, or may be, located, may subdivide said precinct, or re-arrange or combine the sub-division of said precinct, as often as may be deemed necessary for the convenience of electors and the prompt and correct conduct of elections may require, in the manner provided by law for other township precincts. The provisions of section 5175-26, of the General Code, as amended April 16, 1913, (O. L. 104) in so far as they relate to the hauling of persons to the polls, shall not apply to inmates of soldiers' homes.

Section 4849-3. Fixing places for holding elections and furnishing equipment.

SECTION 3. The said deputy state supervisors or supervisors and inspectors, as the case may be, shall fix the places of holding all elections in said precincts, provided that the polling places shall be located outside the grounds of said institution, and within one hundred feet thereof; shall appoint judges and clerks of election, provide and preserve suitable booths, ballot boxes, and equipment in the manner they are authorized to do in registration cities; and do and perform the duties required by law of township trustees in so far as the holding of elections in said precincts is concerned.

Section 4849-4. How expenses shall be paid.

SECTION 4. The expenses of all elections held in said precincts, including election officers, booths, ballot-boxes, equipment and supplies, shall be paid by the county commissioners, as other county election expenses are paid; and said expenses shall not be a charge upon the township as provided in sections 4991 and 5053 of the General Code.

Section 4849-5. Laws governing elections.

SECTION 5. Except as herein provided the elections in said precincts shall be governed by the same laws as relate to elections in townships.

SECTION 6. That the act of the general assembly of Ohio, passed April 15, 1880, (77 Ohio Laws, 401) be and the same is hereby repealed.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 190G.

Digitized by Google

[Senate Bill No. 319.]

AN ACT

www.libtool.com.cn

To supplement section 2917 of the General Code, by enacting section 2917-1, defining the duties of prosecuting attorneys.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 2917 of the General Code be supplemented by the enactment of supplemental section 2917-1 to read as follows:

Legal adviser of boards of elections.

Sec. 2917-1. The prosecuting attorney shall be the legal adviser of the board of deputy state supervisors of elections, or the board of deputy state supervisors and inspectors of elections, as the case may be, of his county. He shall prosecute and defend all suits, actions or proceedings which said board may direct or to which it is a party.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 191G.

[House Bill No. 709.]

AN ACT

To make partial appropriations for the state highway department in the construction, maintenance and repair of inter-county highways and main market roads and in repairing, maintaining, protecting, policing and patrolling of public roads and highways.

Be it enacted by the General Assembly of the State of Ohio:

Partial appropriations.

SECTION 1. The following sums, for the purposes hereinafter mentioned, are hereby appropriated out of any moneys in the state treasury to the credit of the several funds hereinafter specified, not otherwise appropriated:

To construct, improve, maintain and repair inter-county highways in the manner designated by law; from the state highway improvement fund	$707,100 00
To construct, improve, maintain and repair inter-county highways in those counties to the credit of which balances of the apportionment of the appropriations for such purposes made from the fund hereinafter specified in the years 1913 and 1914 existed on March 12, 1915; from the state highway improvement fund	$478,138 67

Digitized by Google

Partial appropriations.

It is the intent and purpose hereof to re-establish the balances herein referred to and to provide that the same may be expended in the counties to which the same were apportioned under the provisions of the statutes applicable to the construction, maintenance and repair of inter-county highways, which said balances lapsed on March 12, 1915, into the said fund by virtue of the provisions of H. B. No. 314 of the 81st general assembly, and thus to carry out the provisions of section 1185 of the General Code, to the end that each county in the state shall receive the benefit of the equal apportionment of said appropriations of 1913 and 1914. Provided, however, that whereas, on April 2, 1915, contracts were entered into by the state highway commissioner involving the expenditure of the sum of $18,400 for the construction of an inter-county highway improvement in Shelby county and providing for the expenditure of $18,400 for the construction of an inter-county highway improvement in Warren county, respectively, such sums, for the purpose of this act, shall not be regarded as parts of the balances to the credit of said Shelby and Warren counties on the aforesaid date; and provided further, that whereas, prior to February 15, 1915, inter-county highway improvements were in process of construction in Hardin, Summit and Wayne counties, involving the expenditure of moneys in excess of the balances shown on the records of the state highway commissioner to the credit of said counties on March 12, 1915, such counties shall not be regarded, for the purposes of this act, as having any balances of such previous appropriations to their credit as of March 12, 1915; but, except as herein otherwise provided, the sum hereinbefore last appropriated shall be apportioned by the state highway commissioner for expenditure in the construction, improvement, maintenance and repair of inter-county highways among the several counties of the state as shown by the balances of such former appropriations standing on his books to the credit of such counties on March 12, 1915.

To construct, improve, maintain and repair inter-county highways in the manner designated by law; from the general revenue fund $15,904 20

The sum last hereinbefore appropriated is in amount equal to the balances remaining to the credit of Clinton, Coshocton and Shelby counties of their respective apportionments of an appropriation for the above mentioned purpose made in the year 1913 from the general revenue fund, and the said sum shall be expended by the state highway commissioner for the purposes hereinbefore mentioned in said counties in the following amounts, to-wit:

$705 40 in Clinton county;
$7,490 33 in Coshocton county; and
$7,708 47 in Shelby county.

Digitized by Google

Partial appropriations.

To construct, improve, maintain and repair main market roads in the manner designated by law; from the state highway improvement fund $97,052 73

To repair, maintain, protect, police and patrol public roads and highways as provided in section 6309 of the General Code, and all sections supplementary thereto or amendatory thereof; from the revenues derived from fees received for the registration of motor vehicles remaining after the payment of the expenses incident to carrying out and enforcing the provisions of the chapter relative to such registration..... $200,000 00

To repair, maintain, protect, police and patrol public roads and highways as provided in section 6309 of the General Code, and all sections supplementary thereto or amendatory thereof; from the revenues derived from fees received for the registration of motor vehicles remaining after the payment of the expenses incident to carrying out and enforcing the provisions of the chapter relative to such registration (being the balance standing to the credit of said fund on March 12, 1915)..... $56,305 13

SECTION 2. The moneys appropriated in section 1 of this act shall be drawn upon requisition presented to the auditor of state, approved by the state highway commissioner. Such requisition shall set forth in itemized form and specify the nature of the service rendered, material furnished or expenses incurred, and the date of purchase or time of service, and show that competitive bids were received, unless otherwise provided by law; and it shall be the duty of the auditor of state to see that these provisions are complied with.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 192G.

Digitized by Google

[House Bill No. 660.]

AN ACT

www.libtool.com.cn

To provide for a city planning commission in municipalities.

Be it enacted by the General Assembly of the State of Ohio:

Section 4366-1. City planning commission may be established.

SECTION 1. The council of each municipality may establish a city planning commission, consisting of seven members, the mayor, the service director, the president of the board of park commissioners, and four citizens of the municipality, who shall serve without compensation, and who shall be appointed by the mayor for term of six years, except that the term of two of the members of the first commission shall be for three years. Whenever such a commission is appointed, it shall have all the powers conferred in section 4344 of the General Code.

Section 4366-2. Powers and duties of commission.

SECTION 2. The powers and duties of the commission shall be to make plans and maps of the whole or any portion of such municipality, and of any land outside of the municipality, which in the opinion of the commission bears relation to the planning of the municipality, and to make changes in such plans or maps when it deems same advisable. Such maps or plans shall show the commissions' recommendations for new streets, alleys, ways, viaducts, bridges, subways, parkways, parks, playgrounds, or any other public grounds or public improvements; and the removal, relocation, widening or extension of such public works then existing. With a view to the systematic planning of the municipalities, the commission may make recommendations to the mayor, council and department heads concerning the location of streets, transportation and communication facilities, public buildings and grounds. The commission shall have the power to control, preserve and care for historical land marks; to control in the manner provided by ordinance the design and location of statuary and other works of art, which are or may become the property of the municipality; and the removal, relocation and alteration of any such works belonging to the municipality; and the design of harbors, bridges, viaducts, street fixtures and other public structures and appurtenances. Whenever the commission shall have made a plan of the municipality, or any portion thereof, no public building, street, boulevard, parkway, park, playground, public ground, canal, river front, harbor, dock, wharf, bridge, viaduct, tunnel, utility (whether publicly or privately owned) or part thereof shall be constructed or authorized to be constructed in the municipality of said planned portion of the municipality until and unless the location thereof shall be approved by the commission; provided that in case of disapproval the commission shall communicate its reasons for disapproval to council, and the department head of the department which has control of the construction of the proposed improve-

Digitized by Google

ment or utility; and council, by a vote of not less than two-thirds of its members and such department head shall together have the power to overrule such disapproval. The narrowing ornamentation, vacation or change in the use of streets and other public ways, grounds and places shall be subject to similar approval, and disapproval may be similarly overruled. The commission may make recommendations to any public authorities or to any corporations or individuals in such municipality or the territory contiguous thereto, concerning the location of any buildings, structures or works to be erected or constructed by them.

www.hbtool.com.cn

Section 4366-3. Planning commission shall be platting commission.

SECTION 3. The municipal planning commission shall be the platting commission of the municipality, and all the powers and duties provided by law for platting commissioner or commissioners of municipalities shall upon the appointment of a municipal planning commission under this act, be deemed transferred to such commission.

Section 4366-4. Control as to buildings.

SECTION 4. Council may authorize the commission to control the height, design and location of buildings.

Section 4366-5. Employment of architects and engineers.

SECTION 5. The commission shall have power to control, appoint or employ such architects, engineers and other professional service, and to appoint such clerks, draughtsmen and other subordinates as it shall deem necessary for the performance of its functions; the expenditures for such service and employments to be within the amounts appropriated for such persons by the council of the municipality; and council shall provide for the expenses and accommodations necessary for the work of the commission.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

SECTION 6. This act shall take effect and be in force January 1, 1916.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 193G.

[House Bill No. 647.]

AN ACT

To supplement section 14849 of the General Code by the enactment of supplemental sections 14849-1 and 14849-2, relating to the erection of memorial structures.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 14849 of the General Code be supplemented by the enactment of supplemental sections 14849-1 and 14849-2, to read as follows:

Digitized by Google

Tax may be levied for erection of memorial structures; uses.

Sec. 14849-1. Commissioners in any county in which there has been or shall hereafter be a tax levied as provided in section 14848 and section 14849 of the General Code for the erection of a monument or other suitable memorial structure may, if, by resolution passed at any regular or special meeting, they find and declare it advisable so to do, erect a memorial structure containing rooms suitable for a meeting place for any post of the Grand Army of the Republic, Woman's Relief Corps, Sons of Veterans, or any other organization for the benefit of the soldiers and sailors who took part in the Civil War, or their descendants, or organized for the purpose of perpetuating their memory. Such structure may also contain a room or rooms in which historic relics may be collected and preserved and any other room or rooms necessary or proper for the accommodation of any societies above referred to.

Funds which may be expended for memorial structure; equipment and maintenance.

Sec. 14849-2. Any funds which have been or may hereafter be raised in any county by the tax provided for in section 14848 and section 14849 of the General Code may be expended by the commissioners of such county for the erection of such a memorial structure as is defined in section 14849-1 of the General Code. And any and all necessary expenses in connection with the erection of such a memorial structure may be paid for from said fund. The commissioners of such county shall also be authorized to provide for the equipment and maintenance of such memorial structure out of the general fund of said county.

The sectional numbers herein are in conformity to the Appendix of the General Code. Being related sections it is not practicable to give same General Code numbers.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 194G.

[House Bill No. 657.]

AN ACT

To authorize the board of education of Pickaway county to pay Samuel M. Sark for services as district superintendent of schools in said county.

Be it enacted by the General Assembly of the State of Ohio:

Board of education authorized to pay Samuel M. Sark, Pickaway county.

SECTION 1. That the board of education of Pickaway county, Ohio, be and is hereby authorized and directed to allow and pay to Samuel M. Sark, out of any funds under its control not otherwise appropriated the sum of four hundred and sixteen dollars and sixty-six cents, being the

Digitized by Google

amount of his salary for the period from August 1, 1914, to January 1, 1915, as district superintendent for the supervision district composed of Muhlenberg and Monroe townships of said county of Pickaway. Upon the order of the said county board of education, the clerk of said board is hereby authorized and directed to issue his duplicate warrant in favor of Samuel M. Sark for the above amount.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

Passed May 27, 1915.
Approved May 29, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 195L.

[Am. Senate Bill No. 60.]

AN ACT

To amend sections 1644 and 1645 of the General Code defining "Delinquent Child" and "Dependent Child."

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1644 and 1645 of the General Code be amended to read as follows:

Delinquent child defined.

Sec. 1644. "DELINQUENT CHILD DEFINED." For the purpose of this chapter, the words "Delinquent child" includes any child under eighteen years of age who violates a law of this state, or a city or village ordinance, or who is incorrigible; or who knowingly associates with thieves, vicious or immoral persons; or who is growing up in idleness or crime; or who knowingly visits or enters a house of ill repute; or who knowingly patronizes or visits a policy shop or place where any gambling device or gambling scheme is, or shall be, operated or conducted; or who patronizes or visits a saloon or dram shop where intoxicating liquors are sold; or who patronizes or visits a public pool or billiard room or bucket shop; or who wanders about the streets in the night time; or who wanders about railroad yards or tracks, or jumps or catches on to a moving train, traction or street car, or enters a car or engine without lawful authority, or who uses vile, obscene, vulgar, profane or indecent language; or who is guilty of immoral conduct; or who uses cigarettes, cigarette wrapper or substitute for either, or cigars, or tobacco; or who visits or frequents any theater, gallery, penny arcade or moving picture show where lewd, vulgar or indecent pictures, exhibitions or performances are displayed, exhibited or given, or who is an habitual truant; or who uses any injurious or

Digitized by Google

narcotic drug. A child committing any of the acts herein mentioned shall be deemed a juvenile delinquent person, and be proceeded against in the manner hereinafter provided.

Sec. 1645. "DEPENDENT CHILD" Defined. For the purpose of this chapter, the words "dependent child" shall mean any child under eighteen years of age who is dependent upon the public for support; or who is destitute, homeless or abandoned; or who has not proper parental care or guardianship; or who begs or receives alms; or who is given away or disposed of in any employment, service, exhibition, occupation or vocation contrary to any law of this state; who is found living in a house of ill fame, or with any vicious or disreputable persons or whose home, by reason of neglect, cruelty or depravity on the part of its parent; step-parent, guardian or other person in whose care it may be, is an unfit place for such child; or who is prevented from receiving proper education because of the conduct or neglect of its parent, step-parent, guardian or other person in whose care it may be; or whose environment is such as to warrant the state, in the interest of the child, in assuming its guardianship.

Dependent child defined.

SECTION 2. That said original sections 1644 and 1645 of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 1966.

[House Bill No. 698.]

AN ACT

For the relief of Ruth Hopkins of Clarksfield township, Huron county.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That the board of education of Clarksfield township, Huron county, Ohio, be, and they are hereby authorized to pay to Ruth Hopkins, for her services as teacher during the time beginning Oct. 5th and ending Oct. 30th, 1914, out of any funds they may have under their control, not otherwise appropriated, the sum of forty-five dollars.

Authority to pay Ruth Hopkins, Huron county.

SECTION 2. Upon the order of the board of education of said township, the clerk of said board is hereby author-

Digitized by Google

ized to issue his warrant in favor of said Ruth Hopkins for said amount, forty-five dollars, and the treasurer of said board is hereby authorized to pay said warrant out of any funds under the control of said board of education, not otherwise appropriated.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 197L.

[Am. Senate Bill No. 148.]

AN ACT

To authorize the appointment of a soldiers' and sailors' memorial commission to erect a monumet in memory of George Burton Meek, who participated in the battle of Cardenas Harbor, Cuba.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. Whereas, George Burton Meek served with distinction upon the torpedo boat "Winslow" in the Spanish-American war, and

WHEREAS, Said George Burton Meek was the first American to give up his life for his country in said Spanish-American war, and through his valor and patriotism in the battle of Cardenas Harbor, Cuba, May 11th, 1898, contributed greatly to the success of the United States navy and conferred honor and credit upon the nation and state; and

WHEREAS, Other states have fittingly commemorated the achievements of their brave sons who participated in that conflict by the erection of suitable memorial in their honor; and

WHEREAS, The state of Ohio has failed to erect any monument or memorial to this brave soldier who participated in this engagement; therefore,

Be it enacted by the General Assembly of the State of Ohio:

Commission to erect monument to memory of George Burton Meek.

SECTION 1. That the governor of the state of Ohio, be and he hereby is authorized to appoint a soldiers' and sailors' memorial commission of three members, each of whom served in the Spanish-American war. Such commission shall have the authority to erect a suitable monument or memorial and to do all other things necessary to carry out the purpose of this act. As soon as possible after being appointed the members of the commission shall meet and organize by choosing a chairman and secretary.

Digitized by Google

SECTION 2. No member of such commission shall receive any compensation for his services in connection therewith.

www.libtool.com.cn

SECTION 3. For the purpose of paying the cost of erecting such monument or memorial, there is hereby appropriated, out of any funds in the state treasury to the credit of the general revenue fund, not otherwise appropriated, the sum of one thousand dollars which shall be available on and after July 1st, 1915.

This act is not of a general nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 198L.

[Senate Bill No. 322.]

AN ACT

To supplement section 1259 of the General Code relating to the procuring of funds to comply with orders of the state board of health by enacting section 1259-1.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1259 of the General Code be supplemented by the enactment of a section to be known and designated as section 1259-1, as follows:

Interest and sinking fund levies exempt from limitations.

Sec. 1259-1. Interest and sinking fund levies on account of bonds issued under section 1259 of the General Code after June 1, 1915, in compliance with orders of the state board of health issued and approved prior to June 1, 1915, shall be exempt from all the limitations on tax levies provided by sections 5649-2 and 5649-3a of the General Code. Such levies shall also be exempt from the limitations provided by section 5649-5b of the General Code, if the question of making such additional levy shall be submitted to the electors of the municipality issuing, or proceeding to issue, such bonds in the manner provided in sections 5649-5 and 5649-5a of the General Code, and the same is approved by a majority of the electors voting on such question; and the proper legislative authorities of any such municipal corporation are hereby authorized to submit such question in the manner provided in said sections of the General Code.

Years for which levy authorized not required on ballot.

The number of years for which such levy shall be authorized shall not be required to be printed on the ballot, and the approval of the electors shall constitute sufficient

Digitized by Google

authority for the making of such additional levy annually, during the time for which the bonds are to run, or until the same are redeemed, or the redemption thereof with interest is fully provided for.

The sectional number herein is in conformity to the General Code.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 1996.

[Am. Senate Bill No. 291.]

AN ACT

To amend sections 1533, 1534, 1535 and 1537 of the General Code and to repeal sections 1539 and 1540 of the General Code, relating to the times for holding court.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1533, 1534, 1535 and 1537 of the General Code be amended to read as follows:

Times of holding common pleas court; terms in each county.

Sec. 1533. On the third Tuesday of October in each year, the judge or judges of the common pleas court in each county in which a common pleas judge has been elected by the voters thereof, shall issue their written order to the clerk of the common pleas court in their respective counties, fixing the day of the commencement of each term of common pleas court in the several counties, for the next judicial year, which shall commence on the first day of January. An order so made may be changed in any county by a subsequent order made and issued by the judge or judges thereof to the clerk of the court of such county; the court shall be held for the year covered by such order or orders at the time so ordered, but not less than three terms of the common pleas court shall be held in any county each year.

Entry and publication of order fixing times for holding.

Sec. 1534. On the receipt of such order signed by the judge or judges of the county, the clerk of the common pleas court of each county shall immediately enter it upon the journal of the common pleas court of such county, which entry shall be sufficient evidence as to the legal terms for holding the courts as therein ordered. The clerk shall cause a copy thereof to be published in one or more newspapers of general circulation in such county once a week on the same day of the week for three consecutive weeks.

Copy forwarded to secretary of state.

Sec. 1535. At the time of making and issuing an original or amendatory order under the provision of the preceding two sections, the judge or judges shall cause a copy of

Digitized by Google

the order to be forwarded to the secretary of state, who shall forthwith cause copies of the list of the times of holding the common pleas courts, so fixed for each county, to be made, and one copy thereof forwarded to each common pleas judge of the state.

Special terms; order; publication.

Sec. 1537. When he deems necessary, any judge of the court of common pleas may appoint and hold a special term of such court in his county. In such case the judge shall issue an order for such special term to the clerk of the county wherein it is to be held, at least three weeks prior to the commencement of such term. The clerk shall forthwith cause the order or notice to be published in a newspaper in such county, or of general circulation therein.

Days of open session.

Sec. 1539. Not less than two hundred and forty days of open session of the common pleas court shall be held by each judge during the year, unless all business assigned him is sooner disposed of.

Repeal.

SECTION 2. That section 1539 and 1540 of the General Code be and the same are hereby repealed; and original sections 1533, 1534, 1535, 1537 and 1539 are hereby repealed so far as they apply to counties in which a common pleas judge has been or shall hereafter be elected by the electors thereof but are expressly retained in force as to all other counties until such judge or judges shall be so elected therein.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 200G.

[Amended Senate Bill No. 304.]

AN ACT

To provide for the appointment of a commission to investigate the office requirements of the officers, departments and commissions of the state and to proceed with the necessary work to adequately house such officers, departments and commissions.

Be it enacted by the General Assembly of the State of Ohio:

Board of public buildings.

SECTION 1. There is hereby created a state board of public buildings of seven members. The adjutant general shall be a member ex-officio and two members of each branch of the general assembly and two members of the Ohio board of administration shall be appointed by the governor. Not more than four members of the board shall be of the same political party.

Digitized by Google

Organization of board; quorum; employes.

SECTION 2. Such board shall organize by electing a chairman, a vice chairman and a secretary, shall formulate rules and regulations for the conduct of its business and keep a journal of its proceedings. A majority of its members shall constitute a quorum for the transaction of business. The board shall employ such clerical, expert, professional and other assistants as may be necessary for the proper, economical and efficient conduct of its work, and fix their compensation.

www.uniopi.com.cn

Compensation and expenses of employes, how paid.

SECTION 3. The members of the board shall receive no compensation for their services, in addition to that which they now receive in their respective official positions, but shall be paid their necessary and actual expenses incurred while engaged in the business of the board. All such expenses and the compensation and expenses of employes and assistants and other expenses authorized to be incurred, shall be audited and paid upon vouchers signed by the chairman and secretary of the board.

Enumeration of powers and duties.

SECTION 4. The board is authorized and empowered to proceed along the following lines and to perform the following duties:

1. To estimate and determine the present needs and requirements of the offices, departments and commissions of the state as to floor space, sanitation, light and economical and efficient operation; to carefully estimate and determine the future needs along such lines.

2. To inspect and cause to be made or to procure surveys, measurements and drawings of the state house, judiciary building and the state house grounds, for the purpose of determining whether alterations in or additions to the state house or the judiciary building, or in or to both of them, and improvements and embellishments of the state house grounds can be made.

3. To determine—

(a) Whether the offices, departments and commissions of the state can be housed in the state house and judiciary building.

(b) Whether improvements or changes can be made in the state house and judiciary building to provide for a more economical and efficient conduct of the business of the state and to promote the health and welfare of the officers and employes therein.

(c) Whether repairs are needed for the proper preservation of the state house and judiciary building.

(d) Whether the state house grounds can be improved and embellished in a manner to make them conform to and more nearly express the function and dignity of the state of Ohio.

4. To investigate locations contiguous to or conveniently near the state house grounds upon which to erect or to acquire by purchase a building or buildings for the housing of the state offices, departments and commissions, provided it is found upon investigation that such offices,

Digitized by Google

departments and commissions cannot be housed in the state house and the judiciary building.

5. To pursue such other investigations and perform such other duties as in the judgment of the board may be necessary to determine the proper, economical and efficient plan and design of a building or buildings for the housing of the offices, departments and commissions of the state.

6. To secure the best professional and other advice and co-operation in the work of the board to the end that the proposed new building or buildings shall be economical and efficient in plan arrangement, stable in construction, stately and dignified in architectural design and located and grouped in a manner properly to typify their governmental function and purpose.

Further powers and duties.

SECTION 5. Said board is authorized and empowered after it has decided upon the method and plan which will efficiently and economically house the offices, departments and commissions of the state upon and with the approval of the governor.

1. To proceed with additions to or alterations in or repair of the state house, judiciary building, or other building or buildings which may be acquired for the use of the state.

2. To proceed with the improvement and embellishment of the state house grounds.

3. To purchase a suitable building or site contiguous to or conveniently near the state house grounds at the prevailing market price or value, on which to erect such building or buildings, or

4. In the event that there is evidence that the price asked for said site is in excess of the prevailing market price, to condemn and take, by due process of law, such site at its actual value as determined by the selling price of property in the immediate vicinity of the site.

5. To employ an architect or architects to prepare the necessary drawings and specifications, and supervise the construction of such additions, improvements, building or buildings, or both; and

6. To enter into a contract or contracts and to provide for the construction and completion of such additions to or alterations in or repairs of the state house or judiciary building, or to or in or of both of them, or for the construction and completion of such proposed new building or buildings; and

7. To have full and complete charge and direction of such additions to or alterations in, or repairs of the state house and the judiciary building or of the construction and completion of such new building or buildings.

Attorney general, legal adviser.

SECTION 6. The attorney general shall be the legal adviser of the state board of public buildings, and the Ohio board of administration is authorized to and shall furnish to said state board of public buildings, as far as may be found practicable, such building materials, labor and service

Digitized by Google

as may be necessary for the repair of or additions to the state house or the judiciary building or for the construction and completion of any new building or buildings for which provision is made in this act.

Appropriation.

SECTION 7. For the purpose of providing a fund for carrying this act into effect, there is hereby appropriated from the money in the state treasury, not otherwise appropriated, a sum equal to the amount of money paid out of the state treasury as rentals for state offices, departments and commissions for a period of two years next prior to the date on which this act becomes effective, and in addition a sum not otherwise appropriated equal to such amount of money as may be received into the state treasury as interest accruing on state funds for and during the period of two years from and after the date on which this act becomes effective. Only so much of the fund hereby appropriated shall be used as may be necessary to carry out the provisions of this act and any unexpended balance thereof shall revert into the state treasury to the credit of the general revenue fund.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 201G.

[House Bill No. 716.]

AN ACT

To make appropriations to pay claims against the state existing in favor of owners of animals killed in order to prevent the spread of dangerously contagious and infectious diseases among the live stock of the state, under the provisions of sections 1114 and 1115 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

Appropriations to pay owners of animals killed to prevent spread of disease.

SECTION 1. The following sums are hereby appropriated out of any monies in the state treasury to the credit of the general revenue fund, not otherwise appropriated, for the purpose of paying the following claims of owners of animals killed under the provisions of sections 1114 and 1115 of the General Code, in order to prevent the spread among the livestock of the state of dangerously contagious and infectious diseases, the amount being in each case one-half of the appraised value of the animals so destroyed belonging to each person, firm and corporation hereinafter named,

Digitized by Google

except that in the case of horses destroyed to prevent the spread of glanders the full appraised value of such animal is allowed.

Appropriations to pay owners of animals killed to prevent spread of disease.

www.libtool.com.cn

ANIMALS DESTROYED ON ACCOUNT OF FOOT AND MOUTH DISEASE.

Bensinger, J. O.	West Salem	23	cattle.	$1,112 50
		19	swine.	
Billman, H. R.	Spencer	4	cattle.	350 00
		21	swine.	
Brinkman & Brown	Cincinnati	71	cattle.	2,755 00
		5	swine.	
Buell, Carl A	Litchfield	22	cattle.	862 50
		2	swine.	
Bursley, George F.	Rochester	7	cattle.	1,512 88
		261	sheep.	
		1	swine.	
Chandler, C. E.	Sharon Center	30	cattle.	3,455 00
		22	swine.	
Cox, H. J.	Pleasant Hill	14	cattle.	550 00
		15	swine.	
Crosier, F. S.	Wellington	24	cattle.	1,524 50
		4	swine.	
Dimick, C. J.	Rochester	13	cattle.	708 75
		17	swine.	
Eglin, Frank	Spencer	19	cattle.	947 50
		19	swine.	
Fay, T. F.	Wakeman	1	cattle.	192 50
		26	sheep.	
Fenstermaker, C. C.	Homerville	16	cattle.	1,100 00
		16	swine.	
Gephart, Roscoe	Miamisburg	1	cattle.	42 50
Giar, George C.	Grafton	10	cattle.	500 00
		2	swine.	
Greene-Emory Co.	Cincinnati	37	cattle.	983 58
Hartman, John.	Lodi	11	cattle.	725 00
		48	sheep.	
		11	swine.	
Hartman, Sam.	Lodi	18	cattle.	965 00
		1	swine.	
Hopkins, Daniel F.	Homerville	20	cattle.	2,000 00
		24	sheep.	
		1	swine.	
Houle, Mrs. Norah.	Bellevue	4	swine.	30 00
Humm, Guy Z.	Jeromeville	14	cattle.	802 75
		14	sheep.	
		26	swine.	
Hurford, Wilber H.	Beloit	10	cattle.	385 00
Jones, R. A. & Son.	Wellington	17	cattle.	877 50
		4	sheep.	

Digitized by Google

Appropriations to pay owners of animals killed to prevent spread of disease.

Kaesemeyer, William	Cincinnati	68 cattle.	$2,587	50
Keezer, Herbert	Paulding	9 cattle. 25 sheep. 19 swine.	554	12
Mantz, M. L.	Spencer	6 cattle.	255	00
Mills, A. G.	Wellington	21 cattle. 4 swine.	1,331	75
Nims, Walter W.	Bellevue	17 cattle.	1,100	00
Pember, Joseph	Spencer	2 cattle. 11 swine.	105	00
Perkins, H. H.	Wellington	20 cattle.	670	00
Keller, S. M.	Shelby	12 cattle.	517	50
Portman, H. G.	Amherst	13 cattle. 47 sheep. 11 swine.	837	50
Rearick, H.	Homerville	16 cattle. 5 swine.	490	00
Seymour, F. B.	Bellevue	3 cattle. 2 swine.	135	00
Smith, Guy E.	Spencer	18 cattle. 34 sheep. 8 swine.	1,241	25
Waite, G. S.	Wellington	14 cattle.	765	00
Watters, E. E.	Wellington	1 cattle. 2 sheep. 1 swine.	70	00
Witbeck, Leon G.	Spencer	55 cattle. 4 swine.	2,026	50
Wright, J. A.	Bellevue	31 cattle.	1,725	00
Toft, Chris	Sandusky	7 cattle. 10 swine.	171	50
Schmidt, Bernard.	Cincinnati	58 cattle.	2,023	00

CATTLE DESTROYED ON ACCOUNT OF TUBERCULOSIS.

Abbott, A. G.	Wadsworth	3 cattle.	$112	50
Blantern & Mole.	Grafton	3 cattle.	112	50
Brooks & Barker.	Salem	20 cattle.	575	00
Carpenter & Ross.	Mansfield	9 cattle.	302	50
Crager, Oscar	West Jefferson.	1 cattle.	25	00
Crane Joseph	Independence	7 cattle.	175	00
Columbiana Co. Infirmary	Lisbon	3 cattle.	75	00
French, Homer.	Salem	4 cattle.	150	00
Firestone, John	So. Brooklyn	10 cattle.	250	00
Halle, Samuel	Cleveland	2 cattle.	50	00
Hennis, George.	So. Brooklyn	9 cattle.	225	00
Hill, J. W.	Quaker City	1 cattle.	25	00
Johnson, Thomas.	Columbus	32 cattle.	850	00
Kelley, John J.	Kensington	4 cattle.	150	00
Lippincott, E. F.	East Rochester.	9 cattle.	312	50

www.libtool.com.cn

Digitized by Google

Mills, A. L.	North Ridgeville.	3 cattle..	$75 00	Appropriations to pay owners of animals killed to prevent spread of disease.
Mullet, W. J.	Ottawa	4 cattle..	150 00	
Osborne, F. M. Estate	Willoughby	39 cattle..	1,225 00	
Palmer, S. S	Powell	1 cattle..	25 00	
Pelger, Martin	Northfield	3 cattle..	87 50	
Rock, John	Unionville	10 cattle..	262 50	
Romp, L. V. & Son.	North Olmstead.	8 cattle..	225 00	
Russell, George C.	Willoughby	1 cattle..	25 00	
Simon, M. B	Bloomdale	5 cattle..	160 00	
Smith, Frank J.	Reynoldsburg	9 cattle..	262 50	
Stratton, Walter	Winona	3 cattle..	100 00	
Tellings-Belle Vernon Co.	Cleveland	4 cattle..	95 00	
Traphagan Bros.	Columbus	2 cattle..	50 00	
Turner, Mathias.	Unionville	1 cattle..	37 50	
Young, O. B	Newark	12 cattle..	203 00	

HORSES DESTROYED ON ACCOUNT OF GLANDERS.

Cain, H. J. Fish & Poultry Co.	Cincinnati	1 horse..	$90 00
Chambers, Allen.	Laurelville	4 horses.	650 00
Collins, Pat.	Cincinnati	1 horse..	135 00
Foss-Schneider Brewing Co.	Cincinnati	2 horses.	350 00
Loughead, C. W.	Cincinnati	1 horse..	65 00
Niesen, F.	Cincinnati	1 horse..	125 00
Pilibosian, Setrak Der.	Cincinnati	1 horse..	25 00
Ruberg, Urban.	Cincinnati	2 horses.	275 00
St. Aloysius Orphan Asylum	Cincinnati	1 horse..	50 00
Strauss, Morris.	Cincinnati	1 horse..	100 00
Steidl, A. J.	Cincinnati	1 horse..	100 00
Strubbe, Ernest.	Cincinnati	1 horse..	180 00
Ulland Coal Co.	Cincinnati	1 horse..	175 00
Union Reduction Co.	Cincinnati	1 horse..	200 00
Wardlow, William.	Spring Valley.	1 horse..	100 00
Tucker, George W.	N. Straitsville.	5 horses.	585 00

CATTLE DESTROYED ON ACCOUNT OF TUBERCULOSIS.

Bailey's Dairy	Piqua	3 cattle..	$75 00	Appropriations to pay owners of animals killed on account of tuberculosis.
Clevenger, Clarence B.	Gomer	3 cattle..	95 00	
Derrer, M. & Son.	Camp Chase.	38 cattle..	1,275 00	
Edgerton, Walter G.	Winona	3 cattle..	112 50	
Garrett, James P.	Shreve	7 cattle..	152 50	
Johnson, B. W.	Clinton	1 cattle..	22 50	

Digitized by Google

Appropriations to pay owners of animals killed on account of glanders and tuberculosis.

National Fireproofing Co	Haydenville	10 cattle		$270 00
Smith, Frank J.	Reynoldsburg	2 cattle		75 00
Whinery, Willis	Salem	5 cattle		187 50

How payment shall be made.

SECTION 2. The monies appropriated in section 1 of this act shall be paid to the persons, firms and corporations named therein, upon a requisition or voucher presented to the auditor of state and approved by the members of the state agricultural commission. Such requisition or voucher shall set forth a certificate showing that an appraisement of all animals, for the destruction of which a claim is asserted, was made in the manner provided by law, the date on which such animals were slaughtered, the number and kind of animals slaughtered, and such other facts and information respecting such claim as the auditor of state may require in the form of such requisition or voucher which shall be prescribed by him.

This act is not of a general or permanent nature and does not require a General Code number.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

EDWARD C. TURNER,
Attorney General.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 202G.

[Am. Senate Bill No. 279.]

AN ACT

To amend sections 79, 84, 5177, 5189, 5196, 5212, 5247, 5248, 5249, and 5251, of the General Code, and to repeal sections 5179, 5180, 5181, 5182, 5190, 5191, 5197, 5234, 5235, 5236, 5237, 5238, and 5239, of the General Code, relating to the militia of the state of Ohio.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 79, 84, 5177, 5180, 5189, 5196, 5212, 5247, 5248, 5249 and 5251, of the General Code be amended to read as follows:

Staff of the governor.

Sec. 79. The staff of the governor shall consist of an adjutant general of the grade of brigadier general, upon whom shall devolve the duties of quartermaster general, an assistant adjutant general of the grade of colonel, and twelve aides-de-camp, all of whom shall be appointed by the governor, and shall hold such office during the pleasure of the governor, or the term for which he was elected. The adjutant general and the assistant adjutant general shall be selected from among the active or retired officers of the national guard.

Digitized by Google

Assistant quartermaster general; duties.

Sec. 84. The adjutant general shall have an assistant quartermaster general of the grade of colonel, who shall be appointed and commissioned by the governor and serve in the office of the adjutant general and shall be entitled to all the rights, privileges and allowances of other officers of corresponding rank and grade of the Ohio national guard. The assistant quartermaster general shall perform all duties devolving upon an assistant quartermaster general, and aid the adjutant general in the performance of such duties as the adjutant general may assign him. Under the direction of the adjutant general, he shall have charge of all ordinance and quartermaster stores and of the military property of the state. Such assistant quartermaster general shall be chosen and appointed as aforesaid from among the active or retired officers of the national guard.

Classification of militia.

Sec. 5177. The militia shall be divided into three classes, known respectively as, "the organized militia," "the organized reserve militia," and "the reserve militia." The organized militia shall be composed of the Ohio national guard and the Ohio naval militia. The commander-in-chief shall cause to be organized not less than one-half of one per cent., nor more than one per cent. of the entire militia provided for in the preceding section into the said organized militia. He may also cause to be organized the said organized reserve militia out of those who shall have served not less than one full term of enlistment in the Ohio national guard, or the Ohio naval militia, or in the regular army or navy of the United States, under such regulations and for such terms of service as may by him be prescribed from time to time. The reserve militia shall be composed of the remainder of the said entire militia not organized as aforesaid, provided that nothing in this section shall be construed in such manner to change or otherwise effect the Ohio national guard as now or may be hereafter organized.

Organization of Ohio National Guard.

Sec. 5189. The commander-in-chief shall organize the Ohio national guard in such tactical units of the several arms and branches of the service, and the departments thereof, as he shall from time to time prescribe conforming as nearly as practicable to the organization of the armies of the United States. All of such troops shall be allotted and apportioned to such localities as the necessities of the service, in the opinion of the governor, may require, provided that there shall be maintained not less than one hundred companies of infantry.

Selection of adjutant and assistant; pay and allowance.

Sec. 5190. The adjutant general and the assistant adjutant general shall be selected and appointed as provided in section seventy-nine of the General Code. The assistant quartermaster general shall be selected and appointed as provided in section eighty-four of the General Code. In time of war or insurrection each of said officers shall receive the pay and allowance of their rank according to those at the time prescribed for the armies of the United States, which said pay and allowance shall be in lieu of the salary

Digitized by Google

of each of said officers provided in section two thousand two hundred and forty-nine of the General Code, until the conclusion of peace or the repression of the insurrection.

www.libtool.com.cn

Enlistments and term of service.

Sec. 5196. All enlistments in the organized militia, and in the organized reserve militia, the form thereof, the length thereof, and terms of service thereunder, shall be such as shall be prescribed from time to time by the commander-in-chief, by appropriate regulations, conforming as nearly as practicable to like regulations of the United States army, provided, that such enlistments shall in all cases provide for obedience to the orders of the president of the United States, as well as the governor of Ohio.

When governor may order out guard.

Sec. 5212. The national guard may be ordered by the governor to aid the civil officers to suppress or prevent riot or insurrection, or to repeal or prevent invasion and shall be called into service in all cases before the organized reserve militia or the reserve militia.

Procedure of military courts.

Sec. 5247. General courts-martial, special courts-martial, summary courts-martial, courts of injuiry and military boards shall be organized and governed as near as possible in conformity with the articles of war and regulations and rules of procedure, for the government of the United States army except that special courts-martial, and summary courts-martial may inflict the penalty of the dishonorable discharge when such penalty is approved by the commanding officer of the battery, troop, company, corps, or other detachment, to which the defendant belongs, and by the commander-in-chief.

Summary courts-martial.

Sec. 5248. The commanding officer of a regiment or separate batallion may appoint a summary court-martial, or summary courts-martial, each to consist of an officer of his command, and the commanding officer of each garrison, fort or other place, or of a separate battalion, troop, company or other detachment of the national guard, may appoint a summary court-martial to consist of an officer of his command, for the trial of enlisted men thereof for offenses which are within the jurisdiction of a summary court-martial in the United States army. When but one commissioned officer is present with such command he shall hear and finally determine such case.

Special courts-martial.

Sec. 5249. Special courts-martial when deemed necessary, may be appointed as provided in the articles of war and statutes and regulations for the government of the United States army.

Arrest and detention.

Sec. 5251. The commanding officer of a regiment, battalion, company, troop or battery, may arrest any member of his command for the violation of an order, regulation or law for the government of the national guard, and may authorize in writing, any sheriff, constable or police officer of the county, city, village or township where such violation occurs, to so arrest such delinquent member. Such commanding officer may turn over, to any sheriff, constable or police officer, a member of his command so arrested by him.

Digitized by Google

Such sheriff, constable or police officer shall hold such man, so arrested, in his custody, not exceeding five days, until he has been tried by the proper court-martial, or has been discharged by proper authority.

Penalty for wearing military uniform or insignia by person not a member.

Sec. 5234. Any person who shall wear any uniform, or any device, strap, knot, or insignia of any design or character used as a designation of rank, grade or office, such as by law or by general regulation, duly promulgated, are prescribed for the use of the organized militia, except member of the army and navy of the United States, the organized militia of this, or any other state, members of associations wholly composed of soldiers, honorably discharged from the service of the United States or any state, members of the Order of Sons of Veterans, and the faculty and students of educational institutions, where military science is prescribed as a part of the course of instruction, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not less than ten dollars nor more than one hundred dollars, at the discretion of the court.

Penalty for discrimination against officer or enlisted man.

Sec. 5235. No person shall discriminate against any officer or enlisted man of the Ohio national guard because of his membership therein. No person shall prohibit or refuse entrance to any officer or enlisted man of the army or navy of the United States, or of the National guard of this state, into any public entertainment or place of amusement because such officer or enlisted man is wearing the uniform of the organization to which he belongs. No employer or agent of any corporation, company or firm shall discharge any person from employment under them because an officer or enlisted man of the Ohio national guard, or performing any military service he may be called upon to perform by proper authority. Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor, and, upon conviction, may be fined not exceeding two hundred dollars or imprisoned not exceeding six months, or both, at the discretion of the court.

SECTION 2. That original sections 79, 84, 5177, 5189, 5190, 5196, 5212, 5247, 5248, 5249 and 5251, of the General Code be and the same are hereby repealed.

SECTION 3. That sections 5179, 5180, 5181, 5182, 5191, 5197, 5234, 5235, 5236, 5237, 5238, and 5239, of the General Code be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 203G.

Digitized by Google

[House Bill No. 710.]

AN ACT

www.libtool.com.cn

To amend section 4828-1 of the General Code, making an apportionment of the state of Ohio into congressional districts under the thirteenth census of the United States.

Be it enacted by the General Assembly of the State of Ohio:

Apportionment of congressional districts of Ohio.

SECTION 1. That section 4828-1 of the General Code be amended to read as follows:

Sec. 4828-1. First district—That so much of the county of Hamilton as is now contained within the liimts of wards 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 13 and 25; all of the city of Norwood in Columbia and Millcreek townships, all of the city of St. Bernard within Millcreek township and the townships of Anderson, Columbia, Sycamore and Symmes shall compose the first district.

Second district—The remaining portion of the county of Hamilton now contained within the limits of wards 11, 12, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, and 26; the townships of Colerain, Crosby, Delhi, Greene, Harrison, Miami, Millcreek, Springfield and Whitewater and the precincts of Elmwood in Millcreek township shall compose the second district.

Third district—The counties of Butler, Preble and Montgomery shall compose the third district.

Fourth district—The counties of Allen, Darke, Shelby, Putnam, Auglaize and Mercer shall compose the fourth district.

Fifth district—The counties of Van Wert, Paulding, Williams, Defiance, Fulton, Henry and Wood shall compose the fifth district.

Sixth district—The counties of Highland, Brown, Clermont, Clinton, Fayette, Warren and Ross shall compose the sixth district.

Seventh district—The counties of Madison, Miami, Clark, Pickaway and Greene shall compose the seventh district.

Eighth district—The counties of Hancock, Hardin, Delaware, Champaign, Logan, and Union shall compose the eighth district.

Ninth district—The counties of Lucas, Sandusky, Erie and Ottawa shall compose the ninth district.

Tenth district—The counties of Lawrence, Gallia, Jackson, Vinton, Adams, Scioto and Pike shall compose the tenth district.

Eleventh district—The counties of Meigs, Athens, Fairfield, Perry and Hocking shall compose the eleventh district.

Twelfth district—The county of Franklin shall compose the twelfth district.

Digitized by Google

Apportionment of congressional districts of Ohio.

Thirteenth district—The counties of Seneca, Huron, Wyandot, Crawford, Richland, Ashland, Wayne and Holmes shall compose the thirteenth district.

www.hdtcpl.com.cn

Fourteenth district—The counties of Marion, Morrow, Coschocton, Knox, and Licking shall compose the fourteenth district.

Fifteenth district—The counties of Washington, Morgan, Noble, Monroe, Guernsey and Muskingum shall compose the fifteenth district.

Sixteenth district—The counties of Belmont, Jefferson, Harrison, and Columbiana shall compose the sixteenth district.

Seventeenth district—The counties of Portage, Summit, Medina and Lorain shall compose the seventeenth district.

Eighteenth district—The counties of Stark, Carroll and Tuscarawas shall compose the eighteenth district.

Nineteenth district—The counties of Mahoning, Trumbull and Ashtabula shall compose the nineteenth district.

Twentieth district—Shall consist of all that part of the city of Cleveland containing wards Numbers 1, 2, 3, 4, 5, 6, 7, 8, and 15, which is more fully bounded and described as follows: Beginning at Lake Erie at the westerly city limits line (which is the center line of West 117th street); thence easterly along the shore of Lake Erie to the center line of Cuyahoga river; thence along the center line of the Cuyahoga river following its various crooks and bends to the city limits line opposite the center line of Fleet avenue; thence easterly and southerly and easterly, southerly and southeasterly along said city limits line to the center line of East 55th street; thence southerly along the center line of East 55th street to the center line of Harvard avenue; thence easterly along the center line of Harvard avenue to the center line of East 71st street; thence northerly along the center line of East 71st street to the center line of Broadway; thence northwesterly along the center line of Broadway to the center line of East 71st street; thence northeasterly along the center line of East 71st street to the center line of Aetna road; thence southeasterly and easterly along the center line of Aetna road to the center line of East 78th street; thence northerly along the center line of East 78th street to the center line of Union avenue; thence easterly along the center line of Union avenue to the Erie railroad; thence southerly along the Erie railroad to the center of East 91st street; thence northerly along the center line of East 91st street to the center line of Loren avenue; thence easterly along the center line of Loren avenue to the center line of East 93d street; thence northerly along the center line of East 93d street to the center line of Nelson avenue; thence easterly along the center line of Nelson avenue to a line opposite the center line of East 101st street (which is a ward line); thence northerly along said line and the center of East 101st street to the center line of Kinsman road; thence southeasterly along the center line of Kins-

Digitized by Google

Apportionment of congressional districts of Ohio.

man road to the easterly line of East 140th street; thence southerly along said line to the southerly city limits line; thence westerly, southerly, westerly, northerly, westerly, northerly and westerly, along the city limits line to the Cuyahoga river; thence southerly along the Cuyahoga river following its crooks and bends to the city limits line; thence westerly, northerly, westerly, northerly, and westerly and northerly, southwesterly and northerly to the center line of West 117th street; thence northerly along the center line of West 117th street to the point of beginning.

Also the following townships and municipalities of Cuyahoga county, to-wit: The city of Lakewood, Bay village, Brooklyn township, Brooklyn Heights village, Dover township, Goldwood township, Middleburg township, Brook Park village, North Olmstead village, Olmstead township, Parma township, Mayfield township, Parma Heights village, Rocky River village, Royalton township, Strongsville township, Bedford township, Brecksville township, Chagrin Falls township, Cleveland Heights village, Idlewood village, Independence township, Newburgh Heights village, Orange township, Shaker township, Solon township, South Newburgh village, Warrensville township, West Park village, and the city of East Cleveland.

21ST DISTRICT.

The 21st district shall consist of all of that part of the city of Cleveland contained in wards Numbers 9, 10, 11, 12, 13, 14, 16, 17, 21 and 23, which is further bounded and described as follows:

Beginning at a point at the center line of the Cuyahoga river and Lake Erie; thence northeasterly along the shore of Lake Erie to a point opposite the center line of East 72nd street; thence southerly along the western boundary line of Gordon park to the L. S. & M. S. railroad; thence northeasterly along the L. S. & M. S. railroad to the center line of East 73rd street, thence southerly along the center line of East 73rd street to the center line of Bittern avenue; thence northeasterly along the center line of Bittern avenue to the center line of East 75th street; thence southerly along the center line of East 75th street to the center line of St. Clair avenue; thence southwesterly along the center line of St. Clair avenue to the center line of East 74th street; thence southerly along the center line of East 74th street to the center line of Korman avenue; thence easterly and northerly and easterly and southerly and easterly along the center line of Korman avenue to the center line of Ansel road; thence northeasterly along a line through Rockefeller park to East Boulevard to a point opposite the center line of Parkgate avenue (which is a ward line); thence southeasterly along the center line of East Boulevard to the center line of Wade Park avenue; thence westerly along the center line of Wade Park avenue to the center line of Gid-

Digitized by Google

dings road; thence northwesterly along the center line of Giddings road to the center line of Superior avenue; thence westerly along the center line of Superior avenue to the center line of East 65th street; thence southerly along the center line of East 65th street to the center line of White avenue; thence westerly along the center line of White avenue to the center line of East 55th street; thence southerly along the center line of East 55th street to center line of Cedar avenue; thence westerly along the center line of Cedar avenue to the center line of East 40th street; thence southerly along the center line of East 40th street to the center line of Central avenue; thence easterly along the center line of Central avenue to the center line of Central avenue to the center line of East 67th street; thence southerly along the center line of East 67th street to the center line of Quincy Ave., thence easterly along the center line of Quincy avenue to the center line of Woodhill road; thence northeasterly along the center line of Woodhill road to a line running through the center of Fairmount reservoir (which is a ward line); thence southeasterly along said line to the center line of Baldwin road; thence southwesterly along the center line of Baldwin road to the center line of Ingersoll road; thence southeasterly along the center line of Ingersoll road to the center line of Woodland avenue; thence easterly along the center line of Woodland avenue to the easterly line of East 140th street; thence southerly along the easterly line of East 140th street to the center line of Kinsman road; thence northwesterly along the center line of Kinsman road to a point opposite East 101st street; thence southerly along the center line of East 101st street and continuing on a straight line to the center line of Nelson avenue; thence westerly along the center line of Nelson avenue to the center line of East 93rd street; thence southerly along the center line of East 93rd street to the center line of Loren avenue; thence westerly along the center line of Loren avenue to the center line of East 91st street; thence southerly along the center line of East 91st street to the Erie railroad; thence northerly along the Erie railroad to the center line of Union avenue; thence westerly along the center line of Union avenue to the center line of East 78th street; thence southerly along the center line of East 78th street to the center line of Aetna road; thence westerly and northwesterly along the center line of Aetna road to the center line of East 71st street; thence southwesterly along the center line of East 71st street to the center line of Broadway; thence southeasterly along the center line of Broadway to the center line of East 71st street; thence southerly along the center line of East 71st street to the center line of Harvard to the city limits line; thence northerly and westerly and northerly and westerly and northerly and westerly along the city limits line to the center line of Cuyahoga river; thence along the center line of the Cuyahoga river following its various crooks and bends to the point of beginning.

Digitized by Google

22ND DISTRICT.

Apportionment of congressional districts of Ohio.

www.libtool.com.cn

The 22nd district shall consist of all of that part of the city of Cleveland contained in wards Numbers 18, 19, 20, 22, 24, 25 and 26, which is further bounded and described as follows:

Beginning at a point opposite the center line of East 72nd street extended and Lake Erie; thence southerly along the western boundary line of Gordon park to the L. S. & M. S. Ry., thence northeasterly along the L. S. & M. S. Ry. Co. to the center line of East 73rd street; thence southerly along the center line of East 73rd street to the center line of Bittern avenue; thence northeasterly along the center line of Bittern avenue to the center line of East 75th street; thence southerly along the center line of East 75th street to the center line of St. Clair avenue; thence southwesterly along the center of St. Clair avenue to the center line of East 74th street; thence southerly along the center line of East 74th street to the center line of Korman avenue; thence easterly and northerly, easterly, southerly, and easterly along the center line of Korman avenue to Ansel road; thence northeasterly along a line through Rockefeller park to East Boulevard to a point opposite the center line of Parkgate avenue (which is a ward line); thence southeasterly along the center line of East Boulevard to the center line of Wade Park avenue; thence westerly along the center line of Wade Park avenue to the center line of Giddings road; thence northwesterly along the center line of Giddings road to the center line of Superior avenue; thence westerly along the center line of Superior avenue to the center line of East 65th street; thence southerly along the center line of East 65th street to the center line of White avenue; thence westerly along the center line of White avenue to the center line of East 55th street; thence southerly along the center line of East 55th street to the center line Cedar avenue; thence westerly along the center line of Cedar avenue to the center line of East 40th street; thence southerly along the center line of East 40th street to the center line of Central avenue; thence easterly along the center line of Central avenue to the center line of East 67th street; thence southerly along the center line of East 67th street to the center line of Quincy avenue; thence easterly along the center line of Quincy avenue to the center line of Woodhill road; thence northeasterly along the center line of Woodhill road to a line running through the center of Fairmount reservoir (which is a ward line); thence southeasterly along said line to the center line of Baldwin road; thence southwesterly along the center line of Baldwin road to the center line of Ingersoll road; thence southeasterly along the center line of Ingersoll road to the center line of Woodland avenue; thence easterly along the center line of Woodland avenue to the city limits line; thence northerly along the easterly city limits line to Lake

Digitized by Google

Apportionment of congressional districts of Ohio.

Erie; thence southwesterly along Lake Erie to the easterly boundary between Bratenahl village and the city of Cleveland; thence southwesterly along the city limits boundary line to the L. S. & M. S. Ry.; thence southwesterly along the L. S. & M. S. Ry. to the westerly boundary line between Bratenahl village and the city of Cleveland; thence northerly along said line to Lake Erie; thence southwesterly along Lake Erie to the point beginning; also the village of Bratenahl and Euclid township of Cuyahoga county, the whole of Lake county and the whole of Geauga county.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 4828-1 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 204G.

[House Bill No. 722.]

AN ACT

To amend section 5123-1 and to repeal section 5123-5 of the General Code, relating to submission of, and counting of votes for, constitutional amendments.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 5123-1 of the General Code be amended to read as follows:

Returns of votes cast for and against constitutional amendments.

Sec. 5123-1. Whenever any amendments to the constitution are proposed to be submitted to the people, said amendments shall be submitted at the regular election to be held on the first Tuesday after the first Monday of November of the same year, and the judges and clerks of election in each township, ward and precinct shall, in addition to the returns provided by law, at the same time make return to the deputy state supervisors of elections of the vote cast for and against any proposed amendments to the constitution of Ohio that may be submitted to the voters of the state for adoption or rejection at such election.

Digitized by Google

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That said original section 5123-1 and section 5123-5 of the General Code, be and the same are hereby repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 205G.

[House Bill No. 518.]

AN ACT

To authorize the board of education of Townsend township, Sandusky county, Ohio, to pay Dorothy Gillett as teacher.

Be it enacted by the General Assembly of the State of Ohio:

Authority to pay Dorothy Gillett, Sandusky county.

SECTION 1. That the board of education of Townsend township, Sandusky county, Ohio, be, and they are hereby authorized to pay to Dorothy Gillett, out of any funds they have under their control, not otherwise appropriated, the sum of ninety ($90.00) dollars, being the amount of her salary for two months, beginning September 2nd, 1912, and ending November 2nd, 1912.

SECTION 2. Upon the order of the board of education of said township, the clerk of said board is hereby authorized to issue his warrant in favor of said Dorothy Gillett for said amount, ninety ($90.00) dollars, and the treasurer of said board is hereby authorized to pay said warrant out of any funds under the control of said board of education not otherwise appropriated.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 206L.

Digitized by Google

[House Bill No. 588.]

AN ACT

www.libtool.com.cn

To amend sections 1558-4, 1558-6, 1558-15, 1558-16, and 1558-36 of the General Code, relating to the municipal court of Cincinnati.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1558-4, 1558-6, 1558-15, 1558-16 and 1558-36 of the General Code be amended to read as follows:

Salary of judges; vacations.

Sec. 1558-4. The salary of a judge of the municipal court shall be four thousand ($4,000.00) dollars per annum, three thousand dollars of which shall be paid out of the treasury of the city of Cincinnati in monthly installments and one thousand dollars shall be paid out of the treasury of Hamilton county in quarterly installments. The presiding judge shall receive a salary of six thousand ($6,000.00) dollars per annum, of which four thousand dollars shall be paid out of the treasury of the city of Cincinnati in monthly installments and two thousand dollars shall be paid out of the treasury of Hamilton county in quarterly installments. The vacations of the respective judges of the municipal court shall not exceed thirty days during each year, and at such times as fixed by the presiding judge, and at least three judges shall be in attendance at all times.

Jurisdiction.

Sec. 1558-6. The municipal court shall have the same jurisdiction in criminal matters and prosecutions for misdemeanors or violations of ordinances as heretofore had by the police court of Cincinnati and in addition thereto shall have ordinary civil jurisdiction within the limits of said city of Cincinnati in the following cases:

1. In all actions and proceedings of which the justices of peace have or may be given jurisdiction.

2. In all actions and proceedings for the recovery of money or personal property of which the court of common pleas has, or may be given, jurisdiction, when the amount claimed by any party, or the alleged value of the personal property sought to be recovered, does not exceed $600.00 and in such actions judgment may be rendered for over $600.00 when the amount over $600.00 shall consist of interest or damages, or court costs accrued after the commencement of the action.

3. All actions on contracts express or implied, when the amount claimed by the plaintiff, exclusive of all costs, does not exceed $600.00. When a cause arising out of a contract is pending in the municipal court and when the ends of justice demand that the contract or contracts be reformed or cancelled, the municipal court shall have the jurisdiction to decree such reformation or cancellation.

4. All actions in forcible entry or detainer.

5. All actions or proceedings whether legal or equitable to enforce the collection of its own judgments.

Digitized by Google

6. All actions for the sale of personal property under chattel mortgage, lien or other charge or encumbrance upon personal property, and for marshaling of all liens thereon when the amount sought to be recovered shall not exceed $600.00.

7. All actions and proceedings for the sale of personal property under lien of judgment of the municipal court or lien for material furnished or labor performed and for the marshaling of all liens thereon, but except in the case of a judgment of the municipal court the jurisdiction of the court shall be limited to the sale of personal property to satisfy the claims of $600.00 or less.

8. All actions and proceedings in the nature of creditors' bills in aid of execution, to subject the interest of a debtor in personal property to satisfy the claims of $600.00 or less.

Jury; number, qualification, verdict.

Sec. 1558-15. All actions in the municipal court both civil and criminal shall be tried to the court unless a party to an action is entitled by law and demands in writing before the day assigned for the trial of such action upon the merits of the action, a jury to try the issue of fact. In all civil actions where a jury is demanded, it shall be composed of six men having qualifications of electors. In all actions and proceedings, other than civil actions and proceedings of which police courts in cities have or may hereafter be given jurisdiction the jury shall be composed of twelve men having the qualifications of electors. In all civil actions the jury shall return a verdict when five or more of the members concur.

Jurors' fees.

Sec. 1558-16. In all actions and proceedings in the municipal court the cost of summoning jurors and the fees of jurors shall be paid out of the treasury of the city of Cincinnati; and each juror shall receive two dollars for each day of actual service.

Costs, how taxed.

Sec. 1558-36. The costs in said court shall be two dollars in each case, exclusive of witness fees and the costs of summoning jurors and jurors' fees in civil cases, the costs of appraisers in attachment and replevin actions, and the costs of the removal of property seized, in any civil action or proceeding. Such fees and costs of summoning witnesses shall be fixed in the same manner as is now, or may hereafter be, provided for in the court of common pleas, for witness fees and the costs of summoning them. Said cost of two dollars shall be payable in advance upon the institution of any proceeding unless the party instituting the same shall be allowed, for good cause shown, by one of the judges to institute his action without any payment of such costs. There shall be no advance costs in any criminal proceeding or prosecution but no warrant or order of arrest shall issue without the consent of the city solicitor, one of his assistants, one of the judges of the court, or clerk, or his chief deputy.

Digitized by Google

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That said original sections 1558-4, 1558-6, 1558-15, 1558-16 and 1558-36 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 207G.

[House Bill No. 575.]

AN ACT

To amend sections 4250 and 4276 of the General Code, relating to municipal officers.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 4250 and 4276 of the General Code be amended to read as follows:

General powers; merger of offices permitted.

Sec. 4250. The mayor shall be the chief conservator of peace within the corporation. He shall appoint, and have the power to remove, the director of public service, the director of public safety, and the heads of the sub-departments of the departments of public service and public safety, and shall have such other powers and perform such other duties as are conferred and required by law. In cities having a population of less than twenty thousand, the council may by a majority vote merge the office of director of public safety with that of public service, one director to be appointed for the merged department.

Books and accounts; merger of offices in certain cities.

Sec. 4276. The auditor shall keep the books of the city, exhibit accurate statements of all moneys received and expended, and of all property owned by the city and the income derived therefrom, and of all taxes and assessments. In cities having a population of less than twenty thousand the city council may, by a majority vote, merge the duties of the clerk of the water works, if any, clerk of the board of control and clerk of the city council with the duties of the city auditor, allowing him such additional assistants in performing such additional duties as council may determine.

Digitized by Google

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original sections 4250 and 4276 of the General Code be and the same are hereby repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 208G.

[House Bill No. 717.]

AN ACT

To supplement section 9887 of the General Code, relating to the real estate of agricultural societies.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 9887 of the General Code be supplemented to read as follows:

Tax levy to improve real estate of agricultural societies.

Sec. 9887-1. In counties wherein there is a county agricultural society which has purchased a site whereon to hold fairs, and the title to such grounds is vested in fee in the county, but the society has the control and management of the lands and buildings, if they think it for the interest of the county and society, the county commissioners may levy a tax upon all the taxable property of the county for the purpose of improving such grounds not to exceed one-twentieth of one mill in any one year and not for a period of more than five years; and in anticipation of the collection of this tax the commissioners may issue and sell the bonds of the county, bearing interest not to exceed six per cent. per annum payable annually.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 209G.

Digitized by Google

[House Bill No. 364.]

AN ACT

www.libtool.com.cn

To provide for the establishment, maintenance, care, management and control of a county library in counties where a library has been bestowed on the county by either gift or bequest.

Be it enacted by the General Assembly of the State of Ohio:

Section 2976-11. Maintenance, care and control of county library bestowed by gift or bequest.

SECTION 1. That in all counties of the state of Ohio where the county commissioners have received a bequest or gift of a building, money or property wherewith to construct a building for, or to furnish and equip and help a county library, or have accepted the gift of a library, or its use for a term of years, and have made an agreement to maintain and provide for such library in accordance with the provisions of sections 2454 and 2456 of the General Code, there shall be established a county library for the use of all of the citizens of the county and the maintenance, management, care and control of such library shall be entrusted to a board of trustees consisting of six members; the members of such board shall be appointed by the judge of the court of common pleas of the county in which such library is situated as soon as such gift or bequest shall have been accepted by the board of commissioners; two members thereof to hold their offices for the term of two years, two for the term of four years and two for the term of six years; each trustee shall be an elector of the county in which such library is located and not more than three of the members of such board shall be of the same political party; and thereafter such common pleas judge shall, upon the expiration of the terms of office of such appointees, or any thereof, appoint successors to said trustees and each trustee thereafter appointed upon the termination of the term of office of any trustee shall hold his position for the term of six years. All vacancies in such board of trustees shall be filled by the judge hereinbefore referred to and the person so appointed to fill a vacancy in such board shall serve for the unexpired term of his predecessor. Each member of such board shall serve for the term herein provided and until his successor is appointed and qualified. In counties having more than one judge of the court of common pleas the appointments herein provided for shall be made by the judges of the court of common pleas for such county. All members of such board of trustees shall serve without compensation, and shall give bond to the approval of the county commissioners in such sum as they shall fix.

Section 2976-12. Use of library.

SECTION 2. Each and every resident of the county within which is situated such county library, shall be entitled to the free use of such library, reading rooms, and any branch of the same, and all the privileges thereof, upon such terms and conditions not inconsistent therewith, as the board of trustees of such library may prescribe.

Digitized by Google

Section 2976-13. Powers and duties of board of trustees.

SECTION 3. The board of trustees of such library shall have sole and exclusive charge, custody and control of the public library in such county, including all property, both real and personal, used and occupied by such library, whether acquired heretofore or hereafter, and shall have full power to make all rules and regulations necessary for the proper government, maintenance, care and management thereof, and to provide therefor. Said board of trustees shall have power over, and exclusive control of, the library fund arising from the levy made by the county commissioners under the provisions of section 2456 of the General Code, and of the expenditure of all moneys collected to the credit thereof. They shall have power and it shall be their duty to establish in the city or village where such library is located and throughout the county within which is situated said library, reading rooms, branch libraries, and library stations in connection with said library, and to lease and furnish said rooms, buildings or parts thereof as are required for such purposes, and to pay all necessary expenses connected therewith. They shall have power, and it shall be their duty to purchase and pay for all books, periodicals, magazines and other literature and supplies necessary, in their judgment, for said public library, reading rooms, branch libraries and library stations, and to incur the necessary expenditures for the encouragement and advancement of the best use of such library, reading rooms, branch libraries and library stations by the public; all such purchases, payments and expenditures to be made out of said library fund. They shall have power and it shall be their duty, to employ a librarian, assistant librarians, janitor, and other necessary assistants for such public library, reading rooms, branches and stations; to fix the compensation of persons so employed, and to pay same out of said library fund. Said library board may fix the term of any such persons employed by them for any period not to exceed two years.

Section 2976-14. Organization of board.

SECTION 4. Such board of trustees shall organize and shall choose a president, vice president and secretary and such other officers and committees as they may deem necessary.

Section 2976-15. Custodian of library fund.

SECTION 5. All moneys realized from the levy made by the commissioners of the county under the provisions of section 2456 of the General Code and all moneys received or collected by said trustees for the library, shall be placed in the treasury of said county, subject to the order of said board of trustees of said library. Said fund shall be known as the library fund of said county, of which the county treasurer shall be the custodian, and no money shall be drawn therefrom, except upon the requisition of the board of trustees of said library, certified by the president and secretary of said board, directed to the county auditor, who shall draw his warrant upon the county treasurer therefor. Any part of said funds unexpended during any year shall remain to the credit of said library fund.

How expenditures shall be made.

Digitized by Google

Section 2976-16. SECTION 6. On the first day of January of each year such board of trustees shall make a full detailed statement and report of all moneys collected and expended and of all transactions had during the previous year. Said report shall be made in writing to the board of county commissioners. Annual report.

Section 2976-17. SECTION 7. The provisions of this act shall not apply to county libraries heretofore organized and now being conducted under such organizations. Libraries to which act does not apply.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 210G.

[Am. Senate Bill No. 197.]

AN ACT

To amend sections 2507, 2508 and 2509 and to repeal sections 2404 and 2697 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 2507, 2508 and 2509 of the General Code be amended to read as follows:

Sec. 2507. The county auditor, annually, on or before the thirtieth day of September, shall make a complete detailed report in writing of all the financial transactions of the county for the fiscal year ending August thirty-first. In said report the receipts shall be itemized as to source and amount. The expenditures shall be itemized as to amount, to whom paid, and for what purpose, and it shall be sufficient compliance with this provision if the aggregate amount paid each person, co-partnership or corporation for each of the purposes named in the form of the county financial report as it is now prescribed or as it may hereafter be prescribed by the bureau of inspection and supervision of public offices shall be given, with the exception that any court witness fees, jurors' fees, witness fees in sheep claims, compensation and mileage of election judges, clerks, registrars, relief of indigent soldiers, sailors, marines, and their indigent wives, parents, widows and minor children, soldiers' burials and markers for soldiers' graves, relief of indigent blind, mothers' pensions, treatment of pulmonary tuberculosis and payments upon the principal and interest of the public debt, shall each be given in total with Detailed financial report by county auditor.

Digitized by Google

amount paid but names not given. In giving the expenditures further itemization of the purpose shall be made so as to give the amount paid on each separate contract under bridges and culverts, ditches, roads: Telephone tolls for each office; autopsies for each case; stationery and supplies for each office, sub-divided into (1) blank books, (2) blanks, (3) other stationery and supplies.

Tabulated statement of receipts and expenditures.

Said report shall also contain a tabulated statement of the receipts and expenditures for general county purposes for the year, arranged as follows: The first column shall contain the names of the funds, except that all special assessment ditches shall be contained in one fund and all special assessment road improvement funds in one fund, and the funds of other civil divisions in one fund, and the second column shall contain the balance in each fund at the beginning of the year, the third column the overdrafts in each fund, the fourth column the receipts for the year, the fifth column the expenditures for the year, the sixth column the balance at the end of the year and the seventh column the overdrafts at the end of the year.

Trust funds (funds of other civil divisions) shall be published as provided for in Schedule A-V in the form of county financial report as now prescribed or as may hereafter be presented by the bureau of inspection and supervision of public offices.

Submission of report for certification; publication.

Sec. 2508. Upon completing said report the county auditor shall submit the same to a judge of the court of common pleas for said county who shall determine whether said report is in conformity to this act, and if not said judge shall direct the said auditor to make specified changes therein so as to make it conform herewith. If the judge certifies that said report is in compliance herewith or after the auditor shall make changes therein as directed by the judge, said auditor shall cause an exact copy of said report to be immediately published one time in one newspaper of the political party casting the largest vote in the state at the last general election, and in one newspaper of the political party casting the second largest vote in the state at the last general election, published in the county and of general circulation in said county; if there are two such papers published; if not, then a publication in one newspaper only is required. In addition to such publication, the report shall be published in the same manner in one newspaper, if there be such, printed in the county in the German language and having a bona fide general circulation of not less than six hundred among the inhabitants of such county speaking that language.

Forfeiture for delay.

Sec. 2509. The auditor of each county shall forfeit and pay into the county treasury five dollars for each day after the thirtieth day of September of each year that the making and filing of said report is delayed.

Penalty for neglect or failure.

If any county auditor fails or neglects to make the report required of him by this chapter, and have same pub-

Digitized by Google

lished at the time therein required, he shall be fined in any sum not exceeding one hundred dollars; and the prosecuting attorney of any such county shall prosecute in the court of common pleas, as is provided by law in similar cases, any county auditor who neglects or refuses to publish the required report and statement as herein provided.

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original sections 2507, 2404, 2508, 2509, and 2697 of the General Code be, and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 211G.

[Senate Bill No. 280.]

AN ACT

To amend section 7681 of the General Code, by providing that public schools shall be free to inmates of private orphan asylums and children's homes.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 7681 of the General Code be amended to read as follows:

Who may be admitted to school free; inmates of children's homes and orphan's asylums.

Sec. 7681. The schools of each district shall be free to all youth between six and twenty-one years of age, who are children, wards or apprentices of actual residents of the district, including children of proper age who are inmates of a county or district or of any public or private children's home or orphans' asylum located in such a school district, but the time in the school year at which beginners may enter upon the first year's work of the elementary schools shall be subject to the rules and regulations of the local boards of education. The board of education in any district in which a public or private children's home or orphans' asylum is located, when requested by the governing body thereof, shall admit the children of school age of such home or asylum to the public schools of the school district. The county commissioners shall pay the tuition of such pupils to the school or schools maintained by the board of education at a per capita rate which shall be ascertained by dividing the total expenses of conducting the elementary schools of the district attended, exclusive of permanent improvement and repairs, by the total enrollment in the elementary schools of the district, such amount to be com-

Digitized by Google

puted by the month. An attendance any part of the month shall create a liability for the whole month. The distributive share of school funds from the state for the children of such home or asylum shall then be paid to the county commissioners. But all youth of school age living apart from their parents or guardians and who work to support themselves by their own labor, shall be entitled to attend school free in the district in which they are employed.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That original section 7681 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 212G

[Senate Bill No. 283.]

AN ACT

To provide for the appointment of a commission to establish one additional normal school and to provide for the maintenance thereof.

Be it enacted by the General Assembly of the State of Ohio:

Section 7901-1. Establishment of normal school in eastern Ohio.

SECTION 1. That the normal school system of the state of Ohio created and established by chapter ten of the General Code, be extended by the creation and establishment of one additional state normal school to be located in eastern Ohio, and to be so located as to afford the best opportunity possible for all the people to obtain the benefits and advantages to be derived from teachers trained both theoretically and practically. Such school shall not be located in any city or village which now has a college located therein.

Section 7901-2. Commission to select location; report.

SECTION 2. Within thirty days after the passage of this act the governor shall appoint a commission composed of five persons, not more than three of whom shall be from any one political party, and no one of whom shall be personally or financially interested in any site determined upon by said commission. Said appointees shall constitute a commission with full power and authority to select suitable locations, lands, or lands and buildings and secure options on the same as said commission may find necessary for the establishment of said normal school and upon such terms and conditions as said commission may deem to be for the best interests of the state and submit a report of their pro-

Digitized by Google

ceedings to the governor for his approval on or before the first day of December, 1915. The members of said commission shall serve without compensation but shall be paid their reasonable and necessary expenses while in the discharge of their official duties and shall serve until the appointment and organization of the boards of trustees, hereinafter provided.

Section 7901-3. SECTION 3. As soon thereafter as the General Assembly shall appropriate a sufficient amount of money for the purchase of said site and the erection of suitable buildings thereon, the governor shall appoint by and with the advice and consent of the senate five competent persons who shall constitute a board of trustees for the proposed normal school in the eastern portion of Ohio.

Appointment of board of trustees.

Section 7901-4. SECTION 4. The board of trustees shall organize immediately after its appointment by the election from its members, of a president, a secretary and a treasurer. The treasurer, before entering upon the discharge of his duties shall give bond to the state of Ohio for the faithful performance of his duties and the proper accounting for all moneys coming into his care. The amount of said bond shall be determined by the trustees, but shall not be for less sum than the estimated amount which may come into his control at any time. Said bond shall be approved by the attorney general.

Organization; bond of treasurer.

Before adopting plans for the buildings of said normal school the board shall elect a president of known ability for the school under its control, who shall have advisory power in determining said plans. In planning said buildings, ample provisions shall be made for the establishment of a well equipped department for the preparation of teachers in the subject of agriculture.

Selection of president.

The board of trustees in connection with the president of the normal school shall elect and appoint an able and efficient corps of instructors for the said school, provide a suitable course of study for the theoretical and practical training of students who desire to prepare themselves for the work of teaching, fix rates of tuition and provide proper equipment.

Corps of teachers.

Said board shall proceed without unnecessary delay to purchase said selected sites, lands and buildings, as the case may be, and erect thereon suitable and substantial buildings, or enlarge, reconstruct and properly repair in a suitable and substantial manner such building or buildings, if any there be, and complete said buildings as soon as conditions will permit. And said board of trustees shall do any and all things necessary for the proper maintenance and successful and continuous operation of said normal school and may receive donations of lands and moneys for the purpose of said normal school.

Purchase of site and erection of buildings.

The governor when appointing said board of trustees shall designate one member of the board to serve one year, one to serve two years, and one to serve three years, one to

Terms of members.

Digitized by Google

serve four years and one to serve five years and thereafter one trustee shall be appointed annually for five years for the control and management of said normal school. They shall serve without compensation other than their reasonable and necessary expenses while engaged in the discharge of their official duties. Not more than three members of the board shall be selected from any one political party.

Section 7901-5. Removals and vacancies.

SECTION 5. The governor shall have power to remove for just cause any appointees herein named, when, in his judgment, he deems it necessary, and shall fill all vacancies that may occur.

SECTION 6. The said normal school shall be supported by such sums and in such manner as the General Assembly may from time to time provide.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 213G.

[House Bill No. 453.]

AN ACT

To amend sections 2294, 2295, 3924, 4228, 4229, 4232, 4676, 6255, 7626, and 7627 of the General Code, and to supplement sections 3914 and 5630 of the General Code, relating to legal publication of notices and the sale of public bonds.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 2294, 2295, 3924, 4228, 4229, 4232, 4676, 6255, 7626 and 7627 of the General Code be amended to read as follows:

Advertisement of sale of public bonds.

Sec. 2294. All bonds issued by boards of county commissioners, boards of education, township trustees, or commissioners of free turnpikes, shall be sold to the highest bidder after being advertised once a week for three consecutive weeks and on the same day of the week, in a newspaper having general circulation in the county where the bonds are issued, and, if the amount of bonds to be sold exceeds twenty thousand dollars, like publications shall be made in an additional newspaper having general circulation in the state. The advertisement shall state the total amount and denomination of bonds to be sold, how long they are to run, the rate of interest to be paid thereon, whether annually or semiannually, the law or section of law authorizing the issue, the day, hour and place in the county where they are to be sold.

www.libtool.com.cn
Digitized by Google

How bonds shall be sold.

Sec. 2295. None of such bonds shall be sold for less than the face thereof with any interest that may have accrued thereon, and the privilege shall be reserved of rejection of any or all bids. When such bonds have been once advertised and offered at public sale, as provided by law, and they, or any part thereof, remain unsold, those unsold may be sold at private sale at not less than their par value and accrued interest. All moneys from the principal on the sale of such bonds shall be credited to the fund on account of which the bonds are issued and sold, and all moneys from premiums and accrued interest on the sale of such bonds shall be credited to the sinking fund from which said bonds are to be redeemed.

Notice of sale; publication.

Sec. 3924. Sales of bonds, other than to the trustees of the sinking fund of the city or to the board of commissioners of the sinking fund of the city school district as herein authorized, by any municipal corporation, shall be to the highest and best bidder, after publishing notice thereof for four consecutive weeks in two newspapers printed and of general circulation in the county where such municipal corporation is situated, setting forth the nature, amount, rate of interest, and length of time the bonds have to run, with the time and place of sale. Additional notice may be published outside of such county by order of the council, but when such bonds have been once so advertised and offered for public sale, and they, or any part thereof, remain unsold, those unsold may be sold at private sale at not less than their par value, under the directions of the mayor and the officers and agents of the corporation by whom such bonds have been, or may be, prepared, advertised and offered at public sale.

Publication of ordinances, resolutions, etc.

Sec. 4228. Unless otherwise specifically directed by statute, all municipal ordinances, resolutions, statements, orders, proclamations, notices and reports, required by law or ordinance to be published, shall be published as follows: In two newspapers of opposite politics printed and of general circulation in such municipality, if there be such newspapers; if two newspapers of opposite politics are not printed and of general circulation in such municipality, then in any newspaper printed and of general circulation therein; if no newspaper is printed and of general circulation in such municipality, then in any newspaper of general circulation therein or by posting as provided in section forty-two hundred thirty-two of the General Code, at the option of council.

Publication in German.

In addition to the foregoing requirements, ordinances and resolutions required by law or ordinance to be published, shall be published in a newspaper in the German language printed in such municipality and having therein a bona fide paid circulation of not less than one thousand copies; proof of the place of printing and required circulation of any newspaper used as a medium of publication hereunder shall be made by affidavit of the proprietor of

Digitized by Google

either of such newspapers, and shall be filed with the clerk of council.

Times of publication required.

Sec. 4229. The publication required in section forty-two hundred and twenty-eight of the General Code, shall be for the following times: Ordinances, resolutions and proclamations of elections, once a week for two consecutive weeks; notices not less than two nor more than four consecutive weeks; all other matters shall be published once.

www.libtool.com.cn

Publication when no newspaper in municipality.

Sec. 4232. In municipal corporations in which no newspaper is printed as defined in section sixty-two hundred and fifty-five of the General Code, publication of ordinances, resolutions, statements, orders, proclamations, notices and reports, required by law or ordinance to be published, shall be published in either of the following methods, to be determined by council, viz.: By posting copies thereof in not less than five of the most public places in the municipality, to be determined by council, for a period of not less than fifteen days, prior to the taking effect thereof, or, by publication thereof in any newspaper printed in Ohio and of general circulation in such municipality. Provided, however, notices to bidders for the construction of public improvements and notices of the sale of bonds shall be published in not more than two newspapers, printed in Ohio and of general circulation in such municipality, for the time prescribed in section forty-two hundred and twenty-nine of the General Code. Where such publication is by posting, the clerk shall make a certificate of such posting and the times when and the places where done, in the manner provided in section forty-two hundred and thirty-one of the General Code, and such certificate shall be prima facie evidence that the copies were posted up as required.

General provision when no newspaper printed at place.

Sec. 4676. Where in this title a notice is directed to be published in a newspaper and no such newspaper is printed at the place mentioned, as defined in section sixty-two hundred and fifty-five of the General Code or if the publisher of such newspaper refuses, on tender of the legal charge for printing such notice, to insert it in his newspaper, a publication thereof in any newspaper of general circulation at such place shall be sufficient. Nothing in this section shall be construed to dispense with posters where they are provided for.

Sufficient publication of legal notice defined.

Sec. 6255. Whenever any legal publication is required by law to be made in a newspaper or newspapers published or printed in a municipality, county, or other political subdivision, the newspaper or newspapers used shall have at least one side thereof printed in such municipality, county, or other political subdivision; and whenever any legal publication is required by law to be made in a newspaper or newspapers of general circulation in a municipality, county, or other political subdivision, without further restriction or limitation upon a selection of the newspaper to be used, such publication shall be made in a newspaper or newspapers at least one side of which is printed in such munic-

Digitized by Google

ipality, county, or other political subdivision, unless there be no such newspaper or newspapers so printed, in which event, only, such publication shall be made in any newspaper or newspapers of general circulation therein.

Issue of bonds when proposition approved.

Sec. 7626. If a majority of the electors, voting on the proposition to issue bonds, vote in favor thereof, the board thereby shall be authorized to issue bonds for the amount indicated by the vote. The issue and sale thereof shall be provided for by a resolution fixing the amount of each bond, the length of time they shall run, the rate of interest they shall bear, and the time of sale. Such bonds shall be sold in the manner provided by law.

Requisites of bonds.

Sec. 7627. Such bonds shall bear a rate of interest not to exceed six per cent. per annum payable semi-annually, be made payable within at least forty years from the date thereof, be numbered consecutively, made payable to the bearer, and be signed by the president and clerk of the board of education. The clerk of the board must keep a record of the number, date, amount and the rate of interest of each bond sold, the amount received for it, the name of the person to whom sold, and the time when payable, which record shall be open to the inspection of the public at all reasonable times. Bonds so issued shall in no case be sold for less than their par value and accrued interest.

SECTION 2. That sections 3914 and 5630 of the General Code be supplemented by the enactment of additional sections to be known as 3914-1, and 5630-1, respectively to read as follows:

Bonds issued in anticipation of special assessments.

Sec. 3914-1. Bonds issued in anticipation of the collection of special assessments shall be full, general obligations of the issuing municipal corporation, and for the payment of the principal and interest of the same, the full faith, credit and revenues of such municipal corporation shall be pledged. To provide for any deficiency in the payment or collection of said assessments as the same fall due, the council of the issuing municipal corporation shall, prior to the issuance of the bonds above mentioned, provide for the levy of a tax upon all the taxable property of said corporation.

Tax levy to cover deficiency of special assessments.

Sec. 5630-1. Bonds issued by county commissioners in the manner provided by law in anticipation of the collection of special assessments levied against the property abutting upon a proposed improvement or to be benefited thereby, or in anticipation of the collection of taxes upon the taxable property of any township, or townships, of the said county within which such improvement is to be made, shall be full, general obligations of such county, for the payment of the principal and interest of which, when due, the full faith, credit and revenues of such county shall be pledged. The county commissioners shall, prior to the issuance of the bonds above mentioned, provide for the levying of a tax upon all the taxable property of the county to cover any deficiency in the payment or collection of such special assessments or township tax.

Digitized by Google

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 3. That original sections 2294, 2295, 3924, 4228, 4229, 4232, 4676, 6255, 7626 and 7627 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 214G.

[House Bill No. 333.]

AN ACT

To supplement section 7731 of the General Code by the enactment of section 7731-1, providing that depots be provided for the shelter of children in school districts where transportation is furnished.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 7731 of the General Code be supplemented by the enactment of an additional section to be known as section 7731-1, to read as follows:

Depots for shelter of children.

Sec. 7731-1. The boards of education of city, village or rural school districts may by resolution designate certain places as depots from which to gather children for transportation to school, when such districts provide transportation. The places designated as depots shall be provided with a shelter and be made comfortable during cold and stormy weather. Such depots shall in no case be more than one and one-half miles from any home having children within such district.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 215G.

Digitized by Google

[Am. Senate Bill No. 306.]

www.libtool.com.cn

AN ACT

Providing that the superintendent of the Ohio Soldiers' and Sailors' Orphans' Home shall be guardian of the estate of minors in such home.

Be it enacted by the General Assembly of the State of Ohio:

Section 1946-3. SECTION 1. The superintendent of the Ohio Soldiers' and Sailors' Orphans' home shall be, by virtue of his office, the guardian of the estate of all minors under the age of sixteen years, duly admitted and residing in such home, whose fathers are deceased and who have no other legal guardians. The superintendent shall be liable on his official bond for the conduct of the guardianship and shall not be required to give additional bond. When any minor whose estate is under the guardianship of the superintendent arrives at the age of sixteen years or is discharged from the home, the superintendent shall file his final account as guardian with the probate judge of the county in which the home is situated, and no fees shall be charged by the court for the filing of such account and discharge as guardian. The provisions of law relating to the guardians of minors shall apply as far as possible to the provisions of this section.

Superintendent, guardian of the estate of minors.

Section 1946-4. SECTION 2. Immediately upon the taking effect of this act the superintendent of said home, now in office, unless a new official bond shall be then given by him, shall give an additional bond in the amount of ten thousand dollars, conditioned upon the faithful discharge of his duties as guardian, under the preceding section, for the term covered by his existing official bond, and nothing in said preceding section shall be deemed or held to apply to or alter the conditions of such existing official bond. Any official bond of said superintendent, given after this act shall take effect, shall be liable as provided in section 1 of this act. The premium on such additional bond, if any, may be paid from any proper appropriation for the current expenses of said home.

Additional bond of superintendent.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 216G.

Digitized by Google

[Am. Senate Bill No. 153.]

AN ACT

www.libtool.com.cn

To authorize the superintendent of public works, subject to the approval of the governor and attorney general to sell at public sale, certain state lands in the city of Cleveland, Cuyahoga county, Ohio, now held under lease by the said Gale and to authorize the cancellation of the existing lease.

Be it enacted by the General Assembly of the State of Ohio:

Sale of state land in Cleveland authorized; description.

SECTION 1. The superintendent of public works, subject to the approval of the governor and attorney general, is hereby authorized to sell at private sale to the highest responsible bidder, after having caused notice of said sale to be given at least thirty days prior thereto in a newspaper printed and of general circulation in the city of Cleveland, Ohio, the following described real estate, situated in the city of Cleveland, Cuyahoga county, Ohio, bounded and described as follows: Beginning at a point that is south 72° 30′ E. one hundred and ninety-three feet five and one-half inches (193′ 5½″) distant from the center of a hole drilled in a stone set in the ground in the easterly line of Merwin street in said city, south of Lock No. 44, of the Ohio canal, numbering north from Portage Summit and distant from the face of the stone work of said lock, fifteen feet, two and one-fourth inches (15′ 2¼″), thence south 18° 55′ W. seventy-four feet nine inches (74′ 9″), thence north 71° 45′ W. forty feet (40′), thence north 18° 55′ E. seventy-four feet (74′) three inches (3″) to the southerly edge of the canal basin (now abandoned); thence south 72° 30′ E. along the edge of said canal basin forty feet (40′) to place of beginning and subject to all legal highways; also another piece of land adjacent to the above described tract, beginning at the southwest corner thereof and running thence south 18° 55′ W. fifty-four (54′) feet to the northerly line of West street; thence south 71° 45′ E. along the northerly line of said West street, forty feet (40′); thence north 18° 55′ E. fifty-four (54′) feet to the southeast corner of the first tract above described; thence north 71° 45′ W. forty (40′) feet, to the place of beginning; the two tracts above described being the same property that was leased by the state of Ohio to Mary Ann Manning by lease dated April 1st, 1882, and re-leased to Daniel Connelly by the state of Ohio, by lease dated October 11, 1910.

Appraisement before sale.

SECTION 2. As a preliminary to such sale, the superintendent of public works shall appraise said land in accordance with the provisions of section 13971 of the General Code, and if such appraisement is satisfactory to the governor and attorney general, and provided said real estate is sold for not less than the appraised value thereof, the governor, upon payment of the purchase money into the state treasury, shall execute a deed therefore to the purchaser.

Digitized by Google

Execution of deed; cancellation of lease.

SECTION 3. Upon the consummation of the sale of said land and the execution of a deed therefor by the governor, the superintendent of public works is hereby authorized to cancel the existing lease for said land, that is now held by the said C. H. Gale.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 217G.

[Am. Senate Bill No. 49.]

AN ACT

To authorize the governor, attorney general, and the superintendent of public works, on behalf of the state of Ohio, to execute and deliver to the city of Toledo, Lucas county, Ohio, a quit-claim deed for certain portions of the abandoned parts of Swan creek, being a part of the Miami & Erie canal system in said city, in exchange for certain other lands to be conveyed to the state of Ohio, in pursuance of a certain contract dated Dec. 14, 1912, between the board of public works, for the state of Ohio and the director of public service for the city of Toledo, Lucas county, Ohio.

WHEREAS, The city of Toledo, Lucas county, Ohio, has agreed by proper legislation, to deliver to the state of Ohio a quit-claim deed, signed by its proper officers, all that part of a new side cut canal, extending from the northeasterly line of Clayton street extended, to the southeasterly line of St. Clair street, and the entire width thereof, including the usual width for a towing-path and berme embankment; therefore,

Be it enacted by the General Assembly of the State of Ohio:

Authority to convey certain portions of Miami and Erie canal in Toledo in exchange for other land.

SECTION 1. That the superintendent of public works, subject to the approval of the governor and attorney general, is hereby directed to sell at private sale to the city of Toledo, Lucas county, Ohio, in exchange for certain lands to be conveyed to the state of Ohio as provided in a certain contract between said city and the state board of public works, dated Dec. 14, 1912, the following described lands: Beginning at the northerly boundary line of the new city dock in the city of Toledo, Lucas county, Ohio, adjoining the city market property in said city, and running thence northerly, northeasterly, and southeasterly with the meanderings of said creek, to a line extending across said creek

Digitized by Google

and its embankments, parallel with and 55 feet southeasterly from the southeasterly line of St. Clair street, all in the city of Toledo, Lucas county, Ohio.

Delivery of deed.

SECTION 2. The governor upon presentation of a deed properly executed, conveying to the state of Ohio, the property described in the contract between the city of Toledo and the state board of public works, as referred to in the preamble, shall execute and deliver a quit-claim deed to said city of Toledo for the property described in section 1, of this act.

Control and management a condition in deed.

SECTION 3. The deed conveying to the state of Ohio the lands included in the new side cut and its embankments, as described in the contract between the city of Toledo and the state board of public works, dated December 14, 1912, shall contain a clause providing for the joint control and management by the authorized agents of the state of Ohio and the authorized agents of the city of Toledo, of the docks, landings and other structures already constructed or to be constructed upon the lands to be included in such conveyance, and providing further that the said city of Toledo shall be responsible for any and all damages that may accrue by reason of such transfer, or for any improvements heretofore made, or hereafter to be made thereon by said city of Toledo.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

This act is not of a general nature, and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 218G.

[Am. Senate Bill No. 297.]

AN ACT

To provide for the collection by the treasurer of state of certain taxes and other revenues of the state upon duplicates set up by the auditor of state, to amend sections 841, 5433, 1352-4, 1815-4, 1815-12 and 1816, and to repeal section 722 of the General Code, section 8 of an act passed March 17, 1915, entitled "An act to provide for the inspection of petroleum, illuminating oils, gasoline and naphtha and to repeal sections 844 to 868 inclusive of the General Code," and enact new section 1352-7.

Be it enacted by the General Assembly of the State of Ohio:

Section 24-1.

Collection of certain taxes and revenues by treasurer of state upon certified duplicate of auditor.

SECTION 1. Whenever any moneys are payable to the state or any department thereof pursuant to sections 720, 841, 5433, of the General Code, section 8 of the act passed March 17, 1915, entitled 'An act to provide for the inspection of petroleum, illuminating oils, gasoline and naptha and to repeal sections 844 to 868 inclusive of the General

Digitized by Google

Code,' and pursuant to the provisions of title 5, division 1, chapter 1, and title 3, division 2, chapter 24, of part first of the General Code, excepting therefrom, however, sections 1352-5 and 1653, and whenever moneys are payable to the state or the superintendent of public works pursuant to any sale or lease of lands or surplus water power and appurtenant rights executed or granted by the superintendent of public works or his predecessors in office, or lease of docks or boat landings or other special privileges granted or executed by the superintendent of public works, or his predecessors in office, it shall be the duty of the officer, board or commission ascertaining or fixing such charge or the amount so payable, to certify the same to the auditor of state upon triplicate forms prescribed by such auditor, and at such time or times as he may prescribe, including in such certification such matters and information as he may direct. Within five days next following the receipt by the auditor of state of such certification, and also at the time the auditor of state determines the amount payable by a county pursuant to section 287 of the General Code, or payable by a taxing district pursuant to section 288 of the General Code, the auditor of state shall transmit to the treasurer of state for collection a duplicate of the charges so certified or determined. The treasurer of state shall immediately proceed to the collection of the charges upon such duplicate and shall forthwith notify the person, co-partnership, corporation, county or taxing district so charged upon such duplicate of the amount thereof, by mail to the address of such person, co-partnership, corporation, county or taxing district known to the treasurer of state. The treasurer of state, upon the receipt of any such moneys, shall set up an account thereof as otherwise provided by law and shall have authority to employ such assistants, clerical and expert help, or other employees, as he may deem necessary for the proper discharge of the duties of his office.

Section 24-2. SECTION 2. Within thirty days after the receipt of such duplicate by the treasurer of state, he shall return the same to the auditor of state. Said auditor shall immediately transmit to the attorney general said duplicate for collection of all delinquent charges thereon, and, at the same time, shall certify a copy thereof with all credits and entries thereon to the officer, board or commission originally certifying the same. It shall be the duty of each such officer, board or commission to supply to the attorney general upon demand all papers and information necessary to be in his hands for the commencement and prosecution of any proceedings to collect such delinquent charges. The attorney general, in addition to the powers otherwise reposed in him, shall have such further powers to enforce payment as are given by law to officers, boards or commissions originally certifying such charges. The attorney general may direct the prosecuting attorney of the proper county to collect or institute civil action in the name of the state of Ohio to re-

Return of duplicate; collection of delinquent charges.

Digitized by Google

cover the amount due upon any such charge, and such prosecuting attorney shall forthwith proceed to so collect or institute and prosecute such action, and upon recovery he shall at once transmit the money recovered to the attorney general. Failure by such prosecuting attorney to so proceed to collect or commence or prosecute such action shall constitute misfeasance in office. Whenever the attorney general collects any money upon such delinquent duplicate, he shall pay the same into the state treasury upon the pay-in-order of the auditor of state, and such auditor shall thereupon notify the officer, board or commission originally certifying the same that such collection has been made.

www.jpbook.com.cn

SECTION 3. That sections 841, 5433, 1352-4, 1815-4 and 1815-12, 1816 of the General Code, section 8 of an act passed March 17, 1915, entitled 'An act to provide for the inspection of petroleum, illuminating oils, gasoline and naptha and to repeal sections 844 to 868 inclusive of the General Code, be amended and new section 1352-7 be enacted to read as follows:

Tax on insurance companies; credit of money.

Sec. 841. For the purpose of maintaining the department of state fire marshal and the payment of the expenses incident thereto, each fire insurance company doing business in this state shall pay to the state in the month of November each year, in addition to the taxes required to be paid by it, one-half of one per cent. on the gross premium receipts after deducting return premiums and considerations received for reinsurances as shown by the next preceding annual statement of such company made pursuant to section fifty-four hundred and thirty-two and section ninety-five hundred and ninety of the General Code. The money so received shall be placed to the credit of a special fund for the maintenance of the office of state fire marshal. If any portion of such special fund remain unexpended at the end of the year for which it was required to be paid, and the state fire marshal so certifies, it shall be transferred to the general fund of the state.

Payment of tax to treasurer of state.

Sec. 5433. If the superintendent of insurance finds such report to be correct, prior to the month of November in each year, he shall compute an amount of two and one-half per cent. of the balance of such gross amount after deducting such return premiums and considerations received for reinsurances as shown by the next preceding annual statement and charge them to such company as a tax upon the business done by it in this state for the period shown by such annual statement, which amount shall be paid by each such company to the treasurer of state in the month of November next succeeding. All taxes so collected shall be credited to the general revenue fund of the state.

What expenses shall be paid by county.

Sec. 1352-4. The actual traveling expenses of such child and that of the agents and visitors of said board in connection with placing such dependent or neglected child shall be paid from funds appropriated to said board, but the amount of board, if any, paid for the care of such child

Digitized by Google

and the expenses for providing suitable clothing and personal necessities and for mental, medical, dental and optical examination and treatment shall be charged by the board of state charities to the county in which the child had a legal residence when received by such board. The treasurer of each county, upon the warrant of the county auditor, shall pay to the treasurer of state the amount so charged for the preceding quarter upon the presentation of a statement thereof. The sum so received shall be credited to the fund appropriated for the purpose of maintaining the child placing work of the board.

www.libpool.com.cn

Use of money received for board.

Sec. 1352-7. Whenever the state board of charities receives moneys for board from an individual liable therefor under section 1352-5 and 1653 of the General Code the same shall be retained by such board and not paid into the state treasury. The board shall place the same in a separate account and it shall be used for the purpose of paying the board of the child for whose use it was so paid and for no other use or purpose whatever.

Fees for inspection.

Section 850. Sec. 8. Each owner of oil inspected under this chapter shall pay the state for inspection the following fees:

For a single barrel, package or cask, twenty-five cents.

When the lot inspected does not exceed ten barrels of fifty gallons each in the aggregate, for each barrel, fifteen cents.

When the lot inspected does not exceed fifty barrels of fifty gallons each in the aggregate, for each barrel, ten cents.

When the lot inspected exceeds fifty barrels of fifty gallons each in the aggregate, for each barrel, three cents.

All fees under this chapter shall be payable on demand of the treasurer of state and in no case shall payment thereof be deferred beyond the tenth of the next month after the inspection is made, and such fees shall be a lien on the oil so inspected.

County liability for inmate's support.

Sec. 1815-12. The county from which an inmate of the institution for feeble minded was committed shall be liable for such inmate's support provided the same is not paid otherwise as provided by this act. The treasurer of each county shall pay to the treasurer of state upon the warrant of the county auditor the amount chargeable against such county for the preceding six months for all inmates therefrom not otherwise supported, upon the presentation of the statement thereof.

Payment of expenses and collection from county.

Sec. 1816. In case of failure to pay incidental expenses, or furnish necessary clothing, the steward or other financial officer of the institution may pay such expenses, and furnish the requisite clothing, and pay therefor from the appropriation for the current expenses of the institution, keeping and reporting a separate account thereof. The account so drawn, signed by such officer, countersigned by the superintendent shall be forwarded by such officer to the auditor of the county, from which the person came; and such auditor shall issue his warrant, payable to the treas-

Digitized by Google

urer of state for the amount of such bill and charge the amount to the current expense fund. The county auditor shall then collect the account in the name of the state as other debts are collected.

www.laylaw.com.cn

Investigation and report; order and collection.

Sec. 1815-4. Such agent in making investigation shall have power to subpoena witnesses, take testimony under oath and to examine any public records relating to the estate of an inmate or of a relative liable for his or her support. All his information, conclusions and recommendations shall be submitted to the board of state charities. The board, or a committee thereof appointed for that purpose, shall determine whether such relative shall be required to pay for the support of such inmate or whether such charges shall be made against the estate of such inmate. An order shall be issued to the persons who are determined liable for such payments, requiring them to pay monthly, quarterly, or otherwise, as may be arranged, to the state such amount as it or the committee shall deem proper, but no order shall be issued compelling payment for the care of an inmate prior to May 2, 1910.

SECTION 4. That said original sections 722, 841, 5433, 1352-4, 1815-4, 1815-12 and 1816 of the General Code and section 8 of an act passed March 17, 1915, entitled 'An act to provide for the inspection of petroleum, illuminating oils, gasoline and naphtha and to repeal sections 844 to 868 inclusive of the General Code, be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 219G.

[House Bill No. 352.]

AN ACT

To authorize the council of the village of Grove City, Franklin county, Ohio, to pay to Elmer Dee, L. C. Riebel, W. H. Gansheimer, Joseph Buchholtz and F. J. Brause the sum of $293.90.

Be it enacted by the General Assembly of the State of Ohio:

Grove City council authorized to pay Elmer Dee, et al.

SECTION 1. That the council of the village of Grove City, Franklin county, Ohio, be and it hereby is empowered by ordinance to pay to said Elmer Dee, L. C. Riebel, Joseph Buchholtz, W. H. Gansheimer and F. J. Brause said sum of $293.90 out of any fund in, or which may hereafter come into, the treasury of said village and not otherwise appropriated, which is legally applicable thereto.

Digitized by Google

SECTION 2. That upon the passage and publication of such ordinance, according to law, the treasurer of said village is hereby authorized to pay said sum of $293.90 to said Elmer Dee, L. C. Riebel, Joseph Buchholtz, W. H. Gansheimer and F. J. Brause out of money in the treasury of said village, not otherwise appropriated, and which is legally applicable thereto.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 220L.

[House Bill No. 557.]

AN ACT

To amend section 744-12 of the General Code relating to the limitation of the amount of public funds in any depository.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 744-12 of the General Code be amended to read as follows:

Sec. 744-12. That whenever any of the funds of the state, or any of the political subdivisions of the state, shall be deposited under any of the depository laws of the state, every corporation, person, partnership and association coming within the purview of this act shall be permitted to bid upon and be designated as depositories of such funds, upon furnishing such surety or securities therefor as is prescribed by the laws of the state of Ohio; provided, however, that there shall not be deposited with any such corporation, person, partnership, or association by any such political subdivision an amount in excess of five hundred thousand dollars.

Limitation of amount in any depository.

SECTION 2. That original section 744-12 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 221G.

Digitized by Google

[House Bill No. 665.]

AN ACT

www.libtool.com.cn

To supplement section 3152 of the General Code by the enactment of an additional supplemental section to be known as 3152-2 relating to joint hospitals for tuberculosis patients.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 3152-1 of the General Code be supplemented by the enactment of an additional section to be known as section 3152-2 relating to joint hospitals for tuberculosis patients.

Petition and hearing for equitable apportionment of expense.

Sec. 3152-2. Whenever after any district tuberculosis hospital has been established and operated for a continuous period of five or more years, a new site, a new hospital building or buildings, betterments and additions to an existing building or buildings, or new equipment become necessary, any county in the district may complain by proper petition to the court of common pleas of the county in which said district tuberculosis hospital is located, stating that it is unjust and inequitable that such complaining county should pay for the said expense incurred or to be incurred in proportion to its taxable property, as provided by section 3152 of the General Code. In such petition the complaining county shall be plaintiff and all other counties of said district shall be defendants, and each shall be required to answer said petition within the ordinary answer day required in civil actions. Upon answer or in default thereof the matter shall come on for hearing before said court of common pleas, and upon full hearing said court of common pleas may make such order of apportionment of said expense between the counties as may be just, proper and equitable, and thereupon such order shall be binding as between the counties, and in lieu of the apportionment prescribed by said section 3152 of the General Code.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 222G.

Digitized by Google

[House Bill No. 714.]

AN ACT

www.libtool.com.cn

To make appropriations to pay unauthorized deficiencies and liabilities existing prior to February 16, 1915.

Be it enacted by the General Assembly of the State of Ohio:

Appropriations to pay unauthorized deficiencies.

SECTION 1. The following sums are hereby appropriated out of any monies in the state treasury to the credit of the general revenue fund, not otherwise appropriated, to pay deficiencies and liabilities as herein specified, existing prior to February 16, 1915:

BOARD OF ADMINISTRATION.

In settlement of unpaid balances	$50,000 00
Due James Kinney, Jr., balance on contract for wells at Athens state hospital	78 71

AUDITOR OF STATE.

To assist in the maintenance of weak school districts, to be distributed by the auditor of state in accordance with provisions of law.	50,000 00

STATE BOARD OF EMBALMING EXAMINERS.

In settlement of all claims of George Billow	112 60

SUPERINTENDENT OF PUBLIC INSTRUCTION.

Traveling expense, etc	176 83

COMMISSIONERS OF PUBLIC PRINTING.

Paper for state printing	6,000 00

PROSECUTION AND TRANSPORTATION OF CONVICTS.

For all expenses authorized by law to be paid by the state incurred in the conviction, prosecution and transportation of convicts.	8,000 00

CINCINNATI ENQUIRER.

For advertising pertaining to girls' industrial home as per bills submitted to that institution May 22, 1909	6 00

H. C. GRAY.

Balance due caused by error	10 00

Digitized by Google

Appropriations to pay unauthorized deficiencies.

OLMSTEAD BROS., BROOKLINE, MASS.

Balance due on Lima state hospital contract... $311 78

www.libtool.com.cn

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 223G.

[Am. Senate Bill No. 158.]

AN ACT

To amend sections 253, 260-1, 356, 499-5, 634-7, 671, 695, 871-22, 1465-103, 1358, 1465-35, 1870, 7940, 7947, 173, 2266, 2268, 2276, 2279, 2280, 2281, 2283, 2284, 745, 748, 754, 769, 770, 780, and 786 of the General Code, and section 122 of the act of April 15, 1913, (103 O. L. 340) and to add supplemental sections 2264-1, 2264-2, 173-1, 173-2 and 779-1 to provide for the filing of official reports with the expiration of the state fiscal year, and for the publication of uniform statistical reports of the state, and to repeal certain sections of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 253, 260-1, 356, 499-5, 634-7, 671, 695, 871-22, 1465-103, 1358, 1465-35, 1870, 7940, 7947, 173, 2266, 2268, 2276, 2279, 2280, 2281, 2283, 2284, 745, 748, 754, 769, 770, 780 and 786 of the General Code and section 122 of the act of April 15th, 1913, (103 O. L. 340) be amended, and new sections 2264-1, 2264-2, 173-1, 173-2, and 779-1 be enacted to read as follows:

Beginning of fiscal year.

Sec. 260-1. For all state officers, departments, commissions, boards and institutions of the state the fiscal year shall be and is hereby fixed to begin on the first day of July in each year and to end on the last day of June of the succeeding year.

Official reports shall be made in triplicate; where filed.

Sec. 2264-1. Each elective state officer, and the adjutant general, board of pardons, superintendent of public instruction, the state agricultural commission, the superintendent of public works, the public utilities commission, the superintendent of insurance, the state inspector of building and loan associations, the state superintendent of banks, the commissioners of public printing, the supervisor of public printing, the board of library commissioners, the state geologist, the state commissioner of soldiers' claims, the state fire marshal, the state inspector of oils, the state industrial commission, the state highway department, the state board of health, the state medical board, the state dental board, the state board of embalming examiners, the

Digitized by Google

state board of charities, the Ohio commission for the blind, the state board of accountancy, the state board of uniform state laws, the state civil service commission, the commissioners of the sinking fund, the state tax commission, the clerk of the supreme court, the state board of administration, the state liquor licensing board, the state armory board, the trustees of the Ohio state university, and every private or quasi-public institution, association, board or corporation receiving state money for its use and purpose, shall make annually, at the end of each fiscal year, in triplicate, a report of the transactions and proceedings of his office or department for such fiscal year excepting however receipts and disbursements unless otherwise specifically required by law. Such report shall contain a summary of the official acts of such officer, board or commission, institution, association or corporation, and such suggestions and recommendations as may be proper. On the first day of August of each year, one of said reports shall be filed with the governor of the state, one with the secretary of state, and one shall be kept on file in the office of such officer, board, commission, institution, association or corporation.

Definition of terms.

Sec. 2264-2. Wherever in the statutes of this state annual reports are required to be made to the governor, or annual reports to the governor are referred to, the words "to the governor" shall be held to mean annual reports in triplicate as provided in section 2264-1 and the special information required by any such statutes to be included in such annual report to the governor shall be included in such triplicate reports.

Annual report of auditor of state; contents.

Sec. 253. On or before the 1st day of August, of each year, the auditor of state shall make a report of the receipts and disbursements of the state treasury for the year ending the last day of June preceding, the balances of the several funds then in the treasury, the amount of warrants drawn on each fund which remained outstanding, and unexpended balances of all appropriations, and a careful estimate of all ordinary receipts for the year ending the last day of June next following. Such report shall contain a summary statement of the public funded and unfunded indebtedness of each county, township, city, village and school district, and all other matters required by law.

Collation of school laws.

Sec. 356. The superintendent of public instruction shall collate the laws relating to schools and teachers' institutes, and provide an appendix of forms and instructions for their execution. He may revise such collation and appendix as often as changes therein are in his opinion necessary.

All proceedings public records.

Sec. 499-5. All proceedings of the commission and all documents and records in its possession shall be public records.

Record of proceedings of superintendent; report.

Sec. 671. The superintendent of insurance shall keep and preserve a full record of his proceedings, including a concise statement of the condition of each insurance com-

Digitized by Google

pany or association authorized to transact business in this state. Each year in his annual report, he shall report their general conduct and condition, including the information contained in the statement required of them, arranged in tabular form in two separate reports, one pertaining to life insurance companies and the other to insurance companies other than life.

Record of proceedings of inspector; report.

Sec. 695. The inspector of building and loan associations shall keep and preserve in permanent form a full record of his proceedings, including a concise statement of each association examined, and, in his annual report, he shall report the general conduct and condition of the building and loan associations doing business in this state. Such report shall include the information contained in the statements required of the associations in tabulated form.

Powers and duties of commission.

Sec. 871-22. It shall also be the duty of the industrial commission, and it shall have full power, jurisdiction and authority:

Appointment of advisers.

(1) To appoint advisers, who shall without compensation, assist the industrial commission in the execution of its duties; to retain and assign to their duties any or all officers, subordinates and clerks of the commissioner of labor statistics, the chief inspector of mines, the chief inspector of workshops and factories, the chief examiner of steam engineers, the board of boiler rules, chief inspector of steam boilers, the state board of arbitration and conciliation, and the state liability board of awards.

Enforcement of laws relative to life, health and safety.

(2) On and after the first day of September, 1913, to administer and enforce the general laws of this state relating to mines, manufacturing, mechanical, electrical, art and laundering establishments, child labor, employment of minors, explosives, printing, telegraph and telephone offices, railroad depots, hotels, memorial buildings, tenement and apartment houses, school houses, colleges, opera houses, halls, theaters, churches, infirmaries, children's homes, hospitals, medical institutes, asylums, and other buildings used for the assemblage or betterment of people in the state, bakeries, employment offices, stores, intelligence offices and bureaus, manufacturers of cigars, sweat shops, fire escapes, and means of egress from buildings, scaffolds, hoists, ladders and other matters relating to the erection, repair, alteration or painting of buildings and structures, employment of females, hours of labor, licensed occupations and school attendance, and all other laws protecting the life, health, safety and welfare of employes in employment and places of employment, frequenters of places of employment or relating to the health and safety of persons occupying or assembled in the structures named above, on and after the first day of September, 1913.

Prescribe hours of labor, safety devices and safeguards.

(3) To investigate, ascertain, and on and after the first day of September, 1913, to declare and prescribe what hours of labor, safety devices, safeguards, or other means or methods of protection are best adapted to render the

Digitized by Google

employes of every employment and place of employment and frequenters of every place of employment, safe, and to protect their welfare as required by law or lawful orders, and to establish and maintain museums of safety and hygiene in which shall be exhibited safety devices, safeguards and other means and methods for the protection of life, health, safety and welfare of employes.

Fix standards and enforce orders.

(4) To ascertain and on and after the first day of September, 1913, to fix such reasonable standards and to prescribe, modify and enforce such reasonable orders for the adoption of safety devices, safeguards and other means or methods of protection to be as nearly uniform as possible as may be necessary to carry out all laws and lawful orders relative to the protection of the life, health, safety and welfare of employes in employments and places of employment or frequenters of places of employment.

Orders relative to places of employment.

(5) To ascertain, and on and after the first day of September, 1913, fix and order such reasonable standards for the construction, repair and maintenance of places of employment as shall render them safe.

Classification of persons and employments.

(6) To investigate, ascertain and determine such reasonable classifications of persons, employments and places of employment as shall be necessary to carry out the purposes of this act.

Adoption of rules and regulations.

(7) To adopt reasonable and proper rules and regulations relative to the exercise of its powers and authorities, and proper rules to govern its proceedings and to regulate the mode and manner of all investigations and hearings; such rules and regulations shall not be effective until ten days after their publication. A copy of such rules and regulations shall be delivered to every citizen making application therefor, and a copy delivered with every notice of hearing.

Promotion of arbitration; temporary boards; chief mediator.

(8) To do all in its power to promote the voluntary arbitration, mediation and conciliation of disputes between employers and employes and to avoid the necessity of resorting to lockouts, boycotts, blacklists, discriminations and legal proceedings in matters of employment. In pursuance of this duty it may appoint temporary boards of arbitration, provide the necessary expenses of such boards, order reasonable compensation not exceeding five dollars per day for each member engaged in such arbitration, prescribe rules of procedure for such arbitration boards, conduct investigations and hearings, publish reports and advertisements, and may do all other things convenient and necessary to accomplish the purposes directed in this act. The commission shall designate a deputy to be known as chief mediator and may detail other deputies from time to time to act as assistants for the purpose of executing these provisions. The deputies may act on temporary boards without extra compensation.

Establish and conduct free employment offices.

(9) To establish and conduct free employment agencies, and on and after the first day of September, 1913, to license

Digitized by Google

and supervise the work of private employment offices, to do all in its power to bring together employers seeking employes and working people seeking employment, to make known the opportunities for self employment in this state, to aid in inducing minors to undertake promising skilled employments, and to encourage wage earners to insure themselves against distress from unemployment. It shall investigate the extent and causes of unemployment in the state of Ohio and the remedies therefor in this and other states and countries, and it shall devise and adopt the most efficient means in its power to avoid unemployment, to provide employment and to prevent distress from involuntary idleness.

Investigation of causes of unemployment.

Collect statistical information.

(10) To collect and collate all statistical and other information relating to the employes, employers, employments, and places of employment, and such other statistics as may be necessary.

Examine and license steam engineers, inspectors and persons who operate steam boilers.

(11) On and after September 1, 1913, to examine and license persons who desire to act as steam engineers, and persons who desire to operate steam boilers and persons who desire to act as inspectors of steam boilers; to provide for the scope, conduct, and time of such examinations, to provide for, regulate and enforce the renewal and revocation of such licenses, to inspect and examine steam boilers and to make, publish and enforce rules and regulations and orders for the construction, installation, inspection and operation of steam boilers and all appliances connected with steam boilers and to do and require and enforce all things necessary to make such examination, inspection and requirement efficient.

Rent offices.

(12) To rent and furnish offices as needed in cities in this state for the conduct of its affairs.

Report of accidents, causes and awards.

Sec. 1465-103. As a part of its annual report, such board, under the oaths of at least two of its members, shall make a report for the preceding fiscal year, of the number of awards made by it, a general statement of the causes of accidents leading to the injuries for which awards were made and a detailed statement of the condition of its respective funds. From time to time the board shall collate such general information as to the business transacted by the department as in its judgment may be for distribution to employers and employes.

Annual report; contents.

Sec. 1358. The annual report of the board of state charities shall include a list of the officers and agents employed, and the condition of the state institutions under its control. It may include in such report statistics and information in regard to correctional and benevolent institutions of this or other states as it deems useful.

Annual report.

Sec. 1465-35. In its annual report the commission shall include a full report of the operation and execution of all laws which it is required to administer.

Annual report; contents.

Sec. 1870. In its annual report, the board shall include a complete financial statement of the various institu-

Digitized by Google

tions under its control. The report shall state as to each such institution whether the moneys appropriated have been economically and judicially expended, whether the objects of the several institutions have been accomplished, whether the laws in relation to them have been fully complied with, and whether all parts of the state are equally benefited by said institutions. Such annual report shall be accompanied by the reports of the managing officers and such other information and recommendations as the board may deem proper.

www.hbtcol.com.cn

Annual report; contents.

Sec. 7940. In its annual report the board of trustees shall make a full and accurate report of all receipts and disbursements of the preceding year, the number of students in attendance, studies taught, and such other matters connected with the institution as the board deems important. Such report may be transmitted by the governor to the general assembly.

Annual report of trustees; contents.

Sec. 7947. In its annual report the board of trustees shall state the condition of the university; the amount of receipts and disbursements, and for what the disbursements were made; the number of professors, officers, teachers, and other employes and the position and compensation of each, the number of students in the several departments and classes, and the course of instruction pursued in each; also an estimate of the expenses for the ensuing year; a statement showing the progress of the university, recording any improvements and experiments made, with their costs, and the results, and such other matters as are useful. The president thereof shall transmit by mail one copy respectively to the secretary of the interior and the secretary of agriculture of the United States, and to each of the colleges which are or may be endowed under the provisions of the act of congress of July 2, 1862.

Annual report; contents.

Sec. 634-7. The superintendent shall, in his annual report include the names of the corporations so taken possession of, whether the same have resumed business or have been liquidated, and such other facts as shall acquaint the policy holders, creditors, stockholders and the public with his proceedings in respect to such corporations so taken possession of, and, to that end, the special deputy superintendent in charge of any corporation shall file annually with the superintendent on the first day of July or sooner if the situation so requires, a report of the affairs of such corporation similar to that required by law to be filed by such corporation.

"Ohio General Statistics."

Sec. 173. The secretary of state shall prepare from the reports filed with him or with the governor of the state, accurate statistical tables and practical and analytical information regarding the activities and proceedings of the several offices and departments of the state to be known as "Ohio General Statistics."

Publication of "Ohio General Statistics."

Sec. 173-1. The secretary of state shall annually publish the "Ohio General Statistics," the number of copies

Digitized by Google

thereof to be determined by the commissioners of public printing. The first issue of "The General Statistics" shall be for the period from November 15, 1914, to and including June 30, 1915.

www.libook.com.cn

Approval by printing commission before publication.

Sec. 173-2. No officer, board or commission, shall print or cause to be printed at the public expense, any report, bulletin or pamphlet, unless such report, bulletin or pamphlet be first submitted to and the publication thereof approved by the commissioners of public printing. If such commission shall approve the publication thereof, it shall determine the form of such publication and the number of copies thereof, provided that in all cases the commissioners of public printing shall cause their action thereon to be entered upon the minutes of their proceedings.

Where printing may be done.

If such approval is given, the commissioners shall cause the same to be printed, and may authorize such printing to be done at any penal, correctional or benevolent institution of the state having a printing department of sufficient equipment therefor; and when printed, such publications, other than the Ohio General Statistics, shall be delivered to such officer, board or commission for distribution by him or it.

Governor's authority as to reports.

Sec. 2266. The governor may at any time require to be filed with him a detailed report from any state officer, board or commission.

Number of reports printed determined by printing commission.

Sec. 2268. The annual reports of the elective state officers shall be printed in such numbers as shall be determined by the commissioners of public printing.

Distribution of journals, statistics, etc., to members of general assembly.

Sec. 2276. One bound copy of the "Ohio General Statistics," one bound copy of each of the journals and appendices, one bound copy of each of the reports of the elective state officers, fifty maps of the state on rollers, and one hundred pocket maps of the state shall be sent to each member of the general assembly.

Journals, statistics, laws, etc., furnished state departments and institutions.

Sec. 2279. The secretary of state shall deliver to each elective state officer one copy of each of the journals, one copy of the "Ohio General Statistics" and two copies of the laws; to each of the other state departments and to each state benevolent, correctional or penal institution, one copy of each such publication and such further number as he deems necessary. He shall furnish such number thereof to the governor of the state as he deems necessary for distribution among the executives of other states, and for other uses and shall forward one copy of the laws to the judge, clerk, district attorney and marshal of each United States court within this state.

Distribution to counties.

Sec. 2280. The secretary of state shall forward three thousand copies of the "Ohio General Statistics" and volumes of the laws to the auditors of the several counties, to each county the proportion thereof which the representation of such county in the house of representatives bears to the total representation therein. He shall also forward two copies each of "Ohio General Statistics," journals, ap-

Digitized by Google

pendices, or any other publications which he may deem proper, to the auditor of each county, one of each to be filed in his office and one in the office of the county clerk. The treasurer of each county, on the order of the auditor thereof, must pay the charges for transportation of such publications.

Officers entitled to state documents.

Sec. 2281. Each judge, clerk of a court of record, justice of the peace, county officer, township or municipal officer, may receive from the county auditor one copy of the laws passed at each session of the general assembly. Each university, college, academy and county or state agricultural society may receive from the county auditor, one copy of each of the laws, journals, "Ohio General Statistics," or other publications of the state of Ohio sent to him by the secretary of state.

Officer must deliver state documents to his successor.

Sec. 2283. Each officer named in section twenty-two hundred and eighty-one, who by virtue of his office, receives a copy of the laws, journal, or "Ohio General Statistics," as provided in such section, shall deliver it to his successor in office. If, upon demand, such officer refuses so to do he shall forfeit and pay not less than five dollars, nor more than fifteen dollars. An action to recover such forfeiture may be brought by his successor in office, in the name of the state, before a justice of the peace of the county. Forfeiture so collected shall be paid into the county treasury.

Secretary of state shall make distribution of journals, statistics and reports.

Sec. 2284. The secretary of state shall make distribution of all copies of the laws, journals, and "Ohio General Statistics." Provided, that if in any case no provision is made by law for the distribution of any reports printed by the state, then the same may be distributed by the secretary of state on the order of the officer making the report.

Commissioners of public printing; powers and duties.

Sec. 745. By virtue of their offices, the secretary of state, auditor of state and attorney general shall be commissioners of public printing. They shall have the power to determine, except as otherwise specifically provided by law, the number of volumes into which each publication shall be divided, the manner of binding, quality of paper and kind of type to be used in all reports, publications, bulletins or pamphlets published at the public expense.

Correction of proof sheets and preparation of indexes.

Sec. 748. Except as otherwise provided by law, the supervisor of public printing shall examine and correct the proof sheets of the printing for the state, see that the work is executed in accordance with law and when necessary prepare indexes for the public documents. The printing for the opinions of the attorney general, "Ohio General Statistics," and all publications approved by the commissioners of public printing, shall be ordered through him, and he shall see that the number of copies ordered is received from the printer and delivered to the proper department.

Classes of state printing.

Sec. 754. The printing for the state shall be divided into seven classes and each class shall be let in separate contracts as follows:

Digitized by Google

First Class.—Bills for the two houses of the general assembly, resolutions and other matters ordered by such houses or either of them to be printed in bill form.

www.libtool.com.cn

Second Class.—The journals of the senate and house of representatives, and reports, communications and other documents which form part of the journals.

Third Class.—Reports, communications and other documents ordered by the general assembly, or either house thereof, or by the executive department or elective state officers to be printed in pamphlet form.

Fourth Class.—General and local laws and joint resolutions.

Fifth Class.—Blanks, circulars and other work for the use of the executive departments, and elective state officers, not including those to be printed in pamphlet form.

Sixth Class.—The bulletins of the agricultural commission.

Seventh Class.—The report of the secretary of state, auditor of state, the "Ohio General Statistics," reports and opinions of the attorney general, and all matter ordered by the general assembly or either branch thereof, other than contained in the third class, and other reports and documents required to be bound not including the laws, joint resolutions and journals of the senate and house of representatives.

The printing for the seventh class may be let in one or more contracts, as the commissioners of public printing in their discretion may require.

How third class shall be printed.

Sec. 769. The volumes of public documents, reports, communications and other matters specified in the third class shall be printed on the same kind of type and in pages of the same size as is required for the journals.

Arrangement of matter in public documents.

Sec. 770. In so far as consistent with good workmanship, the reports, communications and other matter inserted in volumes of documents shall be arranged in close, compact order, without the intervention of unnecessary blanks or separate title or half title pages. The paging shall be consecutive, and at the conclusion there shall be an index referring to the page at which each document commences.

Printing and distribution of "Opinions of the Attorney General."

Sec. 779-1. The opinions of the attorney general shall not be included in his annual report but shall be published by the state for each official year of his term as a distinct publication to be designated "Opinions of the Attorney General." When so published all the copies shall be delivered to the secretary of state. The attorney general may make requisition upon the secretary of state for and receive such number of copies, not exceeding fifty, for free distribution by him; and fifty copies for purposes of exchange with attorneys general of other states, the latter to be delivered by the secretary of state to such addresses as may be supplied by the attorney general; the remaining copies shall be sold by the secretary of state at a price to

Digitized by Google

be fixed by the commissioners of public printing, but such selling price shall not exceed ten per cent. in excess of the cost of printing, paper, binding, and delivery thereof. The money derived from such sales shall be paid into the state treasury upon the certificates of the auditor of state.

Binding shall include collating, etc.

Sec. 780. All printed matter required to be bound in book form shall be bound as required by the commissioners of public printing. Counting, folding, stitching and binding shall include collating, drying and pressing, and no charge shall be made for collating, drying and pressing.

How certain provisions may apply.

Sec. 786. All printing and binding for the state not authorized by the provisions of this chapter, except maps, shall be subject to the provisions thereof so far as practical, and whether provided for by law or resolution of the general assembly the commissioners of public printing shall advertise for proposals and let contracts therefor as herein provided.

Record.

Sec. 1177-21. The agricultural commission shall keep a record of its acts and investigations.

Annual reports, when made and period covered.

SECTION 2. All officers, boards, commissions, institutions, associations, or corporations that were heretofore by law required to make an annual or semi-annual report to the governor of the state, shall on the first day of July, 1915, or as soon thereafter as practicable, make partial reports for the period covered between the date of the making of the last preceding annual or semi-annual report to the governor and June 30, 1915, in triplicate, to be filed in the manner prescribed by section 2264-1 of the General Code. This section shall cease to have any effect or operation on and after January 1, 1916.

Repeals.

SECTION 3. That original sections 85, 92, 253, 260-1, 260-4, 319, 320-1, 356, 402, 499-5, 634-7, 671, 695, 744, 787, 798, 803, 804, 808, 843, 853, 871-22, 1465-103, 1334, 1348, 1358, 1359, 1465-35, 1870, 2286, 5271, 7940, 7947, 7984, 173, 2265, 2266, 2268, 2269, 2270, 2271, 2274, 2275, 2276, 2279, 2280, 2281, 2283, 2284, 745, 748, 753, 754, 769, 770, 775, 780 and 786 of the General Code, and section 122 of the act of April 15, 1913, (103 O. L., 340) be and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 224G.

Digitized by Google

[Am. Senate Bill No. 137.]

AN ACT

www.libtool.com.cn

To amend section 472 of the General Code, relating to the duties and powers of the superintendent of public works of Ohio.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 472 of the General Code be amended to read as follows:

Powers and duties relative to lakes, reservoirs and state lands.

Sec. 472. All lakes, reservoirs and state lands heretofore or that may hereafter be dedicated and set apart for the use of the public for park or pleasure resort purposes, shall be under the control and management of the superintendent of public works, who shall protect, maintain and keep them in repair. The superintendent of public works shall have the power to make such alteration or changes thereof, and to construct such dikes, wharves, landings, docks or other works, and construct and maintain roads and drives in, upon and around such parks, and to the nearest improved public highways to afford reasonable and convenient access of the public thereto, and the superintendent of public works may subject to the approval of the attorney general acquire by gift, purchase or by appropriation proceedings under the provisions of this act on behalf of the state, such real or personal property, rights or privileges as may be necessary in his judgment for the use and maintenance of such public parks, drives, roadways, docks, landings, wharves or other improvement or convenience of the public. The value of such real estate or personal property, together with the cost of appropriation, where appropriation proceedings are necessary, shall be paid out of the funds derived from the sale of special privileges and from leases of state land in and adjacent to the park or pleasure resort for which such purchase or appropriation is made, or when such costs exceed one thousand dollars, for any such park in any one year, then out of moneys in the general revenue fund appropriated for such purposes, but no expense for these purposes shall be incurred until the general assembly has first appropriated the money therefor.

The superintendent of public works shall maintain such police regulations and enforce all needed rules for the government of the public parks as may be prescribed by law.

SECTION 2. That original section 472 of the General Code be, and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 225G.

Digitized by Google

[House Bill No. 718.]

www.libtool.com.cn

AN ACT

To amend section 7983 of the General Code (103 O. L. 534) relating to the bond of the treasurer of the combined normal and industrial department of Wilberforce university.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 7983 of the General Code be amended to read as follows:

Bond of treasurer.

Sec. 7983. The treasurer of such department shall give to the state a bond to be approved by the attorney general in the sum of one thousand dollars conditioned that he shall faithfully discharge his duties and account for any money coming into his hands from the state. Such bond shall be deposited with the secretary of state and kept in his office.

SECTION 2. That original section 7983 of the General Code (103 O. L. 534) is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
***President** of the Senate.*

Passed May 27, 1915.
Approved June 3, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 4th day of June, A. D. 1915. 226G.

[House Bill No. 654.]

AN ACT

To amend sections 5210, 5211, 5287, 11426, and 11444 of the General Code, and to add supplemental sections 5210-1 and 5211-1, relating to the militia of the state of Ohio.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 5210, 5211, 5287, 11426, and 11444 of the General Code, be amended and supplemental sections 5210-1 and 5211-1 be added to read as follows:

Contributing members; oath; contributions and dues.

Sec. 5210. In time of peace, each commanding officer of a company, troop, battery, or detachment of the hospital corps, may enlist contributing members not to exceed one hundred and fifty. All such enlistments shall be for the period of one year, and shall be made by signing papers in such form as shall be prescribed by the adjutant general, and as soon as practicable after his enlistment, the following oath shall be administered to such contributing member by a commissioned officer.

Digitized by Google

"I, ..., do solemnly swear (or affirm) that I will bear true faith and allegiance to the United States of America, and to the state of Ohio, that I will serve them honestly and faithfully, and that I will pay such contributions and dues as are prescribed by the statutes of Ohio, and will perform such service as may be prescribed from time to time by the commander-in-chief of the Ohio National Guard by general orders in accordance with the statutes of the state of Ohio."

www.libool.com.cn

Each contributing member shall be subject to contributions and dues in the sum of five dollars per annum, and shall be subject to such services as shall be prescribed from time to time by the commander-in-chief of the Ohio national guard in general orders. The whole number of active militia in any county shall not exceed fifteen per cent. of the voting population of such county.

Services of contributing members.

Sec. 5210-1. The commander-in-chief of the national guard shall from time to time prescribe in general orders the services to be required of contributing members provided, however, that contributing members shall never be required to perform field service at any point or any service outside of the county where enlisted, and provided, further, that all such general orders shall apply equally to all contributing members of the national guard.

Exemptions of officers and members.

Sec. 5211. A certified list of officers, enlisted men and contributing members shall be filed by the commanding officer of each company, troop, battery and detachment of the hospital corps, with the clerk of the court of common pleas of the county in which such organization is located. Such list shall set forth the officers, enlisted men and contributing members in separate rosters with the names alphabetically arranged, and shall be filed during the month of July of each year, and such officers, enlisted men and contributing members, shall, for the year commencing on the first day of August following such filing, or until sooner discharged, be exempt from labor on the public highways and service as jurors.

Filing certified lists and furnishing certified copies.

Sec. 5211-1. The clerk of the common pleas court shall file such certified lists without charge, and shall upon demand furnish a certified copy of any such certified list on file in his office to the commanding officer of the organization named in such list, and shall certify without charge further copies of such lists in a number not to exceed the total number of officers, enlisted men and contributing members, set forth therein, provided that such further copies shall be furnished by the commanding officers.

Annual payment to organizations; how distributed.

Sec. 5287. Upon the approval of the adjutant general, there shall be allowed, annually, for the care of state property and other incidental expenses, to the headquarters of the division and of each brigade, the sum of three hundred dollars, to the headquarters of each regiment and unattached battalion or squadron a sum equal to sixty dollars for each company comprising the command, and to the band

Digitized by Google

of each regiment and unattached battalion, or squadron to each company of infantry and to each ambulance company not to exceed the sum of two hundred and fifty dollars, and to each field hospital and to each engineer company not to exceed the sum of three hundred dollars, and to each troop of cavalry and to each signal company not to exceed the sum of four hundred and fifty dollars, and to each battery of artillery not to exceed the sum of six hundred dollars, and to each medical or sanitary detachment attached to regimental, separate battalion and squadron headquarters not to exceed the sum of one hundred dollars. These sums shall be paid to the commanding officer of each organization, or detachment, who shall account for the funds in such manner as may be directed by the commander-in-chief. No part of such money shall be paid to any organization, or detachment, until all the returns and reports required by law and orders have been filed with the adjutant general.

Drawing of grand and petit jurors.

Sec. 11426. When by order of a court of record in any county, except a police court, or of a judge thereof in vacation, the clerk of the common pleas court is directed to cause the summoning of persons to serve as grand or petit jurors in such courts, in the presence of the sheriff, he at once shall turn the jury wheel until the pieces of paper therein are thoroughly mixed, then draw from it the numbers of names specified in the order, and shall thereupon in the presence of the sheriff compare said names with the certified lists of officers, enlisted men and contributing members of the national guard filed in his office in accordance with law, during the month of July prior thereto, discarding any names so drawn which are found in such lists, and shall thereupon if necessary in the presence of the sheriff draw further names and compare and discard same as aforesaid in the presence of the sheriff until the number of names specified in the order has been thus secured, and unless otherwise therein directed, forthwith shall issue a venire facias to the sheriff commanding him to summon the persons whose names were so secured, to attend as jurors at the time and place in the order stated. The piece of paper containing the names so discarded shall immediately after the securing of the required number of jurors be returned to the jury wheel by the clerk in the presence of the sheriff. Except as otherwise provided by law, all grand and petit juries shall be impaneled from persons so selected and summoned.

Who exempt from jury service.

Sec. 11444. Public officers, clergymen, priests, physicians, attorneys-at-law, members of a police force, firemen employed by a municipal authority, acting volunteer members of companies to extinguish fires, organized in and under the control of a municipality and all persons serving as active members thereof for five consecutive years, officers, enlisted men and contributing members of the national guard whose names are contained in certified lists filed in the office of the clerk of the common pleas court in accord-

Digitized by Google

ance with law, the latter only during the period specified by law, and every person over seventy years old, are exempt from jury service.

www.libtool.com.cn

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That original sections 5210, 5211, 5287, 11426 and 11444 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 227G.

[Am. Senate Bill No. 209.]

AN ACT

To amend sections 8312, 8313 and 8314 of the General Code, and to further supplement section 8321 of the General Code by the enactment of an additional section to be known as section 8321-1 (103 O. L., page 369, at pages 370, 372, 374 and 376,) relative to the mechanic's lien law.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 8312, 8313 and 8314 of the General Code be amended to read as follows, and that section 8321 of the General Code be supplemented by the enactment of an additional section to be known as section 8321-1, to read as follows:

Statement of original contractor to owner before payment; affidavit.

Sec. 8312. The original contractor shall, whenever any payment of money shall become due from the owner, part owner, or lessee, or whenever he desires to draw any money from the owner, part owner, or lessee, under such contract, or upon the written demand of any mortgagee, make out and give to the owner, part owner, lessee or mortgagee, or his agent, a statement under oath, showing the name of every laborer in his employ who has not been paid in full and also showing the name of every subcontractor in his employ, and of every person furnishing machinery, material or fuel, and giving the amount, if any, which is due or to become due to them, or any of them, for work done, or machinery, material or fuel furnished to him, which statement shall be accompanied by a certificate signed by every person furnishing machinery, material or fuel to him, which statement under oath and certificate may be in substantially the following form:

AFFIDAVIT OF { Sub / Original } CONTRACTOR.

.....Ohio, ...19....

State of Ohio, ...County, ss:

Digitized by Google

Statement of original contractor to owner before payment; affidavit.

.....,being first duly sworn, says that he is[1] .....of[2] .....the { Sub / Original } contractor having a contract with[2].....
the[3] .....
.....
for[4] .....
.....
situated on or around on in front of the following described property:[5] .....
.....
.....
.....
.....
.....
.....
whereof[2].....was the owner, part owner or lessee.

www.libtool.com.cn

Affiant further says that the following shows the names of every sub-contractor in the employ of said[2]..... giving the amount, if any, which is due, or to become due to them, or any of them, for work done or machinery, material or fuel furnished to date hereof, under said contracts.

NOTE:—This statement must be accompanied by a similar sworn statement signed by each of the sub-contractors listed below:

Name.	Trade.	Amount due or to become due for material furnished to date hereof.	

Digitized by Google

Statement of original contractor to owner before payment; affidavit.

MATERIAL MEN.

Said affiant further says that the following shows the names of every person furnishing machinery, material, or fuel, to[2] ..... giving the amount, if any, which is due, or to become due, to them, or any of them, for machinery, material, or fuel furnished to date hereof, under said contracts.

www.libtool.com.cn

Name.	Kind of Machinery, Material or Fuel.	Amount due or to become due for work and material to date hereof.	

NOTE—The above must be accompanied by "Certificate of Materialman." (See Certificate below.)

LABOR.

Said affiant further says that the following shows the names of every unpaid laborer in the employ of[2] ..... furnishing labor under said contract, giving the amount, if any, which is due, or to become due for labor done to date hereof:

Digitized by Google

NOTE—If the fact is that every laborer has been paid in full, then recite: "Every laborer has been paid in full." If not, then give each unpaid laborer's name and the amount due or to become due.

Statement of original contractor to owner before payment; affidavit.

www.libtool.com.cn

Name.	Hours.	Amount due or to become due for labor furnished to date hereof.		

That the amounts due or to become due to said subcontractors, materialmen and laborers, for work done, or machinery, material or fuel furnished to the date hereof, to[2] ..... is fully and correctly set forth opposite their names, respectively, in the aforesaid statements, and further evidenced by certificates of every person furnishing machinery, material or fuel, hereto attached, and made a part hereof.

Digitized by Google

Statement of original contractor to owner before payment; affidavit.

Affiant further says that[2].....has not employed or purchased or procured machinery, material or fuel from, or sub-contracted with any person, firm or corporation, other than those above mentioned, and owes for no labor performed, or machinery, material or fuel furnished, under said contracts, other than above set forth.

.....

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE,

at....., Ohio, this.....day of....., A. D. 19....

.....
Notary Public.

NOTE: 1 Sec'y, Treas., one of firm, or agent, as case may be.
2 Name.
3 "Owner," "part-owner," "lessee," or "authorized agent of the owner, part-owner or lessee," or "original" or "principal contractor under a contract with _____ the owner, part-owner or lessee," as the case may be.
4 "Constructing, altering or repairing a boat, vessel or other watercraft," or "erecting, altering, repairing or removing a house, mill, manufactory, or any furnace, or furnace material therein, or other building appurtenance, fixture, bridge or other structure," or "digging, drilling, boring, operating, completing and repairing of any gas well, oil well or other well," or "altering, repairing or constructing any oil derrick, oil tank, oil or gas pipe line," or "furnishing tile for the drainage of any lot or land," as the case may be.
5 Accurate description of property.

CERTIFICATE OF MATERIAL MEN.

Certificate of material men.

.....Ohio,.....19....

The undersigned certify that to the date hereof they have furnished machinery, material or fuel as set out herein to[2].....for[4].....
.....
situated on or around or in front of the property described in the foregoing affidavit; that the nature of said machinery, material or fuel furnished, the date when they commenced furnishing the same and the amount now due or owing to each of them, is correctly stated and set opposite their respective names or they have been paid in full, if so acknowledged hereon.

Digitized by Google

Name.	Machinery, Materials or Fuel and Nature of the Same.		Amount due or to become due to date hereof.	

In lieu of such certificate, there may be furnished a written waiver of lien, a written release or receipt.

Statement of dues to subcontractors, laborers and material men.

And the original contractor shall also deliver to such owner, part owner, lessee, or mortgagee, similar sworn statements from each subcontractor, accompanied by like certificates from every person furnishing machinery, material or fuel to such subcontractor. The owner, part owner, or lessee, or his agent, shall retain out of any money then due, or to become due to the principal contractor, an amount sufficient to pay all demands that are due or to become due to such subcontractors, laborers and material men, as shown by the contractors' and subcontractors' statements and the certificates of material men for work done or machinery, material or fuel furnished, and shall pay said money to them according to their respective rights. All payments so made shall, as between such owner, part owner, lessee, mortgagee, and such contractor, subcontrac-

Digitized by Google

tors, and persons performing labor or furnishing machinery, material or fuel, be considered the same as if paid to such original contractor, and such owner, part owner, lessee, or mortgagee, shall thereupon be released of any further liability to the extent of such payments so made. Until the statements provided for in this section are made and furnished in the manner and form as herein provided, the contractor shall have no right of action or lien against the owner, part owner, or lessee, on account of such contract, and the subcontractor shall have no right of action or lien against the owner, part owner, lessee or contractor, until he shall have furnished such statements, and any payments made by the owner, part owner, or lessee, before such statements are made or without retaining sufficient money, if that amount be due or it is to become due, to pay the subcontractor, laborers or material men, as shown by the said statements and certificates, shall be considered illegal and made in violation of the rights of the persons intended to be benefited by this act, and the rights of such subcontractors, laborers and material men to a lien, shall not be affected thereby. When the sixty days within which any liens can be filed, have expired, and no liens on account of such improvement exist, then the failure of the contractor to furnish such affidavit as herein provided shall not act as a bar or defense in any suit or cause of action to collect any claim or claims by law as other claims are collected. If neither such owner, part owner, or lessee, nor his agent can be found within the county, then it shall not be necessary for the contractor or subcontractor to make and deliver such statements and certificates as a prerequisite to a lien or to the institution of proceedings under this act or other suit or proceeding. In order that the owner, part owner, lessee, mortgagee, or contractor may be protected, he or his agent may at any time during the progress of the work demand in writing of the contractor or any subcontractor, any or all statements herein provided for, which shall be made by the contractor or subcontractor, and given to the owner, part owner, lessee, mortgagee, contractor or his agent, and if such contractor or subcontractor fails to furnish such statements within ten days after demand is made, he shall be liable to such owner, part owner, lessee, mortgagee or contractor, making such demand, each time he so refuses or neglects to comply with such demand, in the sum of one hundred dollars and also for all actual damages occasioned by such neglect or refusal.

No right of action or lien against owner until statements furnished.

Liability of contractor to owner on failure to furnish statement.

Notice to owner of machinery, material or labor furnished; contents.

Sec. 8313. Any person, firm or corporation furnishing machinery, material or fuel, or performing labor of any kind, as aforesaid, whose name has been omitted from the sworn statement or affidavit in this chapter provided to be given by the contractor or subcontractor, may serve on the owner, part owner, or lessee of the premises, or his agent, a notice in writing, which notice shall be such as will inform the owner, part owner or lessee of the premises or his

Digitized by Google

agent, of the nature of the machinery, material or fuel furnished, or to be furnished, or labor performed, or to be performed, the amount due or to become due therefor, and a description of the premises where furnished, with the street and number, if any, if such owner, part owner, or lessee, resides in, or has a known agent in the county, in charge of such boat, vessel, or water craft, or such house, mill, manufactory, furnace, building, appurtenance, fixture, bridge, structure, well, derrick, tank or pipe line, or other construction or improvement described in sections 8310 and 8311 of the General Code. Such notice may be in the following form:

> To ....., take notice, that the undersigned is furnishing, commencing on the ..... day of ..... (or about to furnish) to ....., certain labor or material for constructing, (altering, erecting, improving, repairing, removing, digging, or drilling, as the case may be), a certain ....., situated on or around, or in front of, the following described property: ..... and there is now owing, or will become owing to the undersigned on account hereof, the sum of ..... dollars; .....

Such notice shall be sufficient, if served at any time before final payment or distribution has been made in accordance with the statement or statements under oath, as required by section 8312 of the General Code.

Duplicate copy of notice.

It shall be the duty of any person, firm or corporation furnishing machinery, material or fuel, or performing labor of any kind, as aforesaid, to give a duplicate copy of the aforesaid notice to any mortgagee when requested in writing. The service of such notice shall entitle the person serving the same to all the rights which he would have if his name and the amount due him as set forth in said notice were contained in the affidavit of a contractor or subcontractor as provided in section 8312 of the General Code, and the owner, part owner, or lessee upon whom such notice is served shall be bound thereby the same as though the name of the servor and the amount set forth in said notice were contained in a contractor's or subcontractor's statement.

Rights of owner, contractors, material men and laborers.

The owner, part owner or lessee who makes payments or distribution according to respective rights in the manner and form provided in sections 8312 and 8313 of the General Code, shall not be liable to the subcontractors, material men or laborers for any greater amount than he contracted to pay the original contractor and shall be entitled to set off any damages which he may sustain by reason of any failure or omission in the performance of such contract, but the risk of all payments made to the original contractor after the owner, part owner, lessee or his authorized

Digitized by Google

agent shall have received the notice above mentioned, or before the contractor shall have furnished him with the statement under oath as hereinbefore provided, shall be upon the owner, part owner, or lessee, until the expiration of sixty days within which claims for liens may be filed, as hereinafter provided, and no payment made to any contractor before the expiration of said sixty days, shall defeat any lien of any subcontractor, material man or laborer, unless such payment has been distributed among the subcontractors, material men or laborers, or if distributed in part only, then to the extent of such distribution; but where the original contractor shall have furnished the statements and certificates as provided in sections 8312 and 8313 of the General Code, the owner, part owner, or lessee, may pay to such contractor out of the sum lawfully due and payable to him under his contract at the time said statements and certificates are furnished, any amount lawfully in excess of the claims and demands due from said original contractor to subcontractors, material men and laborers, as shown on said statements and certificates, or as shown by notices served on such owner, part owner, or lessee, by subcontractors, material men and laborers as provided herein.

In making said payments the owner, part owner or lessee may assume the names and amounts set forth in said statements and certificates to be true and correct and such owner shall not be liable for errors or omissions of said names and amounts in such statements and certificates, unless a notice has been served as provided in section 8313 of the General Code.

Affidavit; contents; record.

Sec. 8314. Every person, or his agent or attorney, whether contractor, subcontractor, material man or laborer, who wishes to avail himself of the provisions of this statute, shall make and file for record in the office of the recorder in the county or counties in which said labor was performed or machinery, material or fuel furnished, an affidavit showing the amount due over and above all legal setoffs, a description of the property to be charged with the lien, the name of the person to or for whom such machinery, materials or fuel were furnished and labor performed, and of the owner, part owner, or lessee, if known. Such affidavit may be verified before any person authorized to administer oaths, whether attorney for the owner, lien claimant, or other party interested or not, and such affidavit shall be filed within sixty days from the date on which the last of the machinery, materials or fuel shall have been furnished at the building, or the last of the labor shall have been performed by the person claiming the lien, which affidavit may be in the following form:

AFFIDAVIT FOR MECHANIC'S LIEN.

State of Ohio,
County of....., ss:
A. B. of ....., being first duly sworn,

Digitized by Google

says that he furnished certain labor, (machinery, material or fuel) in and for constructing, (altering, erecting, improving, repairing, removing, digging or drilling, as the case may be), a certain ....., situated on the land hereinafter described, in pursuance of a certain contract, with C. D., the owner, (part owner or lessee, contractor, subcontractor, or other person, as the case may be). The last of such labor was performed, (or machinery, material or fuel furnished or both) on the ..... day of ....., 19.... and there is justly and truly due deponent therefor from the said C. D., over and above all legal set-offs, the sum of .....dollars, for which amount deponent claims a lien on said land, (or building or leasehold) of which..... is or was the owner, (part owner or lessee, as the case may be), which premises are described as follows:

.....

.....

.....

A. B.

Sworn to before me and subscribed in my presence this ..... day of ....., 19....

.....

.....

The county recorder shall endorse upon every such affidavit the date and hour of its filing, and record the same in a separate book to be kept therefor. There shall be no homestead or other exemptions against any lien under the provisions of this chapter.

Mortgage lien shall be prior to other liens.

Sec. 8321-1. Except as hereinafter provided in this section, the lien of a mortgage given in whole or in part to improve real estate, or to pay off prior encumbrances thereon, or both, the proceeds of which are actually used in such improvement in the manner contemplated in sections 8310 and 8311 of the General Code, or to pay off prior encumbrances or both, and which mortgage contains therein the correct name and address of said mortgagee, together with a covenant between the mortgagor and mortgagee authorizing and empowering the mortgagee to do all things in this act provided by said mortgagee to be done, shall be prior to all mechanic's, material men's and similar liens and all liens provided for in this chapter that are filed for record after said improvement mortgage is filed for record, to the extent that the proceeds thereof are used and applied for the purposes aforesaid and pursuant to the provisions of this section, and such mortgage shall be a lien on the premises therein described from the time it is filed for record for the full amount that is ultimately and actually paid out under said mortgage, regardless of the time when the money secured thereby is advanced.

Digitized by Google

Notice to mortgagee by other lien holder; service of notice.

Any laborer or material man who claims or at any time can claim a right of lien on said premises for any labor performed or to be performed or for machinery, material or fuel furnished or to be furnished for such improvement, may serve personally or by registered mail, a written notice on said mortgagee which notice shall show the kind and nature of the labor performed or to be performed, or both, and of the machinery, material or fuel furnished, or to be furnished, or both, and the amount claimed or to be claimed therefor, and a description of the premises to which said material, machinery, fuel or labor has been or is to be furnished, and the amount claimed therefor. If such notice is served by registered mail it shall not take effect until it is received by the mortgagee, and when said mortgagee is a building and loan association, bank or trust company, organized and existing under the laws of the state of Ohio, the notice shall be served at its usual place of business, if it has one open during usual banking hours, or personally or by registered mail upon an executive officer thereof if it has no such place of business open as aforesaid; provided, however, when such mortgagee is not a resident of a county and state where such premises are situated, and the correct name and address of such non-resident mortgagee are not given in said mortgage, such notice may be served by posting the same in some conspicuous place on said premises.

Such mortgagee shall not be required to pay out any of the mortgage fund for fifteen days after filing said mortgage. At the end of such period, he may refuse to go forward with such loan or to pay out said fund, in which case, if no funds have been advanced, he shall make, execute and deliver to the mortgagor, or to the county recorder to be recorded, a proper release of said mortgage, but if said mortgagee elects to complete said loan, he shall in order to obtain the priority hereinbefore set forth, distribute said mortgage fund, in the following order, to-wit:

Distribution of mortgage fund.

1st. Said mortgagee may at any time pay off said prior encumbrance or encumbrances, or withhold the amount thereof for that purpose.

2d. Out of the residue of said fund such mortgagee may at any time retain sufficient funds to complete the improvement, according to the original plans, specifications and contracts, and within the original contract price.

3d. Such mortgagee may from time to time pay out on the owner's order, directly to contractors or subcontractors, or to the owner himself if he is his own contractor, such sums as said owner may certify to be necessary to meet and pay labor payrolls for said improvement.

4th. Such mortgagee shall pay on the order of the owner, the accounts of such material men and laborers, as have filed with such mortgagee a written notice as hereinbefore provided, the amounts due for material then furnished and labor then performed on said improvement; and shall retain out of said mortgage fund, such money to

Digitized by Google

become due as is shown by said notice so served and shall hold such money, and shall pay on the order of the owner, the amounts due to such persons, firms or corporations who have served such notices as aforesaid, if said mortgagee has sufficient money in his hands so to do and also to complete said improvement as aforesaid; but if such mortgagee has funds in his hand insufficient to pay all such laborers and material men in full and to complete said improvement, he shall retain sufficient to complete said improvement and to distribute the balance pro rata among said material men and laborers who have filed such notices.

www.tdcool.com.cn

5th. If such owner should refuse to issue an order to pay the amount of such notice or notices filed, said mortgagee shall retain the whole amount claimed until the proper amount has been agreed upon or judicially determined; provided always that said mortgagee may withhold sufficient funds to complete said improvement as hereinbefore provided.

6th. Such mortgagee shall pay out on the owner's order, directly to material men or laborers who have performed labor or furnished material for said improvement.

7th. Such mortgagee shall pay the balance, if any, of said mortgage fund after said improvement is completed to the owner, or to whomsoever he may direct.

In case said mortgagee pays out said fund otherwise than as hereinbefore provided, then the lien of said mortgage to the extent that said funds had been otherwise paid, shall be subsequent to liens of contractors, subcontractors, material men and laborers; but in no case shall such a mortgagee be obligated to pay or to be liable at law for more than the principal of said mortgage.

Payment pursuant to law exempts mortgagee.

All payments and distributions made by the mortgagee as herein provided shall be considered the same as if paid to such owner, part owner, lessee, or mortgagor under said mortgage, and shall also be considered the same as if paid to the original contractor, and when paid pursuant to the provisions of this section there shall be no further liability on the part of such mortgagee. Nothing in this chapter contained shall require the mortgagee to ascertain by affidavit or otherwise the respective claims of contractors, subcontractors, laborers or material men, or to determine priorities among lien claimants.

The mortgagee shall not be responsible for a mistake of the owner in determining priorities, or for any failure of the payee to properly distribute funds paid on the written order of the owner.

Written request as to balance in mortgage fund.

Any contractor, subcontractor, material man or laborer may at any time serve on any mortgagee a written request demanding to know the exact balance of the mortgage fund in his or its possession and the aggregate amount included in the notices filed with said mortgagee at the time of the receipt of such notice; and such mortgagee shall correctly inform the person so serving such notice of such ex-

Digitized by Google

act balance and the aggregate amount included in the notices filed and if such mortgagee fails to inform said contractor, subcontractor, material man or laborer serving said written demand, the exact balance of the mortgage fund in his or its possession at the time of the receipt of such notice, said mortgagee shall be liable to such contractor, subcontractor, material man and laborer making such demand, each time he so refuses or neglects to comply with such demand, in the sum of one hundred dollars.

The provisions of this section shall, as to mortgages herein contemplated, control over all other provisions of the General Code relating to said mechanic's, material men's, contractor's, subcontractor's, laborer's and all liens that can be had under the provisions of this chapter, anything to the contrary in the said General Code notwithstanding, and shall be liberally construed in favor of such mortgagees, a substantial compliance by such mortgagees being sufficient.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original sections 8312, 8313 and 8314 of the General Code be and the same are hereby repealed.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 5, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 228G.

[Am. Senate Bill No. 15.]

AN ACT

To amend sections 3007, 11424 and 11433 of the General Code, relative to fees and duties of the jury commissioners.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 3007, 11424 and 11433 of the General Code be amended to read as follows:

Compensation of jury commissioners.

Sec. 3007. For each day necessarily employed in the discharge of his duties, each jury commissioner of each county shall receive five dollars, but shall not be employed to exceed ten days in any year. Such compensation shall

Digitized by Google

be paid from the county treasury upon the approval of the county commissioners. Provided, nevertheless, that the judges of the court of common pleas, in any county where more than two common pleas judges regularly hold court at the same time, may in joint session designate a period longer than ten days but not to exceed sixty days during which such jury commissioners may act. Provided further that the judges of the court of common pleas, in any county where more than two common pleas judges hold court at the same time, may in joint session appoint and designate the jury commissioners to be assignment commissioners to attend to the assignment of all cases for trial and to discharge such other duties as the court may require and for such services to be rendered by them as assignment commissioners or otherwise, they shall be allowed such compensation as the court appointing them may determine, not to exceed two thousand two hundred dollars per year each, to be paid monthly from the county treasury, and an entry shall be made in the court journal designating the persons appointed as jury commissioners and assignment commissioners and fixing their compensation.

Compensation as assignment commissioners.

Sec. 11424. After the jury commissioners have first ascertained the jury wheel to be entirely empty, the names of the persons so selected shall be written by the clerk of the court of common pleas on separate pieces of paper, uniform in size, quality and color, which shall be placed in such wheel and securely locked therein in the presence of the commissioners. The commissioners, at the same time, shall make and sign a certificate containing all of such names, which they shall certify to be the names of the persons selected at the time and place aforesaid to serve as jurors for the ensuing year as their names shall be drawn, and that they are the same names as those placed in the wheel, which certificate shall be filed with the clerk. The wheel shall be securely locked at all times, except when by order of court or a judge thereof, it shall be necessary to place names in it or draw them from it in the manner herein provided. The clerk shall be the custodian of the wheel and the court or a judge thereof shall be the custodian of the keys.

Duties of clerk.

Sec. 11433. When the court, or a judge thereof, deems it necessary to have two petit juries, or when from any cause it becomes necessary to have a new petit jury, or a member or members to fill up the regular panel for the term, the court, or a judge thereof, may order the names of the number of jurors required for the new petit jury; or, in case he deems it necessary to fill up the regular panel, he may order not exceeding double the number of names of jurors required therefor to be drawn from the wheel by the clerk, as in other cases, and a venire shall issue to summon them to appear as may be directed by the court, or a judge thereof.

New jury, and filling regular panel.

www.hhlool.com.cn

Digitized by Google

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original sections 3007, 11424 and 11433 of the General Code be, and the same are hereby repealed.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 229G.

[Senate Bill No. 315.]

AN ACT

To amend sections 3295, 6912-1 and 3939 of the General Code, providing for the borrowing of money and issuing of township, county and municipal bonds.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 3295, 6912-1 and 3939 of the General Code be amended to read as follows:

Issue and sale of bonds for specific purposes; former issues for road improvement valid.

Sec. 3295. The trustees of any township may issue and sell bonds in such amounts and denominations, for such periods of time and at such rate of interest, not to exceed six per cent., for any of the purposes authorized by law for the sale of bonds by townships or by municipal corporations for specific purposes, and for the purpose of providing funds to pay the township's share of the cost of any improvement made under an agreement with the county commissioners, when not less than two of such trustees, by an affirmative vote and by resolution, deem it necessary, and the provisions of law applicable to municipal corporations with reference to the limitations upon the amount of bonds to be issued, and for the submission of the question of their issuance to the voters, shall extend and apply to the trustees of townships. Such township bonds shall be advertised and sold in the manner provided by law. All bonds heretofore issued by township trustees under assumed authority for the improvement of roads in connection with county commissioners, shall, in so far as the same might otherwise be held invalid on account of the absence of power of such trustees to issue bonds for such purpose, be held to be legal, valid and binding obligations of the township issuing such bonds.

Borrowing in anticipation of collection.

Sec. 6912-1. After so certifying said assessment to the auditor of the county, the commissioners may, in anticipation of the collection of all moneys from all sources, required to be raised for said improvement, whether by as-

Digitized by Google

sessment, taxation or by agreement with the township trustees or village council, borrow a sum of money sufficient to pay the entire estimated cost and expense of the improvement or any part thereof and may issue and sell negotiable notes or bonds of the county, bearing a rate of interest not to exceed five per cent. per annum.

The township trustees and the village council, or either, may issue and sell bonds for paying the agreed share of the cost and expenses of such improvement to be paid by the township or village respectively, in the manner provided by law.

Tax levy for payment of proportionate shares.

For the purpose of paying their respective shares of the principal and interest on the notes or bonds authorized to be sold, the county commissioners, township trustees and village council may levy a tax upon all the taxable property of the county, township or village of not to exceed two mills in any one year until said notes or bonds and interest are paid. Whenever bonds are issued by the county commissioners under authority of this section, such commissioners shall provide prior to their issuance for levying and collecting annually a tax on all the taxable property of the county in an amount sufficient to pay any deficiency occurring in any year in the collection of revenues from sources other than the county tax levy herein provided for, so that the payment of the interest on such bonds and the accumulation of a sinking fund for their retirement at maturity shall be fully provided for. Such bonds so issued by the county commissioners shall be obligations of the county for the payment of which the faith and credit of the county and its tax duplicate shall be pledged.

When municipality may sell bonds; specific purposes.

Sec. 3939. When it deems it necessary, the council of a municipal corporation, by an affirmative vote of not less than two-thirds of the members elected or appointed thereto, by ordinance, may issue and sell bonds in such amounts and denominations, for such period of time, and at such rate of interest, not exceeding six per cent. per annum, as said council may determine and in the manner provided by law, for any of the following specific purposes:

1. For procuring the real estate and right of way for an improvement authorized by this section, or for purchasing real estate with a building or buildings thereon, to be used for public purposes, or to be donated to the state of Ohio by deed in fee simple as a site for the erection of an armory.

2. For extending, enlarging, improving, repairing or securing a more complete enjoyment of a building or improvement authorized by this section, and for equipping and furnishing it.

3. For sanitary purposes and for erecting a crematory or providing other means for disposing of garbage and refuse matters, and for erecting public toilet and public comfort stations.

4. For improving highways leading into the corpora-

Digitized by Google

tion, or for building or improving turnpikes, or for purchasing one or more turnpike roads and making them free.

www.libtool.com.cn

5. For constructing wharves and landings on navigable waters.

6. For erecting infirmaries.

7. For erecting workhouses, prisons and police stations.

8. For erecting houses of refuge and correction.

9. For erecting market houses and providing market places.

10. For erecting public halls and public offices.

11. For erecting or purchasing waterworks for supplying water to the corporation and the inhabitants thereof.

12. For erecting or purchasing gas works or works for the generation and transmission of electricity, for the supplying of gas or electricity to the corporation and the inhabitants thereof.

13. For providing grounds for cemeteries or crematories, for enclosing and embellishing them, and for erecting vaults.

14. For constructing sewers, sewage disposal works, flushing tunnels, drains and ditches.

15. For establishing free public libraries and reading rooms and free recreation centers.

16. For the establishment of free public baths and municipal lodging houses.

17. For erecting monuments to commemorate the services of soldiers, sailors and marines of the state and nation.

18. For improving any water course or water front.

19. For the payment of obligations arising from emergencies resulting from epidemic or floods, or other forces of nature.

20. For purchasing and condemning the necessary land for parks, public play grounds and boulevard purposes and for improving it as well as for improving or completing the improvement of any existing boulevard, park or parks, or public playgrounds.

21. For erecting hospitals and pest houses and for rebuilding, or improving existing hospitals and pest houses.

22. For resurfacing, repairing or improving any existing street or streets as well as other public highways, whether such resurfacing, repairing or improving is done directly by the municipal corporation, or contracted by it, or by the county commissioners under an agreement with the municipal corporation by which it has agreed to assume and pay any part of the cost thereof.

23. For opening, widening and extending any street or public highway.

24. For purchasing or condemning any land necessary for street or highway purposes, and for improving it or paying any portion of the cost of such improvement.

25. For constructing levees and embankments or pav-

Digitized by Google

ing or improving them, and for improving any water course passing through the corporation.

26. For constructing or repairing viaducts, bridges and culverts, and for purchasing or condemning the necessary land therefor.

27. For erecting any building necessary for a fire department, purchasing fire engines, fire boats, constructing water towers, and fire cisterns, and paying the cost of placing underground the wires or other signal apparatus of any fire department.

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original sections 3295, 6912-1 and 3939 of the General Code be, and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 230G.

[Am. Senate Bill No. 207.]

AN ACT

To supplement section 1532 of the General Code by the enactment of supplemental section number 1532-2, to provide an additional judge of the court of common pleas for Summit county.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 1532 of the General Code be supplemented to read as follows:

Additional judge common pleas court, Summit county.

Sec. 1532-2. That, in addition to the judges provided in section 1532 of the General Code, a judge of the court of common pleas shall be elected in Summit county in the year 1916, whose term of office shall begin May 17, 1917. His qualifications and term of office shall be as provided in said section 1532, and his election and the election of his successors shall be as therein provided.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 231G.

Digitized by Google

[House Bill No. 566.]

www.libtool.com.cn

AN ACT

To provide for the establishing of state forests.

Be it enacted by the General Assembly of the State of Ohio:

Section 1177-10a. Purchase of land for state forest; title; deed.

SECTION 1. The board of control of the agricultural experiment station may buy forested lands or other lands in the state suitable for the growth of forest trees, at a price not exceeding ten dollars per acre, to the amount of the appropriation for that purpose. All lands so purchased shall be deeded to the state and shall be known as state forests, but the purchase price of such lands shall not be paid until the title thereof has been approved by the attorney general.

Section 1177-10b. Selecting and planting trees; custody and control.

SECTION 2. The board may plant such trees as it may deem expedient, and take such measures as it may deem necessary to bring about a profitable growth of timber on such lands. The board may fence such lands with substantial wire fencing, protect them from forest fires and trespassers, preserve the timber thereon, have entire custody of such forest lands, and employ such local assistance as it may deem necessary.

Section 1177-10c. Sale of state forest lands, wood and timber.

SECTION 3. The board of control may sell wood and timber from the state forests whenever they may deem such sale desirable, and with the approval of the attorney general may sell portions of the state forest lands when such lands shall command a greater price than cost and interest thereon, and may execute a deed thereof for and in behalf of the state. All monies received from the sale of forest lands or from the sale of wood or timber thereon shall be paid into the state treasury to the credit of the general revenue fund.

Appropriation.

SECTION 4. There is hereby appropriated out of any money in the state treasury to the credit of the general revenue fund the sum of ten thousand dollars, such amount to be used to carry out the purposes of this act.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 232G.

Digitized by Google

[House Bill No. 267.]

www.libtool.com.cn

AN ACT

To amend section 9125 of the General Code, relating to the crossing of steam railroad tracks at grade by street and interurban railroads.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 9125 of the General Code be and the same is amended to read as follows:

Full stop when approaching steam railroad crossing; exception.

Sec. 9125. When the tracks of a street railway cross the tracks of a steam railroad at grade, the company operating the line of street cars shall cause its cars to stop not nearer than ten (10) nor farther than fifty (50) feet from the crossing, and before they start to cross the steam railroad tracks, also cause a person in its employ to go ahead of the car or cars and see that the way is clear for the passage thereof and free from danger. Such street railway cars shall not proceed to cross until signalled to do so by such person so employed, or the way is clear for their passage over the tracks; provided, however, that when the tracks of a street or interurban railway cross the tracks of an industrial railroad or a switch track or a spur track of a steam railroad over which passenger cars or trains are not operated, the public utilities commission of Ohio may, upon application of the company owning or operating such street or interurban railway and notice to the company owning or operating such industrial railroad or switch track or spur track of the hearing of such application, permit such street or interurban railway to operate its cars over and across such industrial railroad or switch track or spur track without first causing its cars to stop or an employee to go ahead of the same, and may prescribe such duties upon the company owning or operating such industrial railroad or switch track or spur track for the protection of the public as shall be just and reasonable under the circumstances.

SECTION 2. That said original section 9125 of the General Code be and the same is hereby repealed.

The sectional number herein is in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 233G.

Digitized by Google

[House Bill No. 43.]

AN ACT

www.libtool.com.cn

To amend sections 4952, 4952-1, 4954, 4955, 4960, 4964, 4969, 4969-1, 4970, 4973 and 4974 and to repeal sections 4971 and 4972 of the General Code providing a means by which candidates for office may be placed on the primary ballot without the circulation of petitions.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 4952, 4952-1, 4954, 4955, 4960, 4964, 4969, 4969-1, 4970, 4973 and 4974 of the General Code be amended and supplemental section 4970-1 be added to read as follows:

Candidates for state offices, U. S. senator and congressman-at-large nominated by direct vote.

Sec. 4952. Candidates for state offices, United States senator and congressman-at-large shall be nominated by direct vote of the people in the manner following: Each person so desiring to become a candidate for an office above enumerated shall not less than sixty days before the date of the primary election at which such nominations are to be made, file with the state supervisor of elections a declaration of candidacy signed and acknowledged and certified to by a certificate of five electors of the state who are members of the political party to which such candidate belongs, and shall pay to such state supervisor the proper fee.

Declaration of candidacy; contents; time of filing; fee.

Candidates for district offices nominated by direct vote.

Sec. 4952-1. Candidates for district offices, where such district includes more than one county, which shall include all candidates for member of the house of representatives in the congress of the United States, other than congressman-at-large, shall be nominated by the direct vote of the people in the manner following: Each person desiring to become a candidate for election to such office in this state shall, not less than sixty days before the date of the primary election fixed by law to be held in the even numbered years, file with the clerk of the board of deputy state supervisors of elections of the county in which such candidate resides, a declaration of candidacy signed and acknowledged and certified to by a certificate of five electors of the district who are members of the political party to which such candidate belongs, and shall pay the clerk the proper fee. Whereupon, except where such candidate resides in the most populous county in the district, such clerk shall certify the declaration of candidacy and certificate to the clerk of the board of deputy state supervisors of elections of the most populous county of the district, and cover the fee so paid into the county treasury of the county in which such candidate resides. Not less than forty days before such primary said clerk shall certify all nominations so certified to him or filed in his office, to the boards of deputy state supervisors of each county in such district who shall enter the names so certified on the proper ballots to be used at

Declaration of candidacy; contents; time and place of filing; fee.

Time of certifying nominations.

Digitized by Google

the primary. Such boards of deputy state supervisors shall certify the results of the primary election on such candidates to the board of deputy state supervisors of elections of such most populous county in the manner provided under the general election laws, which board shall ascertain and declare the results and shall, not less than forty days before the November election, certify all such nominations so made to the boards of deputy state supervisors of the counties comprising the district who shall cause the same to be printed on the proper tickets as provided by law.

Certifying results of primary election to most populous county.

Time of certifying nominations by board of most populous county.

Sec. 4954. At the primary election which shall be held on the last Tuesday in April in the year 1916, and similarly in every fourth year thereafter, delegates and alternates-at-large to the national conventions of the different political parties shall be chosen by direct vote of the electors in the manner prescribed in this chapter for the nomination of candidates for state offices, and candidates for election as delegates and alternates to such conventions from districts within the state shall be chosen by direct vote of the electors in the manner prescribed in this chapter for the nomination of candidates for district offices. Each person seeking to be elected as delegate or alternate to such national convention shall file with his declaration of candidacy and certificate, a statement in writing signed by him in which he shall state his first and second choice for nomination as candidate of his party for the presidency of the United States and the state supervisor of elections shall not permit any declaration of candidacy and certificate of a candidate for election as such delegate or alternate to be filed unless accompanied by such statement in writing; providing always, however, that the name of no candidate for the presidency shall be so used without his written consent. The name of such first and second choice for nomination as candidate for the presidency of each candidate for election as such delegate or alternate shall be printed and appear on the primary ballots immediately below the name of such candidate in such a way as to clearly disclose the preference of each candidate. Each candidate for election as such delegate or alternate may also file along with his declaration of candidacy and certificate a statement in writing signed by him in the following form:

Election of delegates and alternates to national convention.

Declaration of candidacy and certificate; statement in writing as to choice of presidential candidates.

Name of first and second choice shall appear on ballot.

Statement of candidate for election
(alternate)
as (delegate) to the (here insert name of political party) national convention.

Form of statement of candidate.

I hereby declare to the voters of my political party in
(alternate)
the state of Ohio that, if elected as (delegate) to their national party convention, I shall, to the best of my judgment and ability, support that candidate for president of the United States who shall have been selected at this

Digitized by Google

primary by the voters of my party in the manner provided in this chapter, as their candidate for such office.

www.libtool.com.cn

.....

(alternate)

For signature of candidate for (delegate)

State central committee — one member from each congressional district.

District committee—the chairman of each of the several county central committees.

County central committee—one member from each precinct, or from each ward and township.

Committeemen shall be chosen by direct vote.

How candidates shall be nominated.

Sec. 4960. The controlling committees of each voluntary political party or organization shall be a state central committee, consisting of one member from each congressional district in the state; a district committee for each district in the state, including congressional districts, which shall consist of the chairman of the county central committees of the several counties composing such district; a county central committee, consisting of one member from each precinct in the county, or of one member from each ward and township in the county as the outgoing committee may determine, and the members of the central committee chosen from a city shall constitute a city committee. All of the members of such committee shall be chosen by direct vote at the primary held in the even numbered years. Candidates for election as state central committeemen may be nominated in the same manner as is herein provided for the nomination at primaries of candidates for district offices and candidates for election as members of the county central committee may be nominated in the manner provided in section 4969 of the General Code. Existing state, district, county and city committees shall continue to act and be recognized as such, until their successors are chosen as herein provided. Where a judicial subdivision or district or congressional district is included within a county, the members of the county central committee who are residents of such district shall also act as the judicial or congressional committee.

When county central committee shall act as district committee.

How primary fixed for special election.

Sec. 4964. When a call is issued for a special election, the date of the primary shall be fixed at the same time and in the same manner by the authority calling such special election, which primary, shall be held at least two weeks prior to the time fixed for such special election. Declaration of candidacy and certificates for such primary shall be filed and fees shall be paid at least ten days before the date for holding the same and such election shall be called so as to allow at least five days for preparing and filing such nomination papers.

Declaration of candidacy; date of filing; fee.

Nominations for offices not heretofore provided for.

Declaration of candidacy; date of filing; fee.

Sec. 4969. All nominations for offices or places on the primary ballot other than those heretofore provided for shall be made by the payment of the proper fees and by the filing of declarations of candidacy and certificates, which shall be filed with the board of deputy state supervisors at least sixty days before the day for holding the primary election. Such declarations of candidacy shall be signed and acknowledged by the person desiring to become a candidate and shall be accompanied by the certificate of five electors of the county, municipality, precinct, ward or other political subdivision for which such nomination is to be

Digitized by Google

made and shall be in the form hereinafter provided. Where the term "nomination paper" or "nominating petition" is used in this chapter it shall be held to include "declaration of candidacy" and any other paper required by law to be filed by a person seeking to become a candidate at a primary election.

Nominations where district situated in more than one county.

Sec. 4969-1. In case of declarations of candidacy for candidates for public office in a municipality or school district situated in more than one county, such declarations shall be filed as above limited with the board of deputy state supervisors of the county containing the majority population of such municipality or school district, which board shall certify the same forthwith to the board or boards of the county or counties containing the other parts of such municipality or school district. When a fee is required such fee shall be paid into the treasury of the county in which such declaration of candidacy is filed. When such board or boards of the county or counties containing the other part or parts of such municipality or district shall have canvassed the returns of the primary in such municipality or district received by them they shall certify the result to the board of the county containing such majority population which board shall ascertain and declare the result of the primary and shall forthwith certify the name or names of the successful candidate or candidates to the boards of such other counties to be placed on the official ballot at the election.

Declaration of candidacy; time and place of filing; fee and where paid.

Canvassing returns and certifying results in such cases.

Presidential preference primary.

Sec. 4955. At a primary election which shall be held on the last Tuesday in April in the year 1916 and similarly in every fourth year thereafter the qualified voters of the several political parties shall be given an opportunity, on separate party ballots provided for that purpose and apart from those for other offices, to express their preference as to the nominees for their respective parties for president and vice-president of the United States in the following manner: Nomination papers for each candidate for nomination for president or vice-president may be filed in the same manner as for candidates for a state office, except that any such candidate may designate any duly qualified elector of the state who is a member of the same political party, as his representative, who may sign the declaration herein provided for, in which case such candidate for nomination as president or vice-president shall not be required to sign or file any petition, affidavit, declaration, statement or paper of any kind to get his name upon the ballot at such primary. Any candidate for nomination for the office of president or vice-president, may on or before the forty-fifth day before the date of such primary, withdraw his name as a candidate for such office and notify the state supervisor of elections that he is not a candidate for such nomination and that he does not wish his name to be printed upon the ballot for such election, in which event said state supervisor shall not cause nor permit such name to be or appear on such

Nomination papers, how and when filed.

Declaration of candidacy.

Withdrawal of name as candidate.

Digitized by Google

Names of candidates shall be certified to deputy state supervisors.

ballot. Not less than forty days before the primary the state supervisor of elections shall certify the names of all candidates for such nominations which have been duly presented and not withdrawn, to the boards of deputy state supervisors of the several counties in the state who shall enter such names on a separate ballot from that containing the names of candidates for other nominations. Separate tickets shall be provided for each political party on which the names of the candidate of such party shall be printed. Such tickets shall conform, as nearly as practicable, to the form of the ballot provided in this title for the nomination of candidates for state offices. At the head of each ticket there shall be printed the words "Presidential Preference Ticket." The ballots voted at such election shall be deposited in separate ballot boxes and shall be counted and the result of the vote thereon certified by the boards of deputy state supervisors of elections of the several counties of the state to the state supervisor of elections in the manner provided for certifying the returns of the vote at such primary for candidates for the nomination as state officers. Such state supervisor shall canvass these returns in the manner provided by law for canvassing the returns in the case of candidates for nomination as state officers and shall forthwith certify the results of such canvass as regards the candidates for nomination in each political party to the persons chosen as delegates or alternates to the national convention of such party.

Separate tickets for each political party; form of ballot.

Result of vote certified to state supervisor.

Nominations certified to deputy state supervisors.

What names shall be printed on the ballot.

Sec. 4970. The name of no candidate for office or for committeeman or delegate or alternate shall be printed upon an official ballot used at any primary unless prior to the beginning of the period limited by law, a declaration of candidacy and certificate shall have been filed with the state supervisor of elections or with the board of deputy state supervisors in his behalf in substantially the following form:

DECLARATION OF CANDIDACY FOR THE OFFICE OF PRESIDENT OR VICE-PRESIDENT OF THE UNITED STATES.

Forms of declaration of candidacy.

I, ... hereby declare that I am a resident of the state of ..... and a qualified elector of such state. I am a member of the ..... party and am a candidate for nomination to the office of ..... subject to the action of the national convention of such party, to which delegates will be elected in the state of ..... at a primary to be held on the ..... day of ..... 19.... I hereby request that my name be printed on the official primary ballot as provided by law as a candidate of the ..... party, and further declare that if nominated and elected, I will qualify as .....

Digitized by Google

and will support and abide by the principles of the ..... party as adopted and declared in its national platform.

Dated this ..... day of ..... 19....

.....

Signature of candidate or authorized representative.

Witnessed by

.....

DECLARATION OF CANDIDACY FOR OFFICE OTHER THAN THAT OF PRESIDENT OR VICE-PRESIDENT OF THE UNITED STATES.

I, ... hereby declare that I reside at No. ..... street, in the ..... of ..... (or in precinct ..... township) county of ..... Ohio, and am a qualified elector therein. I am a member of the ..... party and intend to vote for a majority of the candidates of such party at the coming election. At the last general election (did not vote

(I voted for a majority of the candidates of such party at such election). I hereby declare myself a candidate for nomination to the office of ..... to be made at the primary election to be held on the ..... day of ....., 19...., and hereby request that my name be printed upon the official primary ballot as provided by law as a candidate of the ..... party.

I further declare that, if nominated and elected, I will qualify as ..... and that I will support and abide by the principles enumerated by the ..... party in its national platform and in its platform in this state adopted during the present year.

Dated this ..... day of ..... 19....

.....

Signature of candidate.

The State of Ohio, County of ..... ss.

Personally appeared before me the undersigned a ..... in and for said county, this ..... day of ..... A. D. 19...., the above named ....., who acknowledged the signing of the above declaration to be his free act and deed and that the statements made therein were true as he verily believed.

Witness my hand and official seal.....
on the day and year last aforesaid. .....

CERTIFICATE OF FIVE ELECTORS WHICH SHALL BE FILED WITH EACH DECLARATION OF CANDIDACY.

Certificate of electors.

We, the undersigned, qualified electors of the state of Ohio, and of the county, city, township, ward and precinct

Digitized by Google

set opposite our names, and members of the ..... party, hereby certify that ..... who resides at No. ..... on ..... street of ..... city of ....., or (in the township of .....) in the county of ....., and who is a candidate for the office (or position) of (here specify office or position) ..... to be voted for at the primary next hereafter to be held, and whose declaration of candidacy is herewith filed, is a member of the ..... party, and is well qualified to perform the duties of the office for which he is a candidate.

.....

Signatures Residence Ward Precinct Township

.....

.....

.....

.....

.....

The State of Ohio, County of ..... ss.

Personally appeared before me the undersigned, a ....., in and for said county, this ..... day of ..... A. D. 19.... above named ....., ..., ..., and ..... who each severally acknowledge the signing of the above certificate to be his free act and deed and that the statements made therein were true as he verily believed.

Witness my hand and official seal ..... on the day and year last aforesaid. .....

In the case of a candidate for office other than for committeeman, delegate or alternate or president or vice-president of the United States, the proper fee must also be paid at the time of filing the declaration of candidacy.

Fee required and where paid.

Sec. 4970-1. At the time of filing the declaration of candidacy for nomination for any office, each candidate shall pay a fee of one-half of one per cent., of the annual salary for such office, but in no case shall such fee be more than twenty-five dollars. All fees so paid in the case of candidates for state offices, office of United States senator and congressman-at-large, shall forthwith be paid by the officer receiving the same into the treasury of state. All other fees shall be paid by the officer receiving the same into the treasury of his county to the credit of the county fund. No fee shall be required in the case of candidates for committeeman or delegate or alternate to a convention or for president or vice-president of the United States, nor for offices for which no salary is paid.

Candidates from whom no fee required.

Declaration of candidate—what it shall contain.

Sec. 4973. Each candidate shall state in his declaration of candidacy that he will qualify as such officer if nominated and elected, and each candidate shall also state in his declaration that he will support and abide by the prin-

Digitized by Google

ciples enumerated by his political party in such national or state platform as may have been adopted by it prior to such primary in the year in which he is seeking such nomination, or which may be subsequently adopted.

Protests against candidacy; where filed.

Sec. 4974. Protests in writing against the candidacy of any person seeking to become a candidate of any political party may be filed only by a recognized member of such party or by the controlling committee thereof. Such protests shall be filed with the state supervisor of elections in all cases in which the declaration of candidacy shall have been filed with him and in cases in which such paper shall have been filed with a board of deputy state supervisors the protests shall be filed with such board. In the case of protests filed with the state supervisor of elections he shall hear and determine the same and his decision shall be final. In the case of protests filed against the candidacy of a person in a district comprising more than one county the same shall be heard and determined by the chief deputies and clerks of the board of deputy state supervisors of the several counties comprising such district and their decision shall be final. In the case of protests filed against candidates for county offices or offices of a district lying within a county, the same shall be heard and determined by the board of deputy state supervisors of such county and its decision shall be final. In case of candidates for office in municipalities or school districts situated in more than one county, the same shall be submitted to the board of deputy state supervisors of the county in which the declaration of candidacy were filed and its decision shall be final. If it is found that such candidate is not an elector of the state, or of the district or county in which he seeks to become a candidate, or has not fully complied with the provisions of law as herein provided, his name shall be withdrawn and shall not be printed upon the ballot; but no declaration of candidacy shall be rejected for mere technical defects. Certificates shall be transmitted in the manner provided in this title for the transmission of certificates of nomination.

Hearing and determination of protests.

Transmission of certificates.

The sectional numbers herein are in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That sections 4971, 4972 and original sections 4952, 4952-1, 4954, 4955, 4960, 4964, 4969, 4969-1, 4970, 4973 and 4974 of the General Code be, and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 234G.

Digitized by Google

[Senate Bill No. 226.]

www.libtool.com.cn

AN ACT

Authorizing the county commissioners of Pickaway county to build a road through the custodial farm in such county.

Be it enacted by the General Assembly of the State of Ohio:

Authority to build road through Custodial farm, Pickaway county.

SECTION 1. The county commissioners of Pickaway county are hereby authorized, upon agreement reached between such commissioners and the board of administration to construct a public highway upon such part of the lands of the custodial farm, in such county, which is more particularly described as follows:

Description.

Beginning at a stake in the south line of Bond street, and also at the terminus of Harmony street in the village of Orient, Scioto township, Pickaway county, Ohio; thence over the lands of what is known as the custodial farm for the feeble minded youth S. 20 deg. W. 921 feet to a stake; thence 9.73 deg. 45 min. W. 247 feet to a stake in the east line of High street in said village. The line described above being the center line and the right of way extending on each side of same for a distance of thirty (30) feet.

Conveyance to commissioners.

SECTION 2. The board of administration is hereby authorized and empowered to convey to the county commissioners of Pickaway county such lands described in section 1 of this act, by deed or other proper instrument, such conveyance to be made in the name of the state of Ohio by such board, provided that such instrument or conveyance shall contain a condition that the parcel of land conveyed shall be used for public highway purposes only.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

This act is not of a general or permanent nature, and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

Passed May 27, 1915.
Approved June 4, 1915. FRANK B. WILLIS, *Governor.*

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 235G.

[Am. Senate Bill No. 267.]

AN ACT

To provide for the election of members of rural school district boards of education and to cure defects in proceedings heretofore had by boards of education.

Be it enacted by the General Assembly of the State of Ohio:

Section 4736-1.

Election of members of board of education in new district; appointment in certain cases.

SECTION 1. In rural school districts hereafter created by a county board of education, a board of education shall be elected as provided in section 4712 of the General Code. When rural school districts hereafter so created, or which have been heretofore so created, fail or have failed to elect

Digitized by Google

a board of education as provided in said section 4712, or whenever there exists such school district which for any reason or cause is not provided with a board of education, the commissioners of the county to which such district belongs shall appoint such board of education, and the members so appointed shall serve until their successors are elected and qualified. The successors of the members so appointed shall be elected at the first election for members of the board of education held in such district after such appointment, two members to serve for two years and three members for four years. And thereafter their successors shall be elected in the manner and for the term as provided by section 4712 of the General Code. The board so appointed by the commissioners of the county shall organize on the second Monday after their appointment.

Section 4736-2. Proceedings of appointed board shall be legal.

SECTION 2. All appointments of a board of education for such rural school district heretofore made by the commissioners of the county to which such rural school district belongs shall be held to be legal, valid and binding upon such rural school district, and to give such appointed boards the same authority as have other rural school district boards. All proceedings, otherwise legal under the laws applicable to rural school boards, heretofore or hereafter had by such boards so appointed shall be held legal, valid and binding upon such school districts. The bonds heretofore, or hereafter, issued and sold by any such rural school district having a board of education heretofore, or hereafter, appointed by the commissioners of the county to which such district belongs, shall not be declared to be invalid by reason of any want of authority of such board of education of such district to provide for the issuing and sale of such bonds, but, if regularly issued for a lawful purpose and sold for not less than par and accrued interest such bonds shall be held to be legal, valid and binding obligations of such district issuing the same.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 236G.

Digitized by Google

[House Bill No. 549.]

AN ACT

www.libtool.com.cn

To repeal sections 2457-1 and 2457-2 of the General Code, and to supplement section 7622 by sections 7622-1 to 7622-7 inclusive, providing for the use of school buildings and other public buildings and grounds for educational and recreational purposes.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 7622 of the General Code be supplemented by sections 7622-1 to 7622-7 inclusive to read as follows:

School and other public buildings available for educational and recreational purposes.

Sec. 7622-1. That upon application of any responsible organization, or of a group of at least seven citizens, all school grounds and school houses, as well as all other buildings under the supervision and control of the state, or buildings maintained by taxation under the laws of Ohio, shall be available for use as social centers for the entertainment and education of the people, including the adult and youthful population, and for the discussion of all topics tending to the development of personal character and of civic welfare. Such occupation, however, should not seriously infringe upon the original and necessary uses of such properties. The public officials in charge of such buildings shall prescribe such rules and regulations for their occupancy and use as herein provided as will secure a fair, reasonable and impartial use of the same.

Citizens applying responsible for damage.

Sec. 7622-2. The organization or group of citizens applying for the use of properties as specified in section 7622-1 of the General Code shall be responsible for any damage done them over and above the ordinary wear, and shall, if required, pay the actual expense incurred for janitor service, light and heat.

Purposes other than school, for which house or rooms may be used.

Sec. 7622-3. The board of education of any school district may, subject to such regulation as may be adopted by such board, permit the use of any school house and rooms therein and the grounds and other property under its control, when not in actual use for school purposes, for any of the following purposes:

1. For giving instructions in any branch of education, learning or the arts.

2. For holding educational, civic, social or recreational meetings and entertainments, and for such other purposes as may make for the welfare of the community. Such meetings and entertainments shall be non-exclusive and open to the general public.

3. For public library purposes, as a station for a public library, or as reading rooms.

4. For polling places, for holding elections and for the registration of voters, for holding grange or similar meetings.

Supervision and conduct of social and recreational work.

Sec. 7622-4. Upon the nomination of the superintendent of any school district the board of education of such district may employ a person or persons to supervise, or-

Digitized by Google

ganize, direct and conduct social and recreational work in such school district. The board of education may employ competent persons to deliver lectures, or give instruction on any educational subject, and provide for the further education of adult persons in the community.

Use in cities.

Sec. 7622-5. In cities employing a person to direct and supervise social and recreational work such person may use the school buildings, grounds, and other public buildings or grounds in such city for the purposes indicated in section 7622-3 of the General Code subject to the limitations provided in sections 7622-1 to 7622-3 of the General Code.

Co-operation with other public officials.

Sec. 7622-6. Boards of education may co-operate with commissioners, boards or other public officials having the custody and management of public parks, libraries, museums and public buildings and grounds of whatever kind in providing for education, social, civic and recreational activities, in buildings and upon grounds in the custody and under the management of such commissioners, boards or other public officials.

Tax levy for social center fund.

Sec. 7622-7. The board of education of any school district or a municipality may levy annually upon the taxable property of such school district or municipality within the limitations of section 5649-2 of the General Code, not to exceed two-tenths of a mill for a social center fund to be used for social and recreational purposes.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER,
Attorney General.

SECTION 2. That original sections 2457-1 and 2457-2 of the General Code be, and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 237G.

[Am. Senate Bill No. 270.]

AN ACT

To amend section 8705 of the General Code, relating to corporations.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 8705 of the General Code be amended to read as follows:

May borrow money on mortgage; real estate companies.

Sec. 8705. A corporation may borrow money in any sum not exceeding the amount of its capital stock, issue its notes or coupons or registered bonds therefor, bearing any legal rate of interest, and secure their payment by a mort-

Digitized by Google

gage of its property, real or personal, or both; provided, however, that a corporation formed to buy and sell real estate may borrow money, issue its notes or bonds secured by mortgage of its real estate in an amount not to exceed sixty-five per cent. of the market value thereof without regard to the amount of its capital stock.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That original section 8705 of the General Code be and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 238G.

[Am. Senate Bill No. 206.]

AN ACT

To amend sections 614-37, 9331 and 9338, of the General Code, relating to testing appliances for the measurement of the product and service of public utilities and to repeal section 9328 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 614-37, 9331 and 9338 of the General Code be amended to read as follows:

Examinations and tests.

Sec. 614-37. The commission may provide instruments for and carry on the examination and testing of any and all appliances used for the measurement of any product or service of a public utility or for the examination and testing of any devices or appliances of such public utility used for testing for accuracy any and all appliances used for the measurement of any product or service of such public utility. Any consumer or user may have any such appliance tested upon payment of the fees fixed by the commission. The commission may declare and establish reasonable fees to be paid for testing such appliances on the request of the consumers or users, the fees to be paid by the consumer or user at the time the request is made, but to be paid by the public utility and repaid to the consumer or user if the appliance be found commercially defective or incorrect to the disadvantage of the consumer or user.

Merchantable gas.

Sec. 9331. Illuminating gas which has a minimum value of less than twelve candles—that is, a burner consuming five cubic feet per hour must give a light, as measured by photometric apparatus in ordinary use, of not less

Digitized by Google

than twelve standard sperm candles, each consuming one hundred and twenty grains per hour—shall not be merchantable.

www.libtool.com.cn

Meter-prover and photometer; penalty.

Sec. 9338. All gas companies supplying the public with artificial or natural gas, which are not supplied with such apparatus, forthwith shall provide for their use a meter-prover, the holder of which must contain not less than five feet, such prover to be tested in the place where it is to be used and stamped and sealed by the public utilities commission of Ohio, all such tests to be open to the public. All gas companies supplying artificial or natural gas for illuminating purposes shall on the order of the public utilities commission of Ohio provide for their use a photometer of a type approved by such commission. The failure on the part of any person, firm or corporation supplying the public with artificial or natural gas to comply with the provisions of this section shall cause said person, firm or corporation to forfeit and pay to the state not less than twenty-five dollars nor more than one hundred dollars to be recovered upon the complaint of any such consumer, in the name of the state, before any court of competent jurisdiction.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That original sections 614-37, 9331, 9338 and 9328 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 239G.

[House Bill No. 715.]

AN ACT

To amend sections 1079 and 1083 of the General Code relating to the organization of the board of agriculture.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1079 and 1083 of the General Code be amended to read as follows:

Board of agriculture of Ohio; appointment and term of members.

Sec. 1079. There shall be a board of agriculture of Ohio and by that name the board may sue and be sued. The board of agriculture shall consist of ten members to be appointed by the governor, with the advice and consent of the senate, two to serve for one year, two for two years, two for three years, two for four years and two for five

Digitized by Google

years, and until their successors are appointed and qualified; and thereafter two members shall be appointed each year to serve for a term of five years, commencing on the first Thursday after the second Monday in January. Vacancies shall be filled in the same manner for unexpired terms. Not more than five of the members of the board shall at any time be of the same political party, and not less than six such members shall be practical farmers.

Election of president.

Sec. 1083. Immediately following the appointments of the members of the board of agriculture of Ohio, and anually on the first Thursday after the second Monday in January thereafter, the members of the board shall meet at their office and elect a president who shall serve for one year and until his successor is elected.

The sectional numbers herein are in conformity to the General Code.

SECTION 2. That said original sections 1079 and 1083 of the General Code be and the same are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

EDWARD C. TURNER,
Attorney General.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 240G.

[House Bill No. 130.]

AN ACT

To amend section 12875 of the General Code, to legalize the deposit of certain fees and trust funds.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 12875 of the General Code be amended to read as follows:

Lawful deposit of certain fees and trust funds.

Sec. 12875. The provisions of section twelve thousand, eight hundred and seventy-three shall not make it unlawful for the treasurer of a township, municipal corporation, board of education, or cemetery association, to deposit public money with a person, firm, company, or corporation organized to do a banking business under the laws of this state or the United States, but the deposit of such funds in such bank shall not release such treasurer from liability for loss which may occur thereby. Nor shall the provisions of section twelve thousand, eight hundred and seventy-three, make it unlawful for a county auditor, county treasurer, probate judge, sheriff, clerk of courts, or recorder, to deposit fees and trust funds coming into their custody as such officers as above, until such time as said aforesaid of-

Digitized by Google

ficers are required to make payment of the official earnings of their offices, so deposited, into their respective fee funds as required by section twenty-nine hundred and eighty-three, and until such time as the trust funds, so held by them in their official capacities, may be paid to the person, persons, firms, or corporations, entitled to same, and any interest earned and paid upon said deposits shall be apportioned to, and become a part of said fees or trust funds, and shall in no instance accrue to, and be received by, the official making said deposits, for his own use.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 12875 of the General Code be and the same is hereby, repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 241G.

[Am. Senate Bill No. 121.]

AN ACT

To amend section 4628 of the General Code, relating to policemen's and firemens' relief fund.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That section 4628 of the General Code be amended to read as follows:

Sec. 4628. Such trustee shall make all rules and regulations for distribution of the fund, including the qualifications of those to whom any portion of the fund shall be paid, and the amount thereof, with power also to give credit for prior continuous actual service in the fire department or in any other department of the city rendering service in fire prevention, but, no rules or regulations shall be in force until approved by the director of public safety or the marshal of the municipality, as the case may be.

Rules and regulations.

The sectional number herein is in conformity to the General Code. EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original section 4628 of the General Code be, and the same is hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 242G.

Digitized by Google

[House Bill No. 687.]

AN ACT

www.libtool.com.cn

Authorizing boards of education to pay salaries of teachers who attended institutes during year 1914 and validating payments already made for such attendance.

Be it enacted by the General Assembly of the State of Ohio:

Payment of teachers who attended institutes.

SECTION 1. The boards of education of all school districts are hereby authorized to pay teachers who attended the county teachers' institutes during the year 1914 such amounts and in such manner as provided in section 7870 of the General Code prior to its amendment of February 17, 1914, or as amended February 17, 1914.

All payments heretofore made by boards of education to teachers for such attendance at teachers' institute during the year 1914 are hereby declared to be legal and valid and all boards and officers making such payments are hereby relieved from any liability therefor.

This act is not of a general or permanent nature and does not require a General Code number.

EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 5, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 243G.

[House Bill No. 154.]

AN ACT

To amend sections 1841 and 2068 of the General Code, to supplement section 1815 by adding thereto sections 1815-13, 1815-14, and 1815-15, and to repeal section 2067 of the General Code, relating to admissions to state institutions.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 1841 and 2068 of the General Code be amended and section 1815 be supplemented to read as follows:

Board shall regulate the admission and discharge of inmates.

Sec. 1841. The board shall have power to regulate the admission and discharge of the pupils and inmates in said several institutions, as provided by law. Provided, that subject to the approval of the Ohio board of administration, the admission and discharge of patients in the Ohio state sanatorium shall be governed by rules and regulations adopted by the state board of health.

Who may be admitted.

Sec. 2068. Any citizen of this state of more than seven years of age, suffering from pulmonary tuberculosis in the incipient or early stage, as determined by the superin-

Digitized by Google

tendent, may be admitted to the sanatorium upon payment in advance of five dollars each week, which charge shall fully cover all expenses for medical treatment, medicine, nursing, board, lodging and laundry. Payment for the support of patients in the sanatorium shall be made in accordance with the provisions of section 1815-13, 1815-14, and 1815-15 of the General Code.

Collections for support of patients; investigations.

Sec. 1815-13. It shall be the duty of the board of state charities to make collections for the support of patients at the Ohio state sanatorium. When the superintendent of the Ohio state sanatorium shall report to the board of state charities that an applicant for admission to or an inmate of that institution or any person legally responsible for his support is not financially able to pay the amount fixed by section 2068 of the General Code, it shall be the duty of the board of state charities by its authorized agents to make a thorough investigation as is provided by law for such investigations in other institutions.

When county shall pay for support of patients.

Sec. 1815-14. If after the investigation provided in the next preceding section it shall be found that said applicant or inmate or any person legally responsible for his support is unable to pay the amount fixed by law, said board of state charities shall determine what amount, if any, said applicant or inmates or any person legally responsible for his support shall pay. The difference between the amount so determined and the amount fixed by section 2068 of the General Code shall be paid by the county in which said applicant or patient has a legal residence. The amount so determined to be paid by the county shall be paid from the poor fund on the order of the county commissioners.

Counties not required to support patients.

Sec. 1815-15. No county that is maintaining a county tuberculosis hospital or has joined in the erection or maintenance of a district tuberculosis hospital or has contracted with the proper authorities of a county, district or municipal tuberculosis hospital for the care and treatment of residents of that county suffering from tuberculosis shall be compelled to support patients in the Ohio state sanatorium, but the county commissioners of any such county may agree to support or aid in the support of a resident of that county in the Ohio state sanatorium.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

SECTION 2. That said original sections 1841, 2067, and 2068 of the General Code are hereby repealed.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 4, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 244G.

Digitized by Google

[Am. Senate Bill No. 307.]

AN ACT

www.libtool.com.cn

To provide for license to traffic in intoxicating liquors and to further regulate the traffic therein, and to amend sections 1261-16, 1261-17, 1261-18, 1261-19, 1261-20, 1261-21, 1261-24, 1261-33, 1261-40, 1261-41, 1261-43, 1261-46 and 1261-47 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

Section 1261-22. Liquor licensing districts.

SECTION 1. For the purpose of appointing license supervisors for granting licenses to traffic in intoxicating liquors in this state, the state is hereby divided into thirty-four liquor licensing districts, numbered from first to thirty-fourth inclusive, said districts to be composed as follows:

The first district shall consist of Hamilton county and shall be constituted and known as the first liquor licensing district of the state of Ohio.

The second district shall consist of Butler and Warren counties and shall be constituted and known as the second liquor licensing district of the state of Ohio.

The third district shall consist of Brown, Clermont and Clinton counties and shall be constituted and known as the third liquor licensing district of the state of Ohio.

The fourth district shall consist of Fayette, Highland and Ross counties and shall be constituted and known as the fourth liquor licensing district of the state of Ohio.

The fifth district shall consist of Preble and Montgomery counties, and shall be constituted and known as the fifth liquor licensing district of the state of Ohio.

The sixth district shall consist of Shelby, Darke and Miami counties and shall be constituted and known as the sixth liquor licensing district of the state of Ohio.

The seventh district shall consist of Clark, Greene and Madison counties, and shall be constituted and known as the seventh liquor licensing district of the state of Ohio.

The eighth district shall consist of Champaign, Union and Logan counties and shall be constituted and known as the eighth liquor licensing district of the state of Ohio.

The ninth district shall consist of Van Wert, Mercer and Auglaize counties and shall be constituted and known as the ninth liquor licensing district of the state of Ohio.

The tenth district shall consist of Allen, Hardin and Hancock counties and shall be constituted and known as the tenth liquor licensing district of the state of Ohio.

The eleventh district shall consist of Defiance, Paulding and Putnam counties and shall be constituted and known as the eleventh liquor licensing district of the state of Ohio.

The twelfth district shall consist of Williams and Henry counties and shall be constituted and known as the twelfth liquor licensing district of the state of Ohio.

The thirteenth district shall consist of Lucas and Fulton counties and shall be constituted and known as the thirteenth liquor licensing district of the state of Ohio.

Digitized by Google

Liquor licensing districts.

The fourteenth district shall consist of Wood and Ottawa counties and shall be constituted and known as the fourteenth liquor licensing district of the state of Ohio.

The fifteenth district shall consist of Sandusky and Seneca counties and shall be constituted and known as the fifteenth liquor licensing district of the state of Ohio.

The sixteenth district shall consist of Erie and Huron counties and shall be constituted and known as the sixteenth liquor licensing district of the state of Ohio.

The seventeenth district shall consist of Wyandot, Crawford and Marion counties and shall be constituted and known as the seventeenth liquor licensing district of the state of Ohio.

The eighteenth district shall consist of Cuyahoga county and shall be constituted and known as the eighteenth liquor licensing district of the state of Ohio.

The nineteenth district shall consist of Lorain, Medina and Ashland counties and shall be constituted and known as the nineteenth liquor licensing district of the state of Ohio.

The twentieth district shall consist of Richland, Morrow and Knox counties and shall be constituted and known as the twentieth liquor licensing district of the state of Ohio.

The twenty-first district shall consist of Franklin and Delaware counties and shall be constituted and known as the twenty-first liquor licensing district of the state of Ohio.

The twenty-second district shall consist of Licking and Muskingum counties and shall be constituted and known as the twenty-second liquor licensing district of the state of Ohio.

The twenty-third district shall consist of Fairfield, Pickaway and Hocking counties and shall be constituted and known as the twenty-third liquor licensing district of the state of Ohio.

The twenty-fourth district shall consist of Perry, Morgan and Athens counties and shall be constituted and known as the twenty-fourth liquor licensing district of the state of Ohio.

The twenty-fifth district shall consist of Pike and Adams counties and shall be constituted and known as the twenty-fifth liquor licensing district of the state of Ohio.

The twenty-sixth district shall consist of Scioto, Jackson and Lawrence counties and shall be constituted and known as the twenty-sixth liquor licensing district of the state of Ohio.

The twenty-seventh district shall consist of Vinton, Meigs and Gallia counties and shall be constituted and known as the twenty-seventh liquor licensing district of the state of Ohio.

The twenty-eighth district shall consist of Noble, Monroe and Washington counties and shall be constituted and known as the twenty-eighth liquor licensing district of the state of Ohio.

Digitized by Google

Liquor licensing districts.

The twenty-ninth district shall consist of Harrison, Belmont and Guernsey counties and shall be constituted and known as the twenty-ninth liquor licensing district of the state of Ohio.

www.hbjood.com.cn

The thirtieth district shall consist of Holmes, Coshocton and Tuscarawas counties and shall be constituted and known as the thirtieth liquor licensing district of the state of Ohio.

The thirty-first district shall consist of Jefferson, Columbiana and Carroll counties and shall be constituted and known as the thirty-first liquor licensing district of the state of Ohio.

The thirty-second district shall consist of Summit, Wayne and Stark counties and shall be constituted and known as the thirty-second liquor licensing district of the state of Ohio.

The thirty-third district shall consist of Portage, Trumbull and Mahoning counties and shall be constituted and known as the thirty-third liquor licensing district of the state of Ohio.

The thirty-fourth district shall consist of Ashtabula, Lake and Geauga counties and shall be constituted and known as the thirty-fourth liquor licensing district of the state of Ohio.

Section 1261-22a. District licensing board.

SECTION 2. In each of said licensing districts there shall also be a board to be known as the district liquor licensing board for such district, consisting of two commissioners, appointed as hereinafter provided.

Section 1261-22b. Appointing board, how constituted.

SECTION 3. For the purpose of this act the county clerks, recorders and presidents of boards of county commissioners shall constitute the appointing board.

Section 1261-22c. Time of meeting and organization.

SECTION 4. Five days after this act becomes effective the said appointing boards shall meet at the court house in the most populous county of their respective districts at twelve o'clock, noon, at which time and place such boards shall organize by selecting a president and secretary, to-wit:

District liquor traffic supervisors, how selected; notice of meetings.

A majority of the board shall constitute a quorum with power to act. The board shall have power to adopt rules for its own organization and government. At such meeting and bienially thereafter the said appointing boards shall proceed to select the two district liquor traffic supervisors who shall constitute the liquor licensing board for their respective districts. Said supervisors shall be from different counties, except where one county constitutes the licensing district, and of opposite politics. Notice of all meetings of said appointing boards shall be given by the secretary by mail to all members thereof ten days prior to such meeting.

In case the appointing board is unable to agree by a majority vote for two days the governor shall name an elector of the district to act with such board.

Section 1261-22d. Commencement of terms of district liquor traffic supervisors; vacancy.

SECTION 5. The terms of the said district liquor traffic supervisors constituting the said district boards shall commence on the date of their appointment and qualification and such appointment shall be made not later than the

Digitized by Google

10th day of September, 1915, and they shall hold office for a period of two years, and until their successors are appointed and qualified, unless sooner removed as herein provided. Any vacancy occurring in any district board through any cause shall be filled by the respective appointing boards.

Supervisors shall hold no other office.

The said district supervisors constituting the said district boards shall not hold any other public office for profit except that of notary public, nor shall said supervisors be interested, directly or indirectly, in the liquor business.

Section 1261-23. Salary of supervisors, how fixed.

SECTION 6. The salary of each supervisor of said district board shall be fixed in the case of each district by the respective district appointing board, subject to the approval of the state budget commissioner, payable monthly.

Section 1261-27. Meeting of district boards; organization; place of office; bond of secretary.

SECTION 7. Within five days after their appointment the said district boards shall meet at the county seat of the most populous county in said district and shall thereupon qualify by giving bond in the sum of five thousand dollars each, with surety to the approval of the county treasurer of said county, which said bonds shall then be forwarded and filed with the secretary of state. The said board shall then organize and select one of its members chairman. All the proceedings of said board shall be recorded and authenticated at each meeting by the signatures of the members thereof. The said board upon organization shall then select some suitable city or village within its districts for its office. Each board may select a secretary, and fix his compensation, which compensation shall be approved by the state budget commissioner. Before entering upon his duties such secretary shall give a bond, payable to the state of Ohio in the sum of twenty-five hundred dollars, with surety to the approval of the treasurer of the county in which the office of said board is located. The premium of all surety bonds given in compliance with this act shall be paid as other expenses of the respective commissioner or boards are paid.

Section 1261-28. Employment of clerks and providing equipment.

SECTION 8. Each district liquor licensing board may employ such clerks and employes as it deems necessary for the transaction of its business and fix their compensation, and may provide itself with books, stationery and other paraphernalia, and may incur such other expenses for its operation, including traveling expenses, as may be necessary to carry on its business. All expenses, including compensation of clerks and employes, shall be subject to the approval of the state budget commissioner and the said district boards shall certify to the state budget commissioner on the first day of each month, a statement of all the expenses of such district board, for the preceding month, and upon approval thereof by the said state budget commissioner the state auditor shall issue his warrant for the same upon the state treasurer to be paid out of any money in the state treasury appropriated for that purpose. The members of the district boards, their secretaries and em-

Approval of expenses by state budget commissioner.

Digitized by Google

ployes shall be entitled to receive their actual and necessary expenses while traveling on the business of the board. Such expense shall be itemized and sworn to and paid as other expenses.

www.hbook.com.cn

Statement of receipts.

In certifying the statement of expenses herein provided for, the said district board shall also certify all receipts of whatsoever kind received during the preceding month.

Section 1261-29.

Removal of secretary.

SECTION 9. The secretary of the district board may be removed by the said board for any violation of duty or neglect of duty, or for any other good and sufficient cause. All other employes shall serve during the pleasure of the board.

Section 1261-30.

Rules and regulations.

SECTION 10. The said board shall make rules and regulations to govern their proceedings not inconsistent with law or with the regulations enacted by the state budget commissioner.

Section 1261-49a.

Suspension or revocation of license.

SECTION 11. The district liquor traffic supervisors shall have power to suspend or revoke the license of any licensed liquor dealer who has twice violated the law regulating or prohibiting the liquor traffic after a hearing of which such licensed dealer has been given at least ten days' notice.

Appeal to state board of appeals.

The licensee whose license is revoked by the district supervisors or the state liquor traffic inspector who files the charge against such licensee, or his deputy, upon failure of such district supervisors to sustain the charge to suspend or revoke the license, may appeal from the decision of the district liquor traffic supervisors to the state board of appeals by the same method as provided in sections 1261-53, 1261-54 and 1261-55 of the General Code, and the decisions of such board of appeals shall be final.

State board of appeals, how constituted; appointment; salary.

The said board of appeals shall consist of two qualified electors of the state other than the state liquor traffic inspector or district liquor traffic supervisors, to be appointed by the governor.

The said board of appeals shall receive the sum of ten dollars per day and their necessary traveling expenses for actual time consumed in hearing said appeal, which said expense shall be paid in the same manner as other expenses herein provided for are paid.

After said board of appeals reports to the state liquor traffic inspector the results of their decision said board shall adjourn sine die.

Section 1261-24.

Oath of office.

SECTION 12. Each district liquor traffic supervisor of each district board, the secretary of each district appointing board and the secretary of each district board, shall before entering upon the duties of his office, take an oath to support the constitution and laws of the United States, the constitution and laws of the state of Ohio and to perform the duties of his office impartially and without prejudice, and to carry into effect the letter and spirit of the liquor licensing system of this state. No one interested in the manufacture or sale of intoxicating liquors shall be a surety on any bond required to be given by any supervisor, inspector or other officer or employe under the provisions of this act;

Qualifications of liquor traffic officials, employes and their sureties.

Digitized by Google

nor shall the secretary or employe of the state inspector or of any district liquor license board nor of any appellate board be interested in the manufacture or sale of intoxicating liquors; nor shall the state inspector, nor any member or any employe of any district licensing board nor the secretary of any appointing board, take any part, except to vote, in any election involving the prohibition or numerical limitation of saloons; and any violation of this provision shall be deemed misconduct in office, and such member of such board or such employe or secretary shall be removed therefor by the appointing power or by the governor as herein provided. The state inspector, the supervisors constituting the district liquor licensing boards, and the secretaries of the appointing boards, for the purposes contemplated by this act, shall have power to administer oaths, certify to official acts, and compel the attendance of witnesses and the production of books and documents, accounts and testimony.

Power to administer oaths.

Section 1261-25. SECTION 13. Any member of any district liquor licensing board may be removed for non-compliance with the rules and regulations or directions referred to in the preceding section, or for any misconduct in office, nonfeasance, bribery, incompetency, incapacity under the provisions of this act, gross neglect of duty or gross immorality. When any such cause for removal exists, the state inspector, or any person, may file with the proper appointing board an application for such removal, stating the grounds therefor, whereupon, there shall be an immediate hearing before said appointing board upon ten days' notice in writing served personally upon the district liquor traffic supervisor. The order and decree of such appointing board upon such hearing, shall be subject to the approval of the state board of appeals which may review the same and affirm, reverse or modify such order, as to it may seem just and proper and their decision shall be final. Forthwith after the decision of such appeal board, after the district liquor traffic supervisor is thereby removed, the district appointing board shall be convened in the method provided herein and shall fill the vacancy.

Removal; causes; hearing; decree; review; vacancy.

Section 1261-16. SECTION 14. The governor of Ohio shall when this act is in force appoint a state liquor traffic inspector, who shall appoint necessary deputy inspectors for the inspection and control of such traffic. On the first Monday in July, 1915, and biennially thereafter the governor shall appoint a state liquor traffic inspector for the term of two years. The state liquor traffic inspector shall not hold any other public office for profit except that of notary public, nor shall said inspector be interested directly or indirectly, in the liquor business; provided, however, that this provision shall not apply to stockholders in hotel companies, nor to stockholders or members of any organization interested in the liquor business which is not operated for profit. The said inspector shall receive an annual salary of three thousand six hundred dollars, payable monthly, and shall hold his office until

State liquor traffic inspector, appointment of by governor; term; qualifications; salary; vacancy.

Digitized by Google

his successor shall have been appointed and qualified. In case of the death, resignation, removal, or disability of such state liquor traffic inspector the governor shall fill the vacancy for the unexpired term.

www.libtool.com.cn

Section 1261-17. Bond of state inspector.

SECTION 15. The state liquor traffic inspector shall give bond to the state of Ohio, with securities to the satisfaction of the secretary of state, in the sum of twenty-five thousand dollars, conditioned to perform well and truly the duties of his office and to answer for any defaults therein. Said bond shall be approved by the secretary of state, and when executed shall be deposited with the state treasurer.

Section 1261-18. Oath and qualifications of state liquor traffic inspector, employes and sureties.

SECTION 16. The state liquor traffic inspector and the secretary or chief clerk to such officer shall, before entering upon the duties of his office, take an oath to support the constitution and laws of the United States, the constitution and laws of the state of Ohio, to perform the duties of his office impartially and without prejudice, and to carry into effect to the best of his knowledge and ability the letter and spirit of the laws of the state regulating the liquor traffic. No one interested in the manufacture or sale of intoxicating liquors shall be a surety on any bond required to be given by the state liquor traffic inspector, or other officer or employe under the provisions of this act; nor shall the secretary or employe of any such inspector be interested in the manufacture or sale of intoxicating liquors. No employe of the state liquor traffic inspector shall take any part, except to vote, in any election involving either prohibition, or the numerical limitation, of saloons; and any violation of this provision shall be deemed official misconduct and such offending employe may be removed therefor by the power which appointed him. The state liquor traffic inspector or his secretaries, shall, for the purpose contemplated by this act, have power to administer oaths, certify to official acts and compel the attendance of witnesses and the production of books, documents, accounts and testimony.

Power to administer oaths and certify official acts.

Section 1261-19. Rules and regulations; appointment of secretary; salary; bond.

SECTION 17. The state liquor traffic inspector shall adopt rules and regulations for the government of his office not inconsistent with law. He shall appoint a secretary, who shall hold his office subject to the pleasure of the said inspector and shall receive an annual salary of two thousand four hundred dollars, payable monthly. Before entering upon his duties, the secretary shall give a bond to the state of Ohio in the sum of twenty-five thousand dollars, with surety to the approval of the state liquor traffic inspector, the premium for which bond, if the same is a surety company bond, shall be paid as other expenses of the office are paid. Said bond shall be deposited with the treasurer of state.

Section 1261-20. Place of office; appointment of clerks; equipment, traveling expenses; removal.

SECTION 18. The state liquor traffic inspector shall establish an office at the seat of state government and shall employ such clerks, stenographers and other assistants as he may deem necessary and fix their compensation and pay the same as provided in section 27 of this act. He shall also

Digitized by Google

provide the necessary office equipment and supplies for the proper conduct of the office, and may incur such other expenses as are allowed by the appropriations for his department and demanded by its business. The said state liquor traffic inspector, his secretary, clerks, stenographers, members of appointing boards and other assistants shall be entitled to receive their actual and necessary expenses while traveling on the business of the state. Such expense accounts shall be itemized and sworn to by the person who incurred the same, approved by the state budget commissioner, and paid as other expenses are paid. The state inspector may remove any of the employes of his office for any violation of law, or of the rules governing said office, or for neglect of duty, or for other good and sufficient cause; provided, that nothing in this section shall be construed to give power to the state liquor traffic inspector to remove or suspend any district liquor traffic supervisor.

Section 1261-21. SECTION 19. The state liquor traffic inspector may be removed by the governor in case of misconduct in office, bribery, incompetency, gross neglect of duty or gross immorality, upon a hearing, thirty days' notice having been given to the inspector whose removal is being considered, as well as to the attorney general who may attend the hearing and represent the state; and the decision of the governor shall be final. The governor shall fill any vacancy occurring in said office at any time for the remainder of the unexpired term.

Removal of state inspector; notice; hearing.

Section 1261-74. SECTION 20. The following terms, or any of them as used in the statute law regulating or relating to the traffic in intoxicating liquors, shall be construed as follows:

Definition of words and phrases used relating to liquor traffic.

(1) The terms or phrases "state liquor licensing board," "state board," "commissioner," "board," "state licensing board," "member of the state board" or any other words or phrases used to indicate the state officer representing the authority of the state at large in the enforcement of the law relating to the liquor traffic, shall be held to mean and refer to the state liquor traffic inspector:

(2) The terms or phrases "county board," "county liquor licensing board," "county licensing board," "commissioners," "board" or any other word or phrase used to indicate the liquor licensing authority in any county, shall be held to mean and refer to the district liquor traffic supervisors.

Section 1261-33. SECTION 21. The license period shall begin on the fourth Monday of May and extend to the fourth Monday of May in the second year thereafter; provided, however, that not later than the 15th day of October, 1915, licenses shall be granted for the period of eighteen months from the fourth Monday of November, 1915, to the fourth Monday of May, 1917. The application and registration fees for such eighteen months' license shall be three-fourths of the application and registration fees prescribed in this act.

Beginning of license period; fees for eighteen months.

Digitized by Google

Licenses expiring the fourth Monday of November, 1915, shall be renewed in accordance with the provisions of section 26 of this act.

www.liqool.com.cn

In the event that an applicant whose license expires in accordance with the provisions of this section in refused a renewal of such license, said applicant may appeal from such decision of the district liquor traffic supervisors to the state board of appeals in the manner provided in sections 1261-53, 1261-54 and 1261-55 of the General Code, and the decision of such board of appeals shall be final.

Section 1261-40.

Applications shall be marked "filed"; fee.

When applications shall be filed.

SECTION 22. Application for licenses in proper form shall, upon their filing, be marked "Filed" by the district liquor traffic supervisors or their secretary with the date of filing endorsed thereon, and the applicant or applicants shall thereupon be given a receipt for said application. Every applicant shall pay to the district liquor traffic supervisors the sum of ten dollars, to be paid by said district liquor traffic supervisor to the county treasurer, which amount shall be immediately transmitted by the said treasurer to the treasurer of state, to be by him credited to the liquor license fund of the state. Application for license for the ensuing period shall be filed with the district liquor traffic supervisors not earlier than fifty, nor later than forty days prior to the beginning of such license period.

Section 1261-41.

Publication of notices of applications for license, transfer or removal.

SECTION 23. The district liquor traffic supervisors shall cause to be published once in a newspaper of general circulation in the county, not less than thirty days prior to the beginning of the license period, notices of the applications for license, transfers, or removal filed, as provided in section 1261-40 of the General Code. Where a daily newspaper is in general circulation in the county, the publication shall be in said daily newspaper. The said publication shall contain the name and address of the applicant, and shall indicate the place where the applicant expects to do business. The said supervisors shall provide that publication of the names of all the applicants in hand at the time of said publication shall be massed together in one place in the newspaper aforesaid, under a prominent heading.

Section 1261-43.

Announcement of names of those to whom licenses are to be granted and those rejected.

Who shall be preferred; protest.

Payment of registration fee.

SECTION 24. Not later than thirty days prior to the beginning of the license period, the district liquor traffic supervisors in each district shall announce the names of those to whom they propose to grant licenses, and the list of the applicants proposed to be rejected, and shall endorse upon all applications so rejected the reason for rejection. Where the number of applications is greater than the number of licenses allowed by law, the applicants who are lawfully engaged in the sale of intoxicating liquors at the time of making such application shall be preferred in the granting of licenses. As soon as the names of those to whom licenses are proposed to be granted are announced, each person, so announced shall, unless a protest is filed against him with the district liquor traffic supervisors, within forty-eight hours thereafter pay into the county treasury a registration

Digitized by Google

fee of two hundred dollars, which shall be exclusive of the assessment payable under section 6071 of the General Code.

Fee transmitted to treasurer of state.

Upon the payment of such fee the county treasurer shall issue a receipt therefor to the applicant and shall notify the district liquor traffic supervisors of the receipt thereof. The county treasurer shall transmit the treasurer of state immediately upon the payment of such fees, the money so received, which shall be credited to the general revenue fund of the state. Applicants against whom protests have been lodged shall pay such registration fee if licensed after the hearing on such protest; applicants admitted to license for any reason after the beginning of the license year shall pay such registration fee and liquor tax before receiving license. The district liquor traffic supervisors in each district shall report promptly to the state liquor traffic inspector the names and places of business of all persons licensed by them to engage in the sale of intoxicating liquor in their district.

Report of district supervisors to state inspector.

Section 1261-46. SECTION 25. If after a hearing the district liquor traffic supervisors recall their decision and grant the application, and in so doing reject the application of another applicant whose name was contained in the announced list of applications proposed to be granted, the applicant thus alternately rejected shall be entitled to a hearing with all the privileges and under the same conditions mentioned in the foregoing section. But all decisions as to the rejection of applicants who have applied prior to the beginning of the license period shall be final on the fourth Monday in May, in the odd numbered years, except as provided for in section 1261-33 of the General Code, at which time the licenses allowed shall be issued; and in the case of applications filed within the year, said decisions shall be final twenty days after the application first rejected. In case a license shall not be issued to an applicant who has paid the registration fee, he shall be entitled to a refund of such fee, upon returning his receipt therefor. No certificate for license shall be delivered to an applicant whose license is allowed, unless such applicant first delivers to the district liquor traffic supervisors to be retained by them, the receipt of the county treasurer showing that the registration fee for such applicant has been paid. If any applicant to whom a license has been allowed fails, within ten days, to apply for his license, and deposits his registration receipt above provided for, the liquor traffic supervisors shall notify said applicant that his license certificate is ready, and if said applicant does not apply for such license certificate within five days after such notice said liquor traffic supervisor may grant a license to some other acceptable applicant.

Hearing of applicant alternately rejected.

When decisions shall be final; refunder.

When certificate for license shall be delivered; notice that license is ready.

Section 1261-47. SECTION 26. On the expiration of each of said licenses (all of which shall expire on the fourth Monday in May of the odd numbered years, except as provided in section 21 of this act,) the said license shall be renewed upon the application of the licensee subject to the same conditions, qual-

Renewals, when and how granted.

Digitized by Google

ification, limitations and payments applying to a new application for license, and no such applicant for a renewal of license shall be refused who has met the qualifications required by law. And whenever the sale of intoxicating liquors is prohibited in any district of a municipal corporation by any local option law, any licensee thereby prevented from carrying on said business within the said district shall, on application to the liquor traffic supervisors be permitted to change his location to some other district in said municipal corporation.

Section 1261-61a.

Quarterly report to governor; annual examination of books, accounts, etc., by auditor of state.

SECTION 27. The state liquor traffic inspector shall make a quarterly report to the governor of the tranasctions of his office, and at least once a year, or oftener if ordered by the governor, the books, accounts, and financial transactions of said inspector shall be thoroughly and critically inspected and examined by the department of auditor of state. All expenses of the office of the state liquor traffic inspector, including salaries, shall be paid by the treasurer of state on the warrant of the auditor of state, from appropriations made by the general assembly, or allowances made by the state emergency board, for that purpose, or from the liquor license fund.

Repeals.

SECTION 28. That said original sections 1261-16, 1261-17, 1261-18, 1261-19, 1261-20, 1261-21, 1261-22, 1261-23, 1261-24, 1261-33, 1261-40, 1261-41, 1261-43, 1261-46 and 1261-47 of the General Code be, and the same are hereby repealed. All laws or parts of laws inconsistent with this act to the extent of such inconsistency are hereby repealed.

Expiration of terms, if act delayed by referendum.

SECTION 29. If the taking effect of this act is delayed by referendum, or other cause, beyond the first day of September, 1915, then, upon the taking effect of this act the state liquor traffic inspector shall be appointed by the governor, and within five days after the official result is announced, the appointing boards shall meet and appoint liquor traffic supervisors in the manner provided herein. Their term of office shall expire on the tenth day of September, 1917, or when their successors are appointed. As far as applicable all dates shall be modified to conform to the time of this act taking effect, provided, however, that any license granted under this act shall expire in May, 1917, as provided herein.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 5, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 245G.

Digitized by Google

[Am. Senate Bill No. 312.]

www.libtool.com.cn

AN ACT

To amend sections 5449, 5450, 5451, 5458, 5470 and 5474 of the General Code, and to supplement section 5473 of the General Code by the enactment of additional section to be known as section 5473-1; relating to reports to the tax commission by express, telegraph and telephone companies and changing the date of ascertaining and assessing the value of the property of telegraph and telephone companies by the tax commission of Ohio, and the date of certifying by the tax commission of Ohio to the county auditor the amount apportioned to his county and to each city, village, township or other taxing district therein, and to repeal original sections 5449, 5450, 5451, 5458, 5470 and 5474 of the General Code.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 5449, 5450, 5451, 5458, 5470 and 5474 of the General Code be amended to read as follows:

Annual statement to commission.

Sec. 5449. On or before the first day of March, annually, every telegraph and telephone company, doing business in this state, under the oath of the person constituting such company, if a person, or under the oath of the president, secretary, treasurer, superintendent or chief officer in this state of such association or corporation, if an association or corporation shall make and file with the commission a statement in such form as the commission may prescribe. Every express company shall make and file such statement on or before the first day of August annually.

Contents of statement.

Sec. 5450. Such statement shall contain:

1. The name of the company.

2. The nature of the company, whether a person or persons, or association or corporation, and under the laws of what state or country organized.

3. The location of its principal office.

4. The name and postoffice address of the president, secretary, auditor, treasurer and superintendent or general manager.

5. The name and postoffice address of the chief officer or managing agent of the company in this state.

6. The number of shares of the capital stock.

7. The par value and market value, or if there is no market value, the actual value of its shares of stock on the thirty-first day of the month of December, next preceding and the amount of its capital stock subscribed and the amount thereof actually paid in, except, that in case of express companies who shall state such value on the thirtieth day of the month of June next preceding.

8. A detailed statement of the real estate owned by the company in this state, where situated, and the value thereof as assessed for taxation.

9. A full and correct inventory of the personal property, including moneys and credits, owned by the company

Digitized by Google

in this state on the thirty-first day of the month of December next preceding, where situated, and the value thereof, except, that in the case of express companies such inventory shall be of such property owned on the thirtieth day of the month of June next preceding.

10. The total value of the real estate owned by the company and situated outside of this state.

11. The total value of the personal property owned by the company and situated outside of this state.

12. The total amount of bonded indebtedness and of indebtedness not bonded; the gross receipts from whatever source derived or business wherever done, for the year ending on the thirty-first day of December next preceding; and the total gross expenditures for such year, except, that in case of express companies such statement shall be made of the gross receipts for the year ending on the thirtieth day of June next preceding, and the total gross expenditure for such year.

13. In the case of telegraph and telephone companies, such statements shall also set forth, the whole length of their lines, and the length of so much of their lines as is without and is within this state, which shall include the lines such telegraph and telephone companies control and use under lease or otherwise and the miles of wire in each taxing district in this state.

15. In the case of express companies, such statement shall also contain the entire receipts including all sums earned or charged, whether actually received or not, from whatever source derived, for business done within this state, for the year ending the thirtieth day of June, for and on account of such company, including the company's proportion of gross receipts for business done by it within this state in connection with other companies, firms, corporations, persons, or associations, excluding therefrom all receipts derived wholly from interstate business or business done for the federal government. Such statement shall also contain the total gross receipts of such company, for such period, from business done within this state.

16. In the case of express companies, the gross receipts for the year ending thirtieth day of June, from whatever source derived, of each office within this state, giving the name of each office in this state.

17. In the case of express companies, such statement shall also contain the whole length of the line of rail and water routes, over which the company did business on the thirtieth day of June and the length of so much of such lines of land and water transportation as is without and within this state, naming the lines within this state.

Assessment of telegraph and telephone companies.

Sec. 5451. On the first Monday in July of each year, the commission shall ascertain and assess the value of the property of the telegraph and telephone companies in this

Digitized by Google

state, except that in the case of express companies the commission shall ascertain and assess such value on the first Monday of September of each year.

Apportionments certified to county auditors.

Sec. 5458. On the second Monday of July, the commission shall certify to the county auditor the amount apportioned to his county and to each city, village, township or other taxing district therein, except that in the case of express companies the commission shall so certify on the third Monday of September.

Making and filing statement by public utility.

Sec. 5470. Each public utility, except express and street, suburban and interurban railroad and railroad companies, doing business in this state, shall, annually, on or before the first day of August, and each street, suburban and interurban railroad and railroad company, shall, annually, on or before the first day of September, under the oath of the person constituting such company, if a person, or under the oath of the president, secretary, treasurer, superintendent or chief officer in this state, of such association or corporation, if an association or corporation, make and file with the commission a statement in such form as the commission may prescribe.

What statement shall contain.

Sec. 5474. In the case of all such public utilities except railroad, street, suburban and interurban railroad companies and telegraph and telephone companies, such statement shall also contain the entire gross receipts of the company, including all sums earned or charged, whether actually received or not, from whatever source derived, for business done within this state for the year next preceding the first day of May, including the company's proportion of gross receipts for business done by it within this state in connection with other companies, firms, corporations, persons or associations, but this shall not apply to receipts from interstate business, or business done for the federal government. Such statement shall also contain the total gross receipts of such company for such period in this state from business done within the state.

SECTION 2. That section 5473 of the General Code be supplemented by an additional section to read as follows:

Statement by telephone and telegraph companies.

Sec. 5473-1. In the case of telegraph and telephone companies, such statement shall also contain in the entire gross receipts, including all sums earned or charged, whether actually received or not, for the year ending the thirtieth day of June, from whatever source derived, whether messages, telephone tolls, rentals, or otherwise, for business done within this state, including the company's proportion of gross receipts for business done by it within this state in connection with other companies, firms, corporations, persons or associations excluding therefrom all receipts derived wholly from interstate business or business done for the federal government. Such statement shall also contain the total gross receipts of such company, for such period, from business done within this state.

Digitized by Google

SECTION 3. That original section 5449, 5450, 5451, 5458, 5470 and 5474 of the General Code be, and the same are hereby repealed.

The sectional numbers herein are in conformity to the General Code.
EDWARD C. TURNER, *Attorney General.*

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.
Approved June 5, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 246G.

[Am. Senate Bill No. 125.]

AN ACT

To provide a system of highway laws for the state of Ohio, and to repeal all sections of the General Code, and acts inconsistent herewith.

Be it enacted by the General Assembly of the State of Ohio:

CHAPTER 1.

LOCATING, ESTABLISHING, ALTERING, WIDENING, STRAIGHTENING, VACATING OR CHANGING THE DIRECTION OF THE ROAD.

Section 6860. Location, alteration and vacation of roads.

SECTION 1. The county commissioners shall have power to locate, establish, alter, widen, straighten, vacate or change the direction of roads as hereinafter provided. This power extends to all roads within the county, except the inter-county and main market roads.

Section 6861. Width of roads.

SECTION 2. All public roads hereafter located and established by the county commissioners shall be of such width, not less than thirty feet, as may be determined by the county surveyor, subject to the approval of the county commissioners, as hereinafter provided. If such public road is established upon a county or state line, the county surveyor may, subject to the approval of the county commissioners, determine the width of the strip of land in such county to be used for such purposes, but such width shall not be less than fifteen feet.

Section 6862. Application shall be by petition.

SECTION 3. Applications to locate, establish, alter, widen, straighten, vacate or change the direction of a public road, shall be made by petition to the county commissioners signed by at least twelve freeholders of the county residing in the vicinity of the proposed improvement, which

Digitized by Google

petition shall set forth the route and termini of the road, or part thereof to be located, established, or vacated, or the particular manner in which such road is to be altered, widened, straightened, or the direction thereof changed.

When such road or proposed road lies wholly within any school district and is necessary for the convenience and welfare of the pupils in such district, the board of education of such district may, by resolution, petition for such road.

When board of education may petition.

Section 6863. SECTION 4. The commissioners shall within ten days after such petition is filed consider the same, and they shall fix a date when they shall view the proposed improvement, and also a date for a final hearing thereon.

Consideration of petition; date of hearing.

The county commissioners shall require the petitioners or some one or more of them to enter into bond with sufficient sureties in favor of the state of Ohio, for the use and benefit of the county, and conditioned that the petitioners asking for such improvement will pay into the treasury of the county, the costs and expenses incurred in the proceedings for such improvement, in case the prayer of such petition be not granted.

Bond of petitioners.

Section 6864. SECTION 5. The commissioners shall cause notice of the time and place for both such view and hearing to be given by publication once a week for three consecutive weeks in a newspaper published and having general circulation in the county where the proposed improvement is located, if there be any such newspaper in said county, but if there be no such paper published in said county, then in a newspaper having general circulation in said county. Such notice in addition to the date and place of such view and place and time of the final hearing on said petition, shall state briefly the object and prayer of the petition for such improvement.

Notice of view and hearing.

Section 6865. SECTION 6. If the commissioners after the view of said proposed improvement, consider such improvement of sufficient public importance, they shall instruct the county surveyor to make a plat and survey of the same. The surveyor shall make a report in writing to said commissioners on or before the date fixed for the final hearing on said petition. Such report shall set forth the opinion of said surveyor either for or against the granting of such proposed improvement, and shall be accompanied with a statement of the estimated compensation and damages due each person, firm or corporation, whose land is to be taken, if the proposed improvement is established. Such report shall state the width to which said improvement shall be opened, which shall not be less than thirty feet, and also recommend any changes in the improvement petitioned for, which in the judgment of the surveyor should be made, and this report together with a plat and survey of the improvement, shall be deposited by the county surveyor with the county commissioners.

Plat and survey; report of surveyor.

Section 6866. SECTION 7. The commissioners shall at the date of the final hearing on said improvement as hereinbefore fixed, cause the report of the surveyor to be read, and if the com-

Duty of commissioners on report of surveyor.

Digitized by Google

missioners find said improvement will serve the public convenience and welfare, they shall grant said improvement, if not, they shall refuse the improvement and dismiss the petition.

www.libtool.com.cn

Section 6867. Grant or refusal of prayer; expense.

SECTION 8. The county commissioners acting in the manner aforesaid, may grant the improvement prayed for in the petition, or may grant said improvement with such modification and changes as in their judgment the public convenience and welfare may require, and in making such modification or changes the commissioners may consider the expense which will result to individuals as well as the public.

Section 6868. Compensation and damages, how paid.

SECTION 9. If in the opinion of the county commissioners the improvement is of sufficient importance to the public to cause the compensation and damages on account thereof to be paid to the person or persons entitled thereto out of the county treasury they may so order. If in the opinion of the commissioners the improvement is not of sufficient importance to cause the compensation and damages to be paid from the county treasury, they may order the compensation and damages or such part thereof as they may deem reasonable and just to be paid by the petitioners and the balance, if any, to be paid out of the county treasury. When a portion of the compensation and damages is ordered paid by the petitioners, in case of failure to pay the same by the time fixed by the county commissioners, such petitioners shall be liable for all the costs of said proceedings and the commissioners may, at their option, abandon said improvement on failure of such petitioners to pay such compensation and damages as may be adjudged against them by the time fixed therefor. In case of failure by the petitioners to pay the costs adjudged against them, the same may be recovered in an action against them, by the prosecuting attorney of the county.

Section 6869. Record of proceedings when improvement ordered established; opening and maintenance.

SECTION 10. When an improvement is ordered established on the final hearing thereon, the county commissioners shall cause a record of the proceedings including the plat and survey of said proposed improvement to be entered in the proper road records of the county, provided, however, that in case of an appeal to the probate court, no record of said improvement shall be made until the appeal shall have been finally disposed of. Said commissioners shall then cause said road to be opened up as established, and such road shall thenceforth be considered a public road, and shall be kept open, maintained and improved as provided by law, and that part of the road, if any, made unnecessary by any change or alteration therein shall be ordered vacated. No road shall be opened up, however, until all compensation and damages allowed are paid. A county road or part thereof which remains unopened for seven years after the order establishing it was made or authority granted for opening it, shall be vacated and the right to build it pursuant to the establishment in the original proceedings therefor shall be thereafter forever barred.

Digitized by Google

Section 6870. SECTION 11. If the commissioners at their final hearing on said improvement order the same established, they shall fix a date for hearing claims for compensation and damages and they shall forthwith cause notice in writing to be given to the owner, or owners, through or upon whose lands said improvement is to be established or located. Such notice shall be served on such owner or owners personally, or by leaving a copy of the same at the usual place of residence of such owner or owners, at least five days before the time when claims for compensation and damages are to be heard, and such notice shall state the time and place of hearing on such claims. Proof of service of the notice herein required to be given shall be made by affidavit of the person serving such notice.

Notice to land owners of hearing claims for compensation and damages; service.

Section 6871. SECTION 12. If any person, firm or corporation, through or upon whose lands said improvement is to be established, is a non-resident of the county, the commissioners shall cause a notice to be given to such non-resident by publication once each week for three consecutive weeks next preceding the time fixed for hearing claims for compensation and damages in a newspaper published and having general circulation within the county, if there be any such paper published in said county, but if there be no such paper published in said county then in a newspaper having general circulation in said county. A copy of the newspaper containing such notice shall be mailed by the auditor of the county to each non-resident of the county whose post office address is known to such auditor. Such notice shall state the time and place of hearing on compensation and damages.

Notice to non-residents, how given.

Section 6872. SECTION 13. Application for compensation and damages shall be made in writing at any time before the date for hearing thereof, and any failure to make such application shall be a waiver of all rights thereto by every person interested therein except minors or other persons under disability. The commissioners shall hear all applications for compensation and damages filed prior to the date fixed for such hearing, and shall award to each person making such application, the amount if any, which they deem just and equitable. Said commissioners shall at the same time award to any minor, or other person under disability owning lands, through or upon which said improvement is located the amount, if any, which in their judgment is due such person for compensation or damages, notwithstanding no application has been made for compensation or damages on behalf of such minor, or other person under disability.

Application for compensation and damages; hearing; award.

Section 6873. SECTION 14. If any person whose lands are taken is not satisfied with the allowance for compensation and damages or either, made by such commissioners, such person may appeal to the probate court of the county in the manner hereinafter provided. If the improvement has been established by order of a joint board of commissioners, an

Appeal to probate court.

Digitized by Google

appeal may be taken in like manner to the probate court of any county in which said improvement or any part thereof is located.

www.hbook.com.cn

Section 6874. Procedure when improvement upon county line.

SECTION 15. When the improvement petitioned for is along or upon a county line, or crosses such county line, a petition shall be filed with the commissioners of either county. The commissioners of such county shall within ten days cause a certified copy of such petition to be filed with the commissioners of the other county or counties interested, and the commissioners of the county where the original petition is filed shall fix a time and place for a joint meeting of the board of commissioners of the counties interested, and give due notice thereof, which meeting shall be within thirty days from the date of the filing of such petition.

Section 6875. View and hearing by joint board.

SECTION 16. The joint board of commissioners at such meeting shall fix a date when the joint board will view the proposed improvement, and the date of the final hearing thereon, and such proceedings shall be thereafter had upon said petition by the joint board as though the proceedings were before a single board as provided in the preceding sections of this act. A portion of said road may be located within one county when it is necessary to avoid some place on the county line where the construction thereof would be unusually expensive or difficult.

Section 6876. Record of proceedings; copies to other counties.

SECTION 17. The commissioners of the county in which the original petition is filed, shall cause a full and accurate record to be kept of the proceedings had upon such petition, and at the conclusion of the proceedings thereon shall certify a copy thereof to each of the counties interested, to be placed upon the proper road record of such counties.

Section 6877. Award of compensation and damages in joint improvement.

SECTION 18. The compensation and damages awarded in case of a joint improvement together with expenses thereof shall be divided among the counties interested as the joint board may agree and determine, and in case of failure to agree on the proportion which each county is to pay, the commissioners of any county interested, may file a petition in the probate court of either county in which any part of said improvement is situated and the court shall determine the proportion which each county shall pay. The commissioners of the other counties interested shall be defendants, and summons shall issue as in other cases. The decision of the probate court thereon shall be final.

Section 6878. Commissioners or joint board may declare for improvement; notice.

SECTION 19. The commissioners of any county or any joint board of commissioners of two or more counties, at a meeting had for that purpose, may by resolution declare by unanimous vote their intention to locate, establish, alter, widen, straighten, vacate or change the direction of any road, and such notice shall thereupon be given as is provided for upon the filing of a petition for such improvement and like proceedings shall be had by such commissioners or joint board thereof as in the case of the filing of a petition before them asking for such improvement.

Digitized by Google

Section 6879. SECTION 20. When the place of beginning the true course or boundaries of a road is uncertain by reason of the removal of any monument or witness by which such road was originally designated or from the destruction of any record or from any other cause, the county commissioners of the county in which such road is located, shall, upon the filing of a petition signed by at least twelve freeholders of the county residing in the vicinity of such road, cause the county surveyor of the county to view and find the true line of such road.

How true line of road shall be found.

Section 6879-1. SECTION 21. The county surveyor shall view and survey such road, and shall make a return of the survey and plat of the road to the county commissioners. Upon the filing of the report of the county surveyor, the commissioners shall cause notice of the filing of such report to be given by publication once each week for three consecutive weeks in a newspaper published and having general circulation in the county in which such road is situated, if there be any such paper published in said county, but if there be no such paper published in said county, then in a newspaper having general circulation in said county, and such notice shall state when the hearing will be had upon the report of the surveyor. If exceptions or objections are made, the commissioners shall hear the same, and they may approve or reject said report. If the report of the surveyor is approved, the commissioners shall cause the same to be recorded together with the survey and plat of such road.

Notice of hearing upon the report of the surveyor; objections.

Section 6879-2. SECTION 22. When the county surveyor is unable to ascertain the true course and boundary line of such road with certainty, the county commissioners may prosecute a civil action against the owners of the land abutting upon such road to ascertain and have the boundaries of such road judicially established in one action. Any road, the true course of which is so surveyed and fixed as aforesaid, shall to the limits of such boundaries be a public highway. The surveyor and commissioners shall not have any power or authority under the two preceding sections to change the line of any road from that which has been opened up and used by the public for a period of seven years immediately preceding such application; but nothing herein shall be held to authorize any encroachment by abutting property owners on said road as opened up and used.

When civil action may be instituted to establish true course or boundary.

Section 6879-3. SECTION 23. Whenever the place of beginning, true course or boundaries of a road are uncertain by reason of the removal of any monument or witness by which such road was originally designated, or from the destruction of any record or from any other cause, and the land owners adjacent thereto are able to agree on the true course and boundaries of such road, they may call upon the surveyor to make a true plat and description thereof, and the same shall be signed and acknowledged by such adjacent land owners, and placed upon the proper road records of the county, and thereafter the plat and description contained therein shall

True course or boundaries may be established by agreement; procedure.

Digitized by Google

constitute the true course and boundaries of such roads; provided, however, that such plat and description shall first be approved by the county surveyor and county commissioners. In case said road is located in two or more counties the plat and description shall be approved by the board of commissioners of each county.

www.LawBook.com.cn

Section 6879-4. Where petition filed when road located in two or more counties; joint meeting; procedure.

SECTION 24. When any road, the true course of which it is sought to fix, establish, and determine, is located in two or more counties, the petition hereinbefore provided for shall be filed with the commissioners of either county interested. The commissioners of such county shall within ten days cause a certified copy of said petition to be filed with the commissioners of the other county or counties interested, and the commissioners of the county where the original petition is filed, shall call a joint meeting of the board of commissioners of the counties interested, to be held within thirty days from the filing of such petition. Thereafter such proceedings shall be had by a joint board as are provided for in the case of a petition filed with a single board.

Section 6880. Petition by owner to change road running through his land; notice by publication.

SECTION 25. If a person through whose land a public road has been established is desirous of turning or changing a road through any part of his land, he may file a petition with the county commissioners setting forth briefly the particular change in said road desired by him. Upon the receipt of such petition the commissioners shall give notice by publication once not later than two weeks prior to the date for hearing on such petition in some newspaper published in and of general circulation in said county, if there be any such paper published in said county, but if there be no such paper published in said county then in a newspaper having general circulation in said county, stating that such petition has been filed and setting forth the change desired in such road and the date and place for hearing on said petition. Provided, that where a public road was once established for public convenience through private lands, but has not been improved by public funds and for more than twenty-one years has been enclosed by bars or gate; and where no easement has been given through such property by bargain or purchase, the owner of such land may file with the county commissioners a sworn statement of such disuse, and thereupon the road shall without further proceedings, be deemed to have been vacated by such disuse and neglect.

Section 6881. Survey and report.

SECTION 26. Upon the receipt of such petition, the county commissioners shall order the county surveyor to make a survey of the ground over which the road is proposed to be changed and to make a report in writing, together with a plat and survey of the proposed change and his opinion as to the advantage or disadvantage thereof. The report of such surveyor shall be filed with the commissioners prior to the hearing on the petition for such change.

Section 6882. Hearing upon petition; finding.

SECTION 27. At the hearing had upon such petition, the commissioners may hear evidence for, or against such

Digitized by Google

change, and if they are satisfied that the proposed change will not cause serious injury or disadvantage to the public, they may make a finding of such fact in their journal and authorize the petitioner to change such road agreeable to the prayer of the petition. The commissioners shall have authority to grant the change as prayed for in the petition, or they may order such change of the route of such road as will in their judgment, be best for the interest of the public.

Section 6883. Petitioner shall pay cost; bond.

SECTION 28. Upon receiving satisfactory evidence that the road has been changed as granted by them, and opened to the legal width and improved as required by them, the commissioners shall declare such new road a public highway and cause a record thereof to be made and at the same time vacate so much of the old road as is rendered unnecessary by the new road. The person petitioning for such alteration or change shall in all cases pay all costs and expenses in connection with such proceeding as found and determined by the board of county commissioners, and the expense of making such change; and such petitioner shall, on the filing of the petition for such change, give bond to the satisfaction of such board in such amount as they may determine to secure the payment of the costs of said proceeding and to cover the expense of making the change called for by the proposed improvement.

Section 6883-1. Petition by owner when change is located in two or more counties; proceedings by joint board.

SECTION 29. If the road which it is proposed to turn or change is located in two or more counties, the person desiring to make such change, may file his petition with the board of commissioners of either county, and such board of commissioners shall within ten days thereafter cause a copy of said petition to be certified to the commissioners of the other county, or counties, interested and shall at the same time fix a time not later than thirty days for a hearing upon such petition, and thereafter such proceedings shall be had before the joint board of commissioners as are hereinbefore provided for in proceedings had before a single board.. The joint board at its first meeting shall require said petitioner to file a bond to cover the costs of said proceeding, and the expense of the proposed change in such board.

Section 6884. Majority vote required.

SECTION 30. In all hearings before a joint board of commissioners, under the preceding sections, except as otherwise provided herein, a majority vote of the commissioners of each county shall be necessary to establish any improvement.

Section 6884-1. Adjournment of hearing; proceedings certified to other counties.

SECTION 31. The commissioners of any county or joint board thereof may adjourn any hearings thereon, as the necessities of the case may require. Such adjournment shall in all cases be taken to a day certain to be fixed by the commissioners, or joint board at the time of such adjournment. The proceedings of the joint board shall be certified to each of the counties interested therein.

Section 6885. Appeal to probate court.

SECTION 32. Any petitioner may appeal from the order of the board of commissioners, or joint board thereof, dismissing or refusing to grant the prayer of the petition

Digitized by Google

for an improvement. Any person interested may appeal from an order granting such improvement. Such appeal may be perfected in the manner hereinafter provided, and if the order appealed from be that of a joint board, an appeal may be taken to the probate court of any county in which said improvement or any part thereof is situated.

Section 6886. Dedication of land for road purposes; proceedings.

SECTION 33. Any person or persons may, with the approval of the county commissioners, dedicate lands for road purposes. A definite description of the lands to be dedicated with a plat of the same thereto attached and signed by the party dedicating the same, with the approval and acceptance of the commissioners endorsed thereon, shall be placed upon the proper road records of the county in which such road is situated. Provided, however, that if the lands so dedicated contemplate a change in an existing road, the same proceedings shall be had thereon, after the commissioners by proper resolution approve and accept the lands for such purpose, as are provided for in cases where the commissioners by unanimous vote declare their intention to locate, establish, widen, straighten, vacate or change the direction of a road without a petition therefor, but otherwise the proposal to dedicate land for road purposes together with the acceptance of the grant by the commissioners shall constitute the lands so dedicated a public road, without any further proceedings thereon.

Section 6887. Petition to obtain road or outlet through lands of another.

SECTION 34. Any person, firm or corporation desiring to secure a road, lane or outlet leading from any land owned by said person, firm or corporation, through the lands of another person or persons, to a public highway, may file a petition with the county commissioners describing the road, lane or outlet so desired, and giving the respective names and places of residence of the owner or owners of all the land through which the proposed road, lane or outlet will pass.

Section 6888. Notice of filing petition, service and proof of service.

SECTION 35. The county commissioners shall give notice to such owner or owners of the filing of such petition, and the date and place of hearing thereon. Such notice shall be served on such owner or owners personally, or by leaving a copy of the same at the usual place or residence of such owner at least five days before the date of hearing on said petition. Proof of service of such notice shall be made by affidavit of the person serving such notice. If any of the owners of lands through which the proposed road, lane or outlet will pass, are non-residents of the county, the commissioners shall cause a notice to be given to such non-residents by publication once each week for two consecutive weeks in a newspaper published and having general circulation within the county, if there be any such paper published in said county, but if there be no such paper published in said county then in the newspaper having general circulation in said county. A copy of the newspaper containing such notice shall be mailed by the auditor of the county to each non-resident land owner whose post office

Digitized by Google

address is known to such auditor. Such notice shall state the time and place of hearing on claims for compensation and damages.

Section 6889. SECTION 36. Application for compensation and damages shall be made in writing at any time before the date for hearing thereon. Any failure to make such application shall be a waiver of all rights thereto by every person interested therein, except minors, or other persons under disability. The commissioners shall award to each person making such application the amount of compensation and damages which they deem to be just and equitable. Said commissioners shall at the same time award to any minor or other person under disability owning lands through which said road, lane or outlet passes, the amount which in their judgment is due such person for compensation or damages, notwithstanding no application has been made therefor on behalf of such minor or other person under disability. When the petitioner for said road, lane or outlet has paid to the owner or owners of lands through which said road, lane or outlet will pass, the amount found due them for compensation or damages by the county commissioners, he shall have full right and authority to enter upon said premises and open up said road, lane or outlet. If any owner of premises through which said road, lane or outlet passes is not satisfied with the amount awarded him as compensation or damages by the county commissioners he may appeal to the probate court in the manner provided for in the chapter relating to appeals in road cases.

Application for compensation and damages; award; appeal.

CHAPTER II.

APPEALS IN ROAD CASES.

Section 6890. SECTION 37. No order of the county commissioners for locating, establishing, altering, straightening, widening or changing the direction of a public road, shall be executed until ten days have elapsed after the county commissioners have made their final order in the matter of compensation and damages, on account of said improvement. If, at the end of ten days, any person, firm or corporation interested, shall have effected an appeal, then said order shall not be executed until the matters appealed from shall have been disposed of in the probate court.

When order to open road shall be executed.

Section 6891. SECTION 38. Any person, firm or corporation interested therein, may appeal from the final order or judgment of the county commissioners made in the proceeding and entered upon their journal determining either of the following matters:

1. The compensation for land appropriated.
2. The damages claimed to property affected by the improvement.
3. The order establishing the proposed improvement.

Matters upon which appeal may be taken.

Digitized by Google

4. The order dismissing or refusing to grant the prayer of the petition for the proposed improvement.

Section 6891-1. Notice of appeal and specifications shall be in writing; appeal bond.

SECTION 39. Any person, firm or corporation desiring to appeal to the probate court, when the improvement is located in two or more counties, may appeal to the probate court of either county in the manner hereinafter provided.

Any person, firm or corporation desiring to appeal from the final order or judgment of the county commissioners upon any of said questions, shall at the final hearing had before them upon such matters of compensation or damages, give notice in writing of an intention to appeal, specifying therein the matters to be appealed from. The commissioners shall fix the amount of the bond to be given by the appellant, which shall be reasonable, and cause an entry thereof to be made upon their journal. The appellant within ten days thereafter shall file, with the auditor, a bond in the amount so fixed with sureties to be approved by the auditor, and such bond shall be conditioned to pay all costs made on the appeal, if the appellant fails to sustain such appeal or the same is dismissed.

Section 6892. Date when notice of appeal must be given.

SECTION 40. In case the petition for an improvement is dismissed, or the prayer thereof be not granted, then a person, firm or corporation desiring to appeal therefrom must give the notice hereinbefore provided on the date when the order is made dismissing said petition, or refusing to grant the prayer thereof, and file the bond required within the time prescribed herein.

Section 6893. Appeal by minors, etc.

SECTION 41. Minors, or other persons under disability, or their respective guardians, may appeal to the probate court as aforesaid, without giving bond for the payment of costs. The probate court shall, however, cause an entry showing such disability to be made on the journal. The estates of such persons shall be liable for all costs adjudged against them or their legal representatives.

Section 6894. Commissioners shall transmit papers to court.

SECTION 42. Within ten days after the filing of such appeal bond or the making of the entry as aforesaid, the county commissioners shall transmit to the probate court the original papers in the proceedings, and a certified transcript of the record of said commissioners of all proceedings in connection therewith. Upon receipt thereof, the probate judge shall forthwith docket the cause and the appellants shall be designated as the plaintiffs, and the county commissioners and other parties in interest shall be designated as defendants.

Section 6894-1. Hearing of preliminary questions and motions.

SECTION 43. The probate judge shall designate a day not exceeding five days thereafter for the hearing of all preliminary questions and motions on said appeal, and for the examination of the papers and proceedings. On the day so fixed all preliminary motions and questions arising upon the appeal shall be heard and determined, and if the probate court finds that the proceedings are irregular, or that the appeal is not perfected according to law, he shall dismiss it at the cost of the appellants, and certify such dismissal

Digitized by Google

with his proceedings thereon to the commissioners. The court may waive technical defects, errors or omissions in such proceedings.

www.lawtool.com.cn

Section 6894-2. Trial by jury; drawing and listing of names; venire.

SECTION 44. If the probate judge finds that said appeal has been properly perfected, and that said proceedings are substantially regular, he shall fix a day, not more than twenty days thereafter, for the trial of the case by jury. He shall forthwith notify the clerk of the court of common pleas, who shall cause to be drawn from the jury box in the manner provided by law, the names of sixteen persons as jurymen. The clerk shall make a list of such names in the order in which they are drawn and certify it to the probate judge, and he shall issue a venire commanding them to appear on the day, and at the hour set for trial. He shall deliver it to the sheriff who shall serve it within five days thereafter, and make return of such service before the day set for trial.

Section 6894-3. When cases shall be consolidated.

SECTION 45. If more than one party appeal, the probate court shall order the cases to be consolidated, and tried together, but the rights of each person, firm or corporation, as to compensation or damages shall be separately determined by the jury in its verdict.

Section 6894-4. Challenge of jurors; filling of panel.

SECTION 46. On the trial, the probate judge shall take the list of jurymen as furnished by the clerk and call each name in the order in which it appears on the list, until twelve answer, when each of them must answer as to his qualifications as a juror. If a juryman is challenged for cause and excused by the court, the next on the list shall be called, until the panel is full. If the panel is not filled from the jurymen whose names appear on the list, the sheriff shall fill the panel from among the bystanders who have the lawful qualifications, unless for good cause shown the court order a special venire to issue. The appellants shall be considered as one party and the defendants as one party, and each party shall have the number of peremptory challenges allowed in civil cases in the common pleas court.

Section 6894-5. Oath of jurors.

SECTION 47. The probate court shall administer to the jurors an oath that they will faithfully, impartially and to the best of their ability, determine the particular matters appealed from, and render a true verdict according to the evidence, under the charge of the court.

Section 6894-6. Right to view premises before testimony submitted.

SECTION 48. On motion of either party, the jury under the care of an officer of the court and with such person or persons as the court may designate to show them the premises, and before any testimony shall be submitted, except the plat and a survey of the improvement and the title papers of the claimant, if produced, which the jury may take with them, shall examine the route or location of the improvement as petitioned for or as ordered, and the property of the several claimants who have appealed on account of property taken therefor, or alleged to be damaged thereby, and after making such examination, the jury shall return to the probate court at the time appointed therefor.

Digitized by Google

After the jury has returned to the probate court, the parties shall offer their evidence to the jury under the direction of the court, upon the matters appealed from. The rules of law and procedure governing civil cases in the common pleas court shall apply to the trial of the cause in the probate court.

Section 6894-7. Verdict of jury; what it shall contain; rendition of judgment; error proceedings.

SECTION 49. At the conclusion of the trial, the court shall charge the jury and the jury shall find and return a verdict separately upon each claim for compensation and damages, if a final order or judgment or the county commissioners in reference to compensation and damages be appealed from. The jury shall also determine in their verdict whether the improvement petitioned for or granted will be conducive to the public convenience and welfare, if an order establishing the proposed improvement or dismissing or refusing to grant the prayer of the petition be appealed from. If a new trial shall not be granted for cause shown, the probate court shall render a judgment in favor of the appellants for the amount of the verdict, if any, returned by the jury in their favor. He shall also make a finding for or against the improvement, based on the verdict of the jury. In case of error proceedings to the common pleas court, a bill of exceptions shall be allowed as in cases in the common pleas court.

Section 6895. Record of proceedings in probate court; taxing costs.

SECTION 50. The probate judge shall make a record of all proceedings before him, and tax the costs in favor of the prevailing party and against the losing party. If more than one matter be appealed from, and a party prevail as to one matter and lose as to another, the court shall determine how much of the costs each party shall pay. The costs on motions or continuance and the like shall be taxed and paid as the court directs. If there are several persons upon the side taxed with costs, the court shall apportion the costs equitably among them, and in case several persons are interested on one side of the case and part of them fail, the court shall make such order as to costs as he shall deem just and equitable. In cases not hereinbefore specifically provided for, the court shall render such judgment in respect to costs as is equitable, and the county commissioners shall pay any costs adjudged against them out of the county treasury.

Section 6896. Enforcement of judgment.

SECTION 51. Any judgment rendered by the probate court in favor of any party in such cause may be enforced by execution issued out of the probate court on its own motion or at the instance of the persons entitled to said judgment or a part thereof, and the money when collected shall be paid to the persons respectively entitled thereto.

Section 6897. Transcript and papers certified to county auditor.

SECTION 52. The probate judge shall make a record of all proceedings had in the probate court, and after the termination of such proceedings, or at the conclusion of error proceedings, if error be prosecuted, shall certify the same to the county auditor, together with all of the original papers filed with the probate court on appeal.

Digitized by Google

Section 6898. When orders for payment of compensation and damages shall be issued.

SECTION 53. If it appears by the transcript so transmitted to the county auditor, that the damages allowed on appeal do not in the aggregate exceed the amount assessed, approved and ordered paid to the claimants by the county commissioners, then the auditor shall forthwith make a record of the proceedings had on appeal, together with the proceedings had before such commissioners prior to the appeal, and the county auditor shall issue the necessary orders for the payment of compensation and damages in connection therewith. Such orders shall be drawn in favor of claimants for the amounts allowed them on appeal in all cases where appeal is taken to the probate court.

Section 6899. Additional compensation and damages, how determined and paid.

SECTION 54. If the compensation and damages so assessed exceed in the aggregate the amount allowed by the commissioners, the county auditor shall lay the papers and transcript of the proceedings before the county commissioners at their next meeting. Thereupon, the county commissioners may order said improvement established, and order the additional compensation and damages allowed to be paid out of the county treasury, or they may order such additional compensation and damages to be paid by the petitioners, or they may order a portion of such additional compensation and damages paid out of the county treasury, and the balance thereof by the petitioners. In determining whether the damages so allowed on appeal exceed the amount of the aggregate allowed by the commissioners, the aggregate amount of such compensation and damages allowed in the probate court on appeal in favor of the appellants, shall be added to the compensation and damages awarded to the claimants who did not appeal.

Section 6900. Procedure when proceedings for appropriation of land abandoned.

SECTION 55. The county commissioners may abandon the proceeding for the appropriation of lands for any such improvements as aforesaid, upon paying into the probate court the amount of the appellant's costs and expenses, and attorney fees as fixed and determined by the court, and the court is hereby empowered to fix and determine the same. In case the county commissioners fail to pay the compensation and damages awarded to appellants within thirty days after confirmation of the verdict, on motion of any party entitled to such payment, the judge shall enter an order directing the county commissioners to make such payment, or deposit the same with the court within ten days, and unless the county commissioners within the time fixed make such payment or deposit, they shall be held thereby to have abandoned the property, rights or interests sought to be appropriated, and all claims under said proceedings, and the judge shall so order. He shall also enter a judgment against such commissioners and in favor of the parties entitled thereto for the amount of costs, expenses, and attorney fees, as the court may deem just, for which execution may be issued as in other cases. In case the county commissioners abandon the improvement contemplated by the proceedings, they shall so order upon their journal; provided, however,

Digitized by Google

that in case error is prosecuted to the proceedings had in the probate court, the probate court shall make no order in respect to the payment or deposit of the amount allowed as compensation, damages, costs or attorney fees, until such error proceedings have been finally determined.

Section 6901. Fees and compensation of officers.

SECTION 56. For their services required on appeal the officers and other persons herein mentioned shall be entitled to the fees and compensation which they are entitled to by law for like services in other cases. The persons appointed by the court, if any, to show the premises to the jury, shall receive such compensation as the court may direct, and the same shall be taxed with the other costs in the case.

Section 6902. Procedure after judgment establishing improvement.

SECTION 57. If an appeal is taken from the order of the commissioners dismissing or refusing to grant the prayer of the petition, and the jury find in favor of such improvement, the probate court shall render judgment establishing such improvement, unless a new trial is granted by the probate court, and the said improvement shall henceforth be established unless the judgment of said court be reversed by proceedings in error. The commissioners shall thereupon take the necessary steps to have said improvement platted and surveyed, and shall proceed in the manner hereinbefore provided to have the compensation and damages, on account of said improvement determined. The commissioners shall give notice as hereinbefore provided of the time of hearing on the questions of compensation and damages, and all proceedings shall thereafter be had as if no appeal had been taken.

Section 6903. Appeal; limitation.

SECTION 58. An appeal may be taken from the order of the commissioners upon the questions of compensation and damages when said improvement is established by the verdict of the jury upon appeal. But no further appeal can be taken upon the question of whether the improvement will be conducive to the public convenience and welfare.

Section 6904. Review of judgment of probate court.

SECTION 59. The final judgment of the probate court may be reviewed by proceedings in error as in other cases. If error is prosecuted to the judgment of the probate court, the county commissioners may enter upon the land appropriated by first paying into the court for the use of the appellants, the amount of the judgment in their favor with the proportion of the costs and expense of said proceedings adjudged against the county, and at the same time, the commissioners shall pay to those persons who did not appeal, the amount of compensation and damages allowed such persons; provided, however, if an appeal has been taken to the probate court involving the question of whether said improvement will promote the public convenience and welfare, such commissioners shall not enter upon said land until said proceedings are finally disposed of.

Digitized by Google

CHAPTER III.

Road Construction and Improvement by Township Trustees.

www.libtool.com.cn

Section 3298-1. Section 60. The board of trustees of any township may levy and assess upon the taxable property of such township a tax not exceeding three mills in any one year upon each dollar of taxable property therein for the purpose of improving, dragging, repairing or maintaining any public road or roads or part thereof. Such levy shall be in addition to the levy of two mills authorized by law for general township purposes, but subject to the limitation upon the combined maximum rate for all taxes now in force. **Tax levy for repairing and maintaining.**

Section 3298-2. Section 61. The taxes so authorized to be levied shall be placed by the county auditor upon the tax duplicate against the taxable property of the township and collected by the county treasurer as other taxes. When collected, such taxes shall be paid to the treasurer of the township from which they are collected, and the money so raised shall be under the control of the township trustees of such township for the purpose of improving the roads of said township as provided herein. The proceeds of such levy may be used to purchase stone, gravel, or other road material to be hauled by donation, or to pay for labor and hauling when the material is donated. **Collection and expenditure of taxes.**

Section 3298-3. Section 62. The trustees shall designate the road or roads or part thereof within said township to be improved. After having determined which road or roads, or part thereof, shall be improved, they shall direct the county highway superintendent to go upon the line of such road and make such survey, plants, plans, profiles, cross-sections, estimates and specifications as may be required in the improvement of said road. Such specifications shall state what part of the material or labor if any, for said improvement is to be donated. **Designation of roads to be improved; specifications.**

Section 3298-4. Section 63. After the plans and specifications for such improvement have been adopted, the trustees shall give public notice of the time and place for receiving bids for the construction of such improvement by publication once each week for at least two successive weeks in a newspaper published in, and of general circulation in the county where such improvement is located, if there be any such paper published in said county, but if there be no such paper published in said county then in the newspaper having general circulation in said county. Such notice shall specify briefly the kind and quality of material for such improvement and the location thereof. The trustees may except from such public letting such part of the labor or material as shall be donated for such improvement as hereinafter provided. The contracts for labor and material may be let separately or as a whole as the board of trustees may determine. The trustees shall let the contract to the lowest **Contracts for improvement, how let.**

Digitized by Google

and best bidder who shall give bond for the faithful performance of the contract according to the specifications therefor, in an amount not less than the contract price, with sureties to the acceptance of such trustees. Such bond shall also be conditioned for the payment of all material and labor furnished for or used in the construction of the road for which such contract is made, and which is furnished to the original contractor or sub-contractor, agent or superintendent of either engaged in said work. The bond may be enforced against the person, persons or company executing such bond by any claimant for labor or material, and suit may be brought on such bond in the name of the state of Ohio on relation of any claimant within one year from the date of delivering or furnishing such labor or material, and such bonds or sureties thereon shall not be released by the execution of any additional security, note or other instrument on account of such claim, or for any reason whatsoever, except the full payment of such claim for such labor or material. If the cost of the proposed improvement is less than five hundred dollars, said contract may be let without advertisement in a newspaper, but seven days' notice of the letting of such contract may be given by notices posted in at least three public places in said township, and in such event the township trustees by unanimous vote, and with the approval of the county highway superintendent, may contract for labor or material without advertisement.

Section 3298-5. Donations of labor and material may be accepted.

SECTION 64. The trustees may accept donations of labor or material for the proposed improvement and in determining which road shall be first improved, the trustees may take into consideration the amount of such donations. The trustees may require the person or persons donating such labor or material or some one or more of them to enter into bond to the state of Ohio for the use of said township, in an amount equal to the value of such labor and material, and with sureties to the acceptance of the trustees, conditioned that such labor will be performed and material furnished at a time required by the trustees or county highway superintendent, and in case of failure to so furnish such labor or material, the trustees may proceed to furnish the same and to recover the value thereof upon such bond. The value of such labor and material so to be donated shall be specified in the bond, and in any suit on such bond, the value so fixed shall be conclusive.

Section 3298-6. Appointment of inspector; compensation.

SECTION 65. The township trustees may appoint some competent person or persons, who shall act under the general direction of the county highway superintendent to inspect the work of improving such road. A person designated as inspector shall receive, for each day actually employed at such work, a sum not to exceed four dollars per day, to be fixed by the township trustees and to be paid out of the township treasury upon the order of the township trustees with the approval of the county highway superintendent.

Digitized by Google

Section 3298-7. Payment of estimates.

SECTION 66. Estimates may be paid to contractors on account of said work, from time to time, but such estimates shall not exceed eighty-five per cent of the value of the labor and material furnished prior to the date of such estimate. The trustees may pay such estimates as may be furnished from time to time by the county highway superintendent, and no payments shall be made except with the approval of such superintendent. The trustees shall inspect the work when completed, and make final payments therefor, with the approval of such county highway superintendent.

Section 3298-8. Bond issue when funds insufficient.

SECTION 67. If the money raised by the levy aforesaid does not furnish sufficient funds for the construction and repair of the designated roads in such township, the trustees may issue and sell the bonds of said township to provide funds for the construction or reconstruction of such roads. Such bonds may be issued at such times and in such amounts as in the judgment of such trustees, shall be necessary. The bonds shall bear interest at a rate not exceeding six per cent. per annum payable semiannually, and in denomination of not less than one hundred dollars, and not more than one thousand dollars each, and shall mature in not more than ten years as may be determined by such trustees. Such bonds shall be signed by the trustees or a majority thereof on behalf of the township and attested by the township clerk. The interest thereon shall be evidenced by proper coupons attached to each bond, and such coupons shall be authenticated by the signature of the township clerk.

Section 3298-9. Submission of question of bond issue; resolution; notice.

SECTION 68. Before the bonds of the township are issued to provide funds for improving the roads thereof, the question of issuing said bonds shall be first submitted to the qualified electors of the township at a general or special election therefor. The trustees shall provide by resolution for the submission of such question to the qualified electors of the township, and shall give notice by publication once each week for three consecutive weeks in a newspaper of general circulation in said township of the date of such election, and the purpose for which it is held. Said notice shall state the amount of the proposed bond issue.

Section 3298-10. Form of ballot.

SECTION 69. The clerk of the township shall file a certified copy of such resolution with the deputy state supervisor of elections of the county not less than thirty days before the date fixed for such election. The deputy state supervisors of elections shall cause to be prepared and furnished at the expense of the township, ballots and supplies for such election. On the ballots at such election shall appear the words: "Road Improvement Bonds—Yes. Road Improvement Bonds—No." The deputy state supervisor of elections shall give notice to the proper election officials for the holding of such election.

Section 3298-11. Record and certification of result.

SECTION 70. The election officers shall forthwith certify the result of such election to the clerk of the township and the township trustees shall make a record of such re-

Digitized by Google

sult. If the number of votes cast in favor of the issue of bonds is a majority of the electors who participated in the last election for governor in the township the trustees may proceed to issue such bonds. The township clerk shall certify the result of such election to the county auditor.

Section 3298-12.

Record of improvements.

SECTION 71. The trustees shall provide the township clerk with a suitable book in which he shall keep a complete record of the proceedings for the improvement of such roads. For making such record, he shall receive ten cents for each hundred words and for all other services in connection therewith, he shall receive such reasonable compensation as may be allowed him by the township trustees.

Section 3298-13.

Tax levy to pay bonds.

SECTION 72. Levies for the payment of principal and interest on bonds issued under the provisions of this act, shall be in addition to the two mills authorized to be levied for general township purposes, but subject to the limitation on the combined maximum rate for all taxes now in force.

Section 3298-14.

Assessment against land, how made; notice.

SECTION 73. The township trustees may assess not to exceed all or any part of the cost of improving said road, against the lands, not more than one mile from either side or terminus of said improvement, or against the lands abutting upon said improvement as the trustees may determine. Such assessments shall be made in proportion to the benefits resulting to the property included in the plan of assessment adopted by said trustees. The trustees shall cause the county highway superintendent to apportion against the lot and land owners benefited that part of the cost of said improvement as determined and ordered by the trustees. The trustees shall determine the number of installments in which such assessment shall be paid, and the time of payment thereof. The number and time of payment of said installments shall be so fixed as to meet the principal and interest on the bonds as the same become due. Before making such assessments, the township trustees shall give notice by publication once each week for two successive weeks in a newspaper of general circulation in the county, of the amount apportioned to each tract of land to be assessed. Such notice shall give the name of the owner in addition to a description of the land in each instance. The description by which said lands are designated upon the tax duplicate shall be sufficient for such notice. Said notice shall fix a date for hearing objections to said assessment, and the trustees after such hearing, shall approve such assessments as modified by them, and they shall order them certified to the auditor to be placed upon the tax duplicate for collection as the same become due.

Section 3298-15.

Real estate owners may petition for improvement; requirements of petition.

SECTION 74. Under the provision of this section, the owners of real estate in any township may petition the township trustees, asking for the construction, reconstruction or improvement of any public road or part thereof, in said township. The petition shall state that the cost and expense of the proposed improvement, which shall not be

Digitized by Google

less than fifty nor more than seventy-five per cent. of the total, shall be paid out of the proceeds of any levy or levies against the taxable property of the township in which the road is situated, and the balance of such cost and expenses shall be assessed and collected from the owners of the real estate within one mile or one-half mile on either side or terminus of the highway, as requested by the petitioners, in proportion to the benefits accruing to such real estate, as determined by said township trustees. The petition shall be signed by at least fifty per cent. of the land or lot owners whose property lies as specified in said petition within one mile or one-half mile of the proposed improvement and who are to be assessed and taxed for such improvement as hereinafter provided. The petition shall be signed by the owners of real estate within the limits prescribed, whose property is benefited by such improvement, but it shall not be signed by resident land and lot owners whose only real estate within the territorial bounds of such road is located in a municipality, nor shall it be signed by the owners of life and leasehold estates, or minors not represented by legal guardians, or tenants in common of an undivided estate unless they are united in favor of the improvement. No person signing such petition shall be permitted to withdraw therefrom unless it shall be shown to the satisfaction of the township trustees that fraud was committed in obtaining his signature. When the petition is presented to the township trustees they shall place it on file and within sixty days after such presentation shall go upon the line of said proposed improvement. After viewing the same they shall determine whether or not the public convenience and welfare require that such improvement shall be made. When they have determined that any road shall be constructed, improved or repaired as requested in the petition submitted under the provisions of this section, the board of township trustees shall direct the county surveyor to make, subject to their approval, such survey, plats, profiles, cross-section, estimates and specifications as may be required and such improvement shall be made and paid for in accordance with the provisions of this act relating to the construction, improvement, maintenance and repair of highways by township trustees.

Duty of trustees on presentation of petition.

CHAPTER IV.

Township Highway Superintendent.

Section 3370. Section 75. For the purposes of this act there shall be in each township not less than one nor more than four road districts, as the township trustees may determine. The district or districts shall include all the territory in such township. The trustees of the township shall appoint for each road district a superintendent who shall be known as township highway superintendent and who shall serve until

Road districts; appointment of superintendents.

Digitized by Google

his successor is appointed and qualified. Under the direction of the township trustees he shall have control of the roads of his district and keep them in good repair. He may be removed by the township trustees or the county highway superintendent for incompetence or gross neglect of duty.

Section 3371. Bond of superintendent.

SECTION 76. Before entering upon the discharge of his duty, the township highway superintendent shall give bond to the state of Ohio for use of the township in the sum of two hundred dollars, conditioned upon the faithful performance of his duty. Such bond shall be approved by the trustees of the township interested, and filed with the clerk of the township.

Section 3372. Vacancy.

SECTION 77. Whenever a vacancy occurs in the office of the township highway superintendent by reason of death, resignation, removal or other cause, the trustees shall, within thirty days, fill such vacancy.

Section 3373. Compensation, how paid.

SECTION 78. The township trustees shall fix the compensation of the township highway superintendent for time actually employed in the discharge of his duties, which compensation shall be paid from the township road fund. The compensation and all proper and necessary expenses, when approved by the township trustees, shall be paid by the township treasurer upon warrant of the township clerk.

Section 3374. Annual report to county highway superintendent; additional reports.

SECTION 79. The township highway superintendent shall make a report to the county highway superintendent annually, on or before the fifteenth day of January, on blanks furnished by said county superintendent, in relation to the highways, bridges and culverts within his township or district, containing such matter and in such form as may be prescribed by the county highway superintendent, and file a duplicate thereof with the township trustees of his township. Additional reports shall be made from time to time as required by the county highway superintendent in respect to such matters as may be specified therein. The township highway superintendent shall perform such other duties as may be prescribed by law or by the rules and regulations of the township trustees or the county highway superintendent, so far as the rules and regulations of such county superintendent do not conflict with those of the township trustees.

CHAPTER V.

DRAGGING UNIMPROVED ROADS.

Section 3375. Dragging districts; roads which must be included.

SECTION 80. The township highway superintendent shall divide the graveled and the unimproved public roads of the township into road dragging districts, which must include all mail routes and main traveled roads within the township which are graveled or unimproved, but he shall not put more than six miles of road in any one dragging district. He shall designate each dragging district by a

Digitized by Google

separate number and shall file a description of said districts and the number of each with the township clerk who shall record the same in the records of the township trustees. A copy of such description shall also be immediately filed with the county highway superintendent. He shall from time to time designate what districts shall be dragged. Suitable road drags shall be furnished by the township trustees, which shall be paid for out of the township road fund. The township highway superintendent shall adopt a suitable form of notice to be given each person contracted with to drag roads and shall provide return cards which shall be substantially in the following form:

Form of notice to contractor.

"To....., the township highway superintendent for.....township.

"I received your notice to drag district No.....on the.....day of.....19...., and did on the.....day of.....19...., comply with same and have charged said district..... for said dragging.

"If not dragged, why not?"

"(Signed)....."

The township trustees shall provide a suitable book in which the township highway superintendent shall record the names of all persons who are entitled to compensation for dragging roads, said book to be known as the dragging record of the township, and shall be substantially in the following form:

Dragging record.

"County of....., state of Ohio.

Dragging district No....., township of.....

Dragged by whom.	Date.	Date Notified.	Date of Return Card.	Amount Charged.	Amount Allowed.	Remarks.
.....	.....	.....	.....	.....	.....	.....

Section 3376. SECTION 81. The township highway superintendent shall report all claims for dragging recorded therein that are in accordance with the provisions of this act, to the township trustees who shall, at their regular monthly meetings pay all claims for dragging that have the approval of the township highway superintendent and that are not inconsistent with this act, out of the funds of the township, the sum to be paid for such dragging not to exceed the sum of fifty cents per mile for each mile traveled while drag-

Claims for dragging, how and when paid.

Digitized by Google

ging the road. They shall not allow any claim for dragging unless a return card has been duly returned to the township highway superintendent, showing said work to have been begun by his order and within twenty-four hours after the receipt of notice to perform such work. They shall, each year during the month of January, fix the price to be paid for dragging that year.

www.libtool.com.cn

Section 3377.

Dragging record kept by superintendent; further duties.

SECTION 82. It shall be the duty of the township highway superintendent to keep the dragging records of his district, recording therein the names of all persons entitled to compensation for dragging, the date of such service, date of giving notice for such service, date of return card, the amount allowed for such service, but no person's name shall be recorded therein as being entitled to compensation for dragging, unless his return card has been filed with the township highway superintendent, showing said services as having been performed by order of such township superintendent, and within the time required for such service. It shall be the duty of the township highway superintendent to cause all roads to be dragged as the township trustees may from time to time direct, at such time as in his judgment is most beneficial. He shall cause the work to be done by giving the parties contracted with for the performance of such service such notice as he may deem sufficient; he shall, on or before the fifteenth day of February in each year, contract with one suitable person in each dragging district to drag the roads in that district for that year; but if no suitable person in the district will contract to drag the roads of the district, the township highway superintendent shall contract with any suitable person in the township. The township highway superintendent may at any time cancel such contracts for dragging the roads, when the stipulations therein contained have not been properly complied with, or when the work is not done in a suitable manner.

When contracts for dragging shall be made.

Section 3378.

Superintendent shall attend demonstrations.

SECTION 83. It shall be the duty of the township highway superintendent on receipt of notice from the county highway superintendent, to attend any demonstration arranged by said county highway superintendent for the purpose of exhibiting the best method of dragging the public highways as provided for in this act. For attending such demonstration, the township highway superintendents shall receive their regular per diem and necessary expenses, which shall, on approval of the township trustees, be paid out of the township road fund.

Section 3379.

Municipalities shall cause roads to be dragged.

SECTION 84. It shall be the duty of the council of cities and villages to cause the main graveled and unimproved roads within the limits of said corporation to be dragged so far as practicable and possible in accordance with the provision of the above sections.

Digitized by Google

CHAPTER VI.

Road Construction and Improvement by County Commissioners.

www.libtool.com.cn

Section 6906. Section 85. The board of commissioners of any county shall have power, as hereinafter provided, to construct a public road by laying out and building a new public road, or by improving, reconstructing or repairing any existing public road or part thereof by grading, paving, draining, dragging, graveling, macadamizing, resurfacing or applydust preventives, or by otherwise improving the same. The county commissioners shall have power to alter, vacate or widen any part of such road in connection with the proceedings for such improvement.

General powers of commissioners relative to public roads.

Section 6907. Section 86. When a petition is presented to the board of commissioners of any county asking for the construction, re-construction or repair of any public road or part thereof, as hereinafter provided for, signed by at least fifty-one per cent. of the land or lot owners, residents of such county, who are to be specially taxed or assessed for said improvement as hereinafter provided, the county commissioners shall go upon the line of said proposed improvement within sixty days after such petition is presented and, after viewing the proposed improvement, shall determine whether the public convenience and welfare require that such improvement be made.

Duty of commissioners when petitioned by 51% of land owners.

Section 6908. Section 87. Lot or land owners who are not otherwise taxed than to raise the proportion of the cost and expenses of said improvement to be paid by the township or the county as a whole, shall not be considered as specially taxed, or assessed for said improvement, and such persons shall not be counted in determining whether the required number of persons have signed the petition for said improvement.

How required number of signers ascertained.

Section 6909. Section 88. In determining whether the required number of persons have signed the petition asking for said improvement, necessary to give the county commissioners jurisdiction thereof, the following persons shall not be counted:

What persons shall not be counted; withdrawal.

Resident land owners whose only real estate within the territorial bounds of such road is located in a municipality;

Owners of life and leasehold estates;

Minors, unless represented by legal guardians, in which case, the action of such guardian shall be binding upon such minors;

All tenants in common of any undivided estate, resident within the county shall be counted as a unit, and if all are not united either for or against the improvement, none of such tenants in common shall be counted in determining whether the requisite number of persons have signed such petition.

No person signing a petition shall be permitted to withdraw therefrom unless the commissioners or joint board

Digitized by Google

thereof shall find that there was fraud or misrepresentation in obtaining his signature.

Section 6910. How improvement made without petition.

SECTION 89. The county commissioners may, without the presentation of a petition, take the necessary steps to construct, improve or repair a public road or part thereof as hereinbefore provided upon the passage of a resolution by unanimous vote declaring the necessity therefor, and the cost and expense thereof may be paid by either of the methods hereinafter provided.

Section 6911. Determination of route and termini, etc.

SECTION 90. When the board of commissioners have determined that any road shall be constructed, improved or repaired, as herein provided for, such board shall determine by resolution by unanimous vote, if acting without a petition, and by a majority vote, if acting upon a petition, the route and termini of such road, the kind and extent of the improvement, and at the same time shall order the county surveyor to make such surveys, plats, profiles, cross-sections, estimates, and specifications as may be required for such improvement, but the profile and grade therefor shall be subject to the approval of the commissioners.

Section 6912. Estimate of cost and expense transmitted to commissioners. Publication of notice; contents of notice.

SECTION 91. Upon the completion of the survey for such improvement by the county surveyor, he shall transmit to the commissioners his estimate of the cost and expense of such improvement, together with a copy of his survey, plats, profiles, cross-sections, estimates and specifications therefor. As soon as the county commissioners have determined by resolution to construct said improvement, they shall cause to be published in a newspaper published and of general circulation within the county, if there be any such paper published in said county, but if there be no such paper published in said county then in a newspaper having general circulation in said county, once a week for two consecutive weeks, a notice that such improvement is to be made and that the surveys, plats, profiles, cross-sections, specifications and estimates for said improvement are on file in the office of the county commissioners for the inspection and examination of all persons interested therein. Such notice shall state the time and place for hearing objections to said improvement, and for hearing claims for compensation for lands and property to be taken for said improvement or damages sustained on account thereof, and that unless such claims are filed in writing with the county commissioners on or before the time fixed for hearing said claims, the same shall be waived, except as to minors and other persons under disability.

Section 6913. Notice when property is to be appropriated; service.

SECTION 92. In the event that land or property is to be taken for such improvement, such notice shall state briefly whose land or property are to be appropriated, and the county commissioners shall also cause such notice to be served at least ten days before said hearing on the owner of such piece of property to be appropriated. If resident within the county, such service shall be made by handing to

Digitized by Google

each person personally a copy of such notice, or by leaving the same at the usual place of residence of such person, and if such owner is a non-resident of the county, a copy of the newspaper containing such notice shall be mailed by the auditor to each person whose property is to be taken, if his address be known to the auditor. Such service shall be proven by affidavit of the person or persons making such service, or mailing such notice.

Section 6914. Claims for compensation and damages, how made.

SECTION 93. All claims for damages sustained on account of, or incident to such improvement, and claims for compensation for land and property to be taken, shall be in writing, setting forth the amount of damages or compensation, or both, claimed, together with a description of the property to be taken or damaged, and the same shall be filed with the board of commissioners of said county on or before the time fixed for hearing such claims.

Section 6915. Award of compensation and damages.

SECTION 94. The board of county commissioners shall upon actual view of the premises, allow compensation for land or property taken, and such damages as in their judgment will accrue from the construction of said improvement, to each person, firm or corporation making application therefor as herein provided, and they shall award such compensation and damages without any application to minors or other persons under disability, owning lands or property to be taken or damaged by the proposed improvement. Such compensation and damages shall be computed without deduction for benefits to such land or property.

Section 6916. Appeal to probate court; notice.

SECTION 95. Any person, firm or corporation aggrieved by the finding of the commissioners upon any application for compensation or damages, may appeal to the probate court by giving the notice provided for in the chapter of this act relating to appeals in road cases, and by filing the bond therein provided, and such proceedings shall be thereafter had upon such appeal, as are provided for in said chapter.

Section 6917. Resolution and order to improve, after hearing.

SECTION 96. If after hearing and determining all claims for compensation and damages on account of land or property taken for said improvement or after the determination of such claims in the probate court on appeal, said board of commissioners is still satisfied that the public convenience and welfare require that such improvement be made, and that the cost and expense thereof will not be excessive in view of the public utility thereof, said commissioners shall order by resolution that they proceed with such improvement, and shall adopt the plans, profiles, specifications and estimates therefor, as reported by the surveyor or with such modifications thereof as the commissioners and surveyor may agree upon.

Section 6918. Order to abandon improvement.

SECTION 97. If, in view of the amount of the compensation and damages allowed, said board of commissioners are of the opinion that said improvement should not be built, they shall so order.

Digitized by Google

Section 6919. Methods of apportionment and payment of compensation, damages, costs and expenses.

SECTION 98. The board of county commissioners shall at the time said improvement is granted, whether upon a petition or by unanimous vote of the board without a petition, determine by resolution, the method of paying the compensation, damages, costs and expenses thereof, and such compensation, damages, costs and expenses shall be apportioned and paid in the manner specified in the petition, when the board is acting upon a petition, which shall be in one of the following methods, to-wit:

1: Not less than thirty-five per cent. nor more than fifty per cent. thereof, shall be paid out of the proceeds of any levy or levies for road purposes upon the grand duplicate of all the taxable property in the county or out of any funds available therefor. Not less than twenty-five per cent. nor more than forty per cent. thereof shall be paid out of the proceeds of any levy or levies for road purposes upon the grand duplicate of the county to be levied upon the taxable property of any township or townships in which said improvement may be in whole or part situated, and the balance thereof which shall not be less than twenty per cent. nor more than thirty-five per cent., shall be assessed upon and collected from the owners of real estate abutting upon said improvement, or within one mile of either side thereof according to benefits accruing to such real estate as may be determined upon by said commissioners, or

2: That a portion of the cost and expenses thereof which shall not be less than one-half, nor more than two-thirds of the total, shall be paid out of the proceeds of any levy, or levies for road purposes upon the grand duplicate of the county against the taxable property of any township or townships in which such road may be in whole or part situated, and the balance of said costs and expenses shall be assessed upon and collected from the owners of real estate within one mile of either side of said improvement in proportion to the benefits accruing to such real estate as determined by the said commissioners, or

3: The county commissioners may assess all or such part of the costs and expenses, as they deem equitable, on the real estate abutting upon said improvement, according to the benefits thereto, and the balance thereof, if any, shall be paid by the county and the township or townships in which such road may be in whole or in part situated in such proportions as may be agreed upon between the county commissioners and trustees of such township or townships, or

4: The county commissioners may assess against the real estate within one mile of said improvement in proportion to the benefits thereto, such part of the costs and expenses thereof as they may determine, and the balance shall be paid out of the county treasury from any funds available therefor, or

5: The county commissioners may assess the total cost and expenses of said improvement against the lands located

Digitized by Google

within one mile of either side of said improvement, according to the benefits resulting thereto, or

6: The county commissioners may assess the total cost and expenses of said improvement against the lots and lands located within two miles of either side of said improvement, according to the benefits resulting thereto, or

7: A portion of the costs and expenses thereof, which shall not exceed one-half, shall be paid out of the proceeds of any levy or levies for road purposes upon the grand duplicate of the county, and the balance of the costs and expenses of said improvement, shall be assessed upon and collected from the owners of real estate situated within one-half mile of either side of said improvement, in proportion to the benefits accruing to such real estate as determined by said commissioners, or

8: The county commissioners may assess the total cost and expenses of the improvement against the owners of real estate located within one mile or two miles, as the petitioners may request, from either side or terminus of said improvement, according to the benefits resulting to such real estate; or they may assess not to exceed one-half of the cost and expenses of such improvement upon the owners of real estate situated within one-half mile of either side or terminus of said improvement, in proportion to the benefits accruing to such real estate as determined by said commissioners, while the remainder of the cost and expenses shall be paid out of the proceeds of any levy or levies for road purposes upon the grand duplicate of the county.

Canal and railway property.

Section 6920. SECTION 99. Where property is separated from an improvement by a canal, street railway, steam railway or in any other similar manner, such property shall be regarded for the purpose of assessment under the road improvement laws as property bounding and abutting upon said improvement.

When all costs may be paid by county.

Section 6921. SECTION 100. The county commissioners, or joint board thereof, upon a unanimous vote, may without a petition therefor, order that all the compensation and damages, costs and expenses of constructing any improvement be paid out of the proceeds of any levy or levies for road purposes on the grand duplicate of the county, or out of any road improvement fund available therefor, or the county commissioners or joint board thereof, may enter into an agreement with the trustees of the township or townships in which said improvement is in whole or part situated, whereby said county and township, or one or more of them may pay such proportion or amount of the damages, costs and expenses as may be agreed upon between them.

Agreement with townships to pay proportion.

Estimated assessment by surveyor; schedule of apportionment filed.

Section 6922. SECTION 101. As soon as the improvement is granted, the surveyor shall make, upon actual view, an estimated assessment upon the real estate to be charged therewith of such part of the cost and expense of said improvement as the county commissioners may have determined at the time of granting such improvement. Such apportionment shall

Digitized by Google

be according to the benefits which will result to such real estate. In making such apportionment, the surveyor may take into consideration any previous special assessments made upon such real estate for road improvements. The schedule of such apportionment shall be filed in the office of the county commissioners for the inspection of the persons interested. Before adopting the estimated assessment so made and reported the commissioners shall publish once each week for two consecutive weeks in some newspaper published and of general circulation in the county, if there be any such paper published in the county, but if there be no such paper published in said county then in a newspaper having general circulation in said county, notice that such estimated assessment has been made, and that the same is on file in the office of the county commissioners, and the date when objections if any, will be heard to such assessment. If any owner of property affected thereby, desires to make objections, he may file his objections to said assessment in writing, with the county commissioners before the time for said hearing. If any objections are filed the county commissioners shall hear the same and act as an equalizing board, and they may change said assessments, if in their opinion, any change is necessary to make the same just and equitable, or they may make such changes as are just and equitable even if no objections are filed thereto, after giving notice to the parties whose assessments they propose to change and such commissioners shall approve and confirm said assessment as reported by the surveyor or modified by them. Such assessments when so approved and confirmed, shall be a lien on the land chargeable therewith.

Publication of notice that estimated assessment has been made; filing of objections.

Section 6923. Special duplicate of assessments; collection.

SECTION 102. All assessments, with interest accrued thereon, made under the provisions of this chapter, shall be placed by the auditor upon a special duplicate to be collected as other taxes, and the principal shall be payable in not more than twenty semi-annual installments extending over a period of not more than ten years, as determined by the county commissioners. In the event that bonds are issued to pay the costs and expenses of such improvement, the principal sum of such assessments shall be payable in equal semi-annual installments to provide for the maturity of bonds issued for said improvement, and such assessments shall bear interest from the date fixed by the county commissioners under the provisions of section 103 of this act at the same rate as the bonds, and the interest shall be collected in like manner as the principal of such assessments.

Section 6924. Time when assessments may be paid in cash; notice.

SECTION 103. The county commissioners shall fix a time within which such assessments may be paid in cash, and they shall give notice by publication once a week for two consecutive weeks in a newspaper published and of general circulation in said county, if there be any such paper published in said county, but if there be no such paper published in said county then in a newspaper having general

Digitized by Google

circulation in said county, of the time within which such assessment may be paid.

Section 6925. SECTION 104. If the lands to be assessed are subject to a life estate, the assessments made thereon shall, upon application of the life tenant to the commissioners, be apportioned between the owner of the life estate and the owner of the fee in proportion to the value of their respective estates as the commissioners may deem just and equitable, and either party to such apportionment may within thirty days appeal to the court of common pleas from the decision of the commissioners relating to the apportionment of such assessment. How apportioned between owners of life estate and fee.

Section 6926. SECTION 105. The proportion of the costs and expenses of such improvement to be paid by the county, shall be paid out of any road improvement fund available therefor. For the purpose of providing by taxation a fund for the payment of the county's proportion of the costs and expenses of constructing, improving, maintaining, dragging and repairing roads under the provisions of this chapter, the county commissioners are hereby authorized to levy annually a tax not exceeding two mills upon each dollar of the taxable property of said county. Said levy shall be in addition to all other levies authorized by law for road purposes, but subject to the limitation on the combined maximum rate for all taxes now in force. How proportion of county paid; tax levy.

Section 6927. SECTION 106. For the purpose of providing by taxation a fund for the payment of the proportion of the costs and expenses of such improvement to be paid by the township or townships interested, in which such road may be in whole or part situated, the county commissioners are hereby authorized to levy a tax not exceeding three mills in any one year upon all the taxable property of such township or townships. Such levy shall be in addition to all other levies authorized by law for road purposes, but subject to the limitation on the combined maximum rate for all taxes now in force. How proportion of townships paid; tax levy.

Section 6928. SECTION 107. The provisions of the preceding sections shall apply to the proportion of the costs and expenses of any improvement to be paid by any county or township in the case the road improvement is authorized and constructed by any joint board of commissioners, or by the agreement entered into between such joint boards, and the trustees of any one or more townships. To what improvement preceding sections apply.

Section 6929. SECTION 108. The county commissioners in anticipation of the collection of such taxes and assessments may, whenever in their judgment it is deemed necessary, sell the bonds of said county in the aggregate amount necessary to pay the estimated cost and expenses of such improvement. Such bonds shall state for what purpose they are issued and shall bear interest at a rate not to exceed five per cent. per annum, payable semi-annually and in such amounts and to mature at such times as the commissioners shall determine, subject to the provision however that said bonds Bonds in anticipation of tax collection.

Digitized by Google

shall mature in not more than ten years prior to the issuance of such bonds, the county commissioners shall provide for levying and collecting annually a tax upon all the taxable property of the county to provide a sum sufficient to pay the interest on such bonds and to create a sinking fund for their retirement at maturity. The sale of such bonds shall be advertised once not later than two weeks prior to the date fixed for such sale in a newspaper published and of general circulation within such county, if there be any such paper published in said county, but if there be no such paper published in said county then in a newspaper having general circulation in said county. Such bonds shall be sold to the highest responsible bidder for not less than par and accrued interest. The county commissioners may reject any or all bids. The proceeds of such bonds shall be used exclusively for the payment of the costs and expenses of the improvement for which they are issued.

Section 6930. Proceedings when improvement in two or more counties.

SECTION 109. When the proposed improvement is in two or more counties or along the county line between two or more counties in this state, and a petition is filed asking for such improvement, signed by fifty-one per cent. of the persons to be specially assessed therefor, the commissioners of the county with whom said petition is first filed, shall cause a certified copy thereof to be filed with the commissioners of each of the other counties in which the proposed improvement or a part thereof is situated.

Section 6931. Action on petition by joint board.

SECTION 110. The several boards of county commissioners shall meet as a joint board at the time and place designated by the commissioners of the county where the original petition is filed. Such joint board shall determine whether the petition has been signed by the requisite number of land owners who are to be specially assessed for such improvement, and they shall thereupon go upon the line of such road and shall jointly act in the same manner as though the proceedings were had before a single board as hereinbefore provided. A majority of such joint board may order the construction of such road, but such majority shall be composed of at least one commissioner from each county in which the improvement is located.

Section 6932. Order by joint board.

SECTION 111. The boards of county commissioners of two or more counties, acting as a joint board, by a resolution passed by a unanimous vote, order the construction, improvement, maintenance or repair of any road located in said counties or along the lines between said counties, and they shall proceed with said improvement as if it were constructed upon a petition filed therefor.

Section 6933. Survey and estimates transmitted to board of each county.

SECTION 112. After the joint board has granted said improvement, they shall appoint a county surveyor of one of the counties interested, who shall go upon the line of such improvement and make such surveys as are necessary, and the surveyor shall also make an estimate of the cost and expenses of such improvement, and transmit the same to the several boards of county commissioners interested in

Digitized by Google

said improvement, together with a copy of the plat, profile, plans, specifications and estimates for said proposed improvement.

www.libtool.com.cn

Section 6934. Method of payment and proportion of costs, how determined.

SECTION 113. The joint board of county commissioners shall, at the time they grant such improvement, determine the method of payment therefor which may be either of the methods authorized in the case of an improvement under the authority of a single board. The joint board shall at the same time determine the proportion of the cost and expense of such improvement to be paid by the several counties interested therein, and any county not satisfied with such apportionment, may appeal as hereinafter provided. Each separate board of commissioners shall in the manner hereinafter specified, make the assessments against the lot and land owners benefited by said improvement, of the proportion of costs and expenses of said improvement to be raised by special assessments on lots or lands within their respective counties.

Section 6935. Appeal to common pleas court on failure to agree.

SECTION 114. In case the county commissioners cannot agree on the apportionment of the costs and expenses of construction between the several counties so interested, the board of county commissioners may or if one of said boards is not satisfied with such apportionment, the board of commissioners of such county may within thirty days appeal to the common pleas court of either of the counties interested, and the matter shall there be heard and determined as to the proportion to be paid by such county so interested.

Section 6936. Publication of notice that improvement is to be made.

SECTION 115. After the joint board of commissioners have granted said improvement, the county commissioners of each of the interested counties, shall cause to be published in a newspaper of general circulation in each of their respective counties once a week for two consecutive weeks, a notice that such improvement is to be made, and that the plats, profiles, specifications, plans and estimates for said improvement are on file in the office of the county commissioners of each of the counties for examination and inspection by persons interested therein. Such notice shall also state the time and place when the joint board of commissioners will hear claims for compensation and damages on account of said improvement. Such notices shall state the names of persons whose lands are to be taken for said improvement; and the county commissioners shall cause a copy of such notice to be served on each person whose property will be taken for said improvement at least ten days before the date for hearing claims for compensation and damages on account of said improvement, if such persons reside within the county; if not, a copy of such printed notice shall be mailed to each non-resident owner, whose address is known, by the auditor of the county in which said property is located. Proof of service of such notice, or of the mailing of such copy shall be by affidavit of the persons or person making such service or mailing such notice.

Digitized by Google

Section 6937. Allowance of claims filed by joint board.

SECTION 116. The joint board of county commissioners shall fix and allow such compensation and damages as in their judgment will accrue for land taken or land affected by said improvement, to all persons filing claims therefor, and shall make allowance for such compensation and damages as will accrue to minors and other persons under disability, even if no claims for compensation or damages have been filed.

Section 6938. Appeal to probate court.

SECTION 117. In case any lot or land owner is not satisfied with the compensation or damages allowed to him, he may appeal from the finding of the joint board of commissioners upon the question of compensation or damages or either, to the probate court of the county in which the land or some part thereof is located, in like manner as if the improvement is under the control of a single county. All provisions of the statutes relating to appeals in the case of an improvement within a single county, shall apply in case of an improvement by a joint board.

Section 6939. Decision as to improvement.

SECTION 118. After all questions relating to compensation or damages have been disposed of by the board of commissioners, or on appeal, the commissioners shall decide whether they will proceed with said improvement, and if they decide to proceed therewith, they shall adopt the plans, profiles, specifications, and estimates for the proposed improvement as reported by the surveyor or with such modifications as the commissioners and the surveyor may agree upon.

Section 6940. Assessments and apportionments made by each county board; notices.

SECTION 119. Each board of commissioners shall make its own assessments and levies to provide the proportion of cost and expenses apportioned to each county the same as if the improvement was wholly in one county. As soon as the improvement is granted, such board shall authorize the surveyor of their county to apportion that part of the cost and expenses of said improvement to be specially assessed among the lots and lands chargeable therewith according to the benefits resulting thereto. Like notices shall be given and the same proceedings shall thereafter be had in relation to said assessments as if the improvements were wholly within one county.

Section 6941. When improvement wholly in one county.

SECTION 120. When the proposed improvement is wholly within one county but within less than the legal assessment distance of the county line and a petition is filed asking for such improvement, signed by fifty-one per cent. of the persons to be especially assessed therefor, such improvement shall be made in accordance with the provisions of sections 108 and 119 of this act as far as applicable.

Section 6942. Provisions as to improvement within one county applicable.

SECTION 121. All the provisions of the statute relating to improvements wholly within one county shall when applicable, unless otherwise specially provided, apply to improvements authorized by a joint board of commissioners.

Section 6943. When joint board shall have jurisdiction.

SECTION 122. A joint board of county commissioners shall have jurisdiction to provide for the construction of a portion of said road wholly within one county when it is necessary to avoid some place on the county line where the

Digitized by Google

construction thereof would be unusually expensive or difficult.

Section 6944. Bond issue by each county.

SECTION 123. In case bonds are issued in anticipation of the collection of taxes and assessments on account of such improvement, such bonds as may be required shall be issued separately by each county to cover its proportion of such costs and expenses.

Section 6945. Contracts for improvement; publication of notice and letting.

SECTION 124. After the commissioners have decided to proceed with said improvement, they shall advertise for bids once not later than two weeks prior to the date fixed for the letting of contracts in a newspaper published and of general circulation in said county, if there be any such paper published in said county, but if there be no such paper published in said county then in a newspaper having general circulation in said county. The commissioners may also cause advertisements for bids to be inserted in some trade paper or other publication to be designated by them. Such notice shall state that plans and specifications for such improvement are on file in the office of the county commissioners, and the time within which bids will be received. The county commissioners may let the work as a whole or in convenient sections as may be determined. They shall award the contract to the lowest and best bidder.

Section 6946. Opening bids and awarding contract.

SECTION 125. No contract for any improvement shall be awarded at a greater sum than the estimated cost thereof. The bids received shall be opened at the time stated in the notice. If no bids are made within the estimate, the county commissioners may amend the estimate, and again proceed to advertise at the original estimate, for bids, but the county commissioners shall have the right to reject all bids.

Section 6947. Bond of contractor.

SECTION 126. Before entering into a contract, the county commissioners shall require a bond payable to the state of Ohio, for the use of the said county in a sum equal to the contract price with good and sufficient sureties or with a surety company authorized to do business in the state of Ohio, conditioned on the faithful performance of the work in accordance with the plans and specifications. Such bond shall also indemnify the county against the damages that may be suffered by failure to perform such contract according to the provisions thereof, and in accordance with the specifications for said improvement. Such bond shall also be conditioned for the payment of all material and labor furnished for or used in the construction of the road for which such contract is made, and which is furnished to the original contractor or sub-contractor, agent or superintendent of either engaged in said work. The bond may be enforced against the person, persons or company executing such bond, by any claimant for labor or material, and suit may be brought on such bond in the name of the state of Ohio on relation of any claimant within one year from the date of delivering or furnishing such labor or material, and such bonds or sureties thereon shall not be released by the execution of any additional security, notes or other in-

Digitized by Google

strument on account of such claim, or for any reason whatsoever, except the full payment of such claim for such labor or material. If the bid includes more than one improvement, a single bond may be taken, covering all of the work included in the terms of said bid.

www.linuol.com.cn

Section 6948. Allowances for extra work.

SECTION 127. In case of an unforeseen contingency not contemplated by the contract, allowances for extra work may be made by the county commissioners, but they must first enter into a new contract in writing for such extra work. In all cases where the amount of the original contract price is less than ten thousand dollars, and the amount of the estimate for such extra work exceeds five hundred dollars, the preceding sections relating to advertising for bids shall apply to the letting of contracts for such extra work. If the amount of the original contract price is ten thousand dollars or more, the preceding sections relating to advertising for bids shall apply to all cases where the estimate for such extra work exceeds five per cent. of the original contract price for such work. If the estimate for such extra work is less than five hundred dollars, in all cases where the amount of the original contract price is less than ten thousand dollars, or if the estimate for such extra work is less than five per cent. of the original contract price in all cases where the original contract price is ten thousand dollars or more, the contract for such extra work may be let by the county commissioners at private contract without publication or notice, but no contract shall be awarded for such extra work at any price in excess of the original contract unit price for the same class or kind of work, if such there be, in connection with such contract. In case of any new class or kind of work the county commissioners and contractor shall agree as to the price to be paid. The contractor shall submit his bid in writing, and if accepted by the commissioners they shall immediately enter their acceptance on the journal. The costs and expenses of such extra work shall be paid by the county commissioners out of any funds available therefor, and the amount shall be charged to the cost of construction of said improvement and apportioned as the original contract price for the said improvement.

ROADS THROUGH MUNICIPALITIES.

Section 6949. Improvement through municipality; procedure.

SECTION 128. The board of county commissioners may extend a proposed road improvement into or through a municipality when the consent of the council of said municipality has been first obtained, and such consent shall be evidenced by the proper legislation of the council of said municipality entered upon its records, and said council may assume and pay such proportion of the cost and expense of that part of the proposed improvement within said municipality as may be agreed upon between said board of county commissioners and said council.

Digitized by Google

Section 6950 SECTION 129. Whenever any portion of a road to be improved under the provisions of this act lies within the corporation limits of a municipality, and the council of said municipality desires to improve any part of said road within its corporate limits to a greater width than is contemplated by the proceedings for said improvement by the board of county commissioners, such council may, by resolution at any time before bids for said improvement are advertised for, declare its intention so to do, which resolution shall indicate the points between which it is desired to increase the width of the proposed improvement, and the width to which it desires the same to be improved. A certified copy of such resolution shall be filed with the board of county commissioners.

Proceedings by municipality when it desires width increased.

www.libtool.com.cn

Section 6951. SECTION 130. If the board of county commissioners approve the same, said board shall have prepared the necessary plans, profiles, cross-sections, specifications and estimates for the improvement of such portion of said road, to the width indicated in said resolution of such municipality. The estimates therefor shall set forth in detail the probable cost and expense of so much of said improvement as is made necessary by reason of the same being improved to said increased width. After the plans, specifications, profiles, cross-sections and estimates have been returned to the county commissioners by the county surveyor, and by them approved, the county commissioners shall cause a copy thereof to be filed with the clerk of said municipality. Said plans, profiles, specifications and estimates shall also state what proportion of said increased cost is made necessary by improving street intersections.

Procedure by board upon agreement as to width; plans and estimates submitted to municipality.

Section 6952. SECTION 131. Upon receipt of such copy the council of such municipality may approve such plans, specifications, profiles, cross-sections and estimates, and such council may enter into an agreement with the board of county commissioners of such county as to the part of the estimated cost and expense of said improvement that is to be paid by said municipality on account of the increased width of the said improvement.

Approval by municipality.

After such plans and specifications have been approved and the agreement has been entered into by the said council with the county commissioners determining what part of the estimated cost and expense of said improvement is to be paid by said municipality, council shall cause notice to be given that said plans have been approved and said agreement entered into, by one publication in some newspaper of general circulation in the municipality, and said notice shall fix a time when claims for compensation and damages on account of the proposed improvement shall be filed. If any claims for compensation or damages are filed and the council is not able to agree upon the amount of the same with the persons filing such claims, they shall order proceedings to be instituted in a court of competent jurisdiction, to inquire into such claims for compensation and damages in

Publication of notice of approval; filing of claims; assessments.

Digitized by Google

the manner provided for in the case of street improvements wholly under the control and jurisdiction of the municipality. All compensation and damages on account of said improvement shall be paid by the municipality. The council of said municipality may assess against abutting property owners all or any part of the cost and expense of said improvement to be paid by it under agreement with the county commissioners. Said assessments shall be made in one of the methods provided for in the case of street improvements wholly within the municipality, and under the exclusive control of the council.

Section 6953. Bonds in anticipation of taxes to pay proportion.

SECTION 132. The municipality shall pay to the county treasurer its estimated proportion of the cost of said improvement as fixed in said agreement between the council and the county commissioners, out of any funds available therefor, and in anticipation of the collection of assessments to be made against abutting property hereinbefore provided, and in anticipation of the collection of taxes levied for the purpose of providing for the payment of the municipality's share of the cost of such improvement, said municipality is authorized to sell its bonds under the same conditions and restrictions imposed by law in the sale of bonds for street improvement under the exclusive jurisdiction and control of the council of a municipality.

Section 6954. Contract and payment for proportion in municipality. "Road" defined.

SECTION 133. The county commissioners shall thereupon receive bids and let the contract for improving such portion of said road as lies within the municipality either in connection with the remainder of said improvement or separately, as such board of commissioners may determine. The total cost and expense of said work shall be paid for on the allowance of the county commissioners, by the warrant of the county auditor, and after the completion of said work and the payment of the cost and expense thereof, any balance of the funds contributed by said municipality shall be refunded to it to be disposed of according to law. The word "road" as used in sections 85 and 133 both inclusive of this act shall be construed to include any state or county road or roads or any part thereof or any state or county road or roads and any village street or streets or any part thereof which form a continuous road improvement.

STATE LINE ROADS.

Section 6955. Improvement of state line road.

SECTION 134. When it is desired to construct, improve or repair a road on or along the line between this state and an adjoining state, the board of county commissioners of any county of this state, may join with the proper authorities of any adjoining state, or subdivision thereof, in such construction, or improvement. Each party to such agreement shall pay such proportion of the cost of said improvement as is agreed upon by the parties thereto.

Digitized by Google

Section 6955-1. SECTION 135. In exercising the powers enumerated and granted herein, joint boards of county commissioners shall be governed and act in accordance with the provisions of this chapter in so far as they may be applicable. Provisions governing joint boards.

Section 6955-2. SECTION 136. The proportion of the cost and expense of such road improvement to be paid by any county in this state, may be assessed or levied upon the property of this state by the commissioners of such county in any of the ways hereinbefore provided in the case of an improvement wholly within this state. Said commissioners may also join with the state highway department of this or other states in the construction of such road as if the improvement was wholly within the state. How county proportion assessed or levied.

RAILWAYS ON PUBLIC HIGHWAYS.

Section 6956. SECTION 137. Any person, firm or corporation operating a railway for the transportation of passengers, freight or express crossing any street or road, shall improve, maintain and repair that portion of the highway at such crossing and lying between the outside ends of the ties, and also that portion lying between the tracks in the case of two or more tracks, and the cost and expense of this improvement, maintenance and repair shall be borne by said individual, firm or corporation. Such improvement, maintenance or repair shall be made whenever in the opinion of the authorities having charge of such road the public necessity requires, and shall be made in accordance with plans and specifications approved by the county surveyor. Cost and expense which shall be borne by company.

In case the said person, firm or corporation operating said railway, fails to improve, maintain or repair the same as required by the proper authorities, as provided in this section, then such authorities shall proceed to improve, maintain and repair the same, and the cost thereof shall be charged against said property and collected in the manner hereinafter provided. Whenever a road or street is improved where a street or interurban or other railroad or railway lies within the improved portion of the roadway, such railroad or railway grade shall in all respects be changed to meet the approval of the county surveyor unless otherwise provided for in the grant or franchise, by virtue of which such railway operates on or occupies said highway, and costs of such change of grade be paid by such company under the law or by the terms of its franchise or grant, shall be a lien upon the property of such company and the proper authorities may provide for the payment of the amount chargeable against said company under the law or by the terms of its franchise or grant, in installments as in the case of other property owners, and such installments shall bear interest as in other cases, and the board of county commissioners or other authorities may issue bonds in anticipation of the collection of said installments. Proceedings when company fails to improve or repair.

Digitized by Google

CHAPTER VII.

COUNTY HIGHWAY SUPERINTENDENT.

www.libtool.com.cn

Section 7181. County highway superintendent; salary; assistants.

SECTION 138. The county surveyor shall be the county highway superintendent. The county surveyor shall give his entire time and attention to the duties of his office and shall receive an annual salary to be computed as follows: One dollar per mile, for each full mile of the first one thousand miles of the public roads of the county, and in addition thereto forty dollars for each full one thousand of the first fifteen thousand of the population of the county as shown by the federal census next preceding his election; thirty dollars per thousand for each full one thousand of the second fifteen thousand of the population of the county; twenty-five dollars per thousand for each full one thousand of the third fifteen thousand of the population of the county; fifteen dollars per thousand for each full one thousand of the fourth fifteen thousand of the population of the county and five dollars per thousand for each full thousand of the population of the county in excess of sixty thousand. Such salaries shall be paid out of the county treasury in the same manner as the salaries of other county officials are paid; provided, however, that no county highway superintendent shall receive in the aggregate a salary of more than four thousand dollars per annum. The salary above provided for, shall cover all services rendered by the county highway superintendent to the state, county and townships. In the event the county highway superintendent cannot properly perform all the duties of his office, the county commissioners shall fix the aggregate compensation to be expended for assistants by the county highway superintendent during the year. Such compensation shall be paid out of the county treasury in the same manner as the salary of county officials is paid. In addition thereto, the county highway superintendent and his assistants, when on official business, shall be paid out of the county treasury, their actual, necessary traveling expenses, including livery, board and lodging. Such assistants may be discharged for cause at any time by the county highway superintendent.

Section 7182. Portion of salary paid by state when highways under control of state designated to county superintendent.

SECTION 139. The state highway commissioner may designate the county highway superintendent to have charge of all highways, bridges and culverts within the county under control of the state. If the state highway commissioner does not designate such county surveyor to have charge of the highways, bridges and culverts under control of the state within such county, a sum equal to one-fifth of the salary of said county surveyor shall be deducted therefrom as herein provided. When the county surveyor has charge of the highways, bridges and culverts of his county under the control of the state, one-fifth of his salary, as designated in the provisions of this act, shall be paid by the state upon vouchers issued therefor by the state high-

Digitized by Google

way commissioner upon the auditor of state against the state highway fund. On the presentation of such voucher the auditor shall issue his warrant therefor upon the state treasurer.

Section 7183. SECTION 140. The county highway superintendent and such of his assistants as the commissioners may determine, shall give bond to the state of Ohio in a sum to be fixed by the commissioners of the county with sureties to the approval of said commissioners. Said bond shall be conditioned that such person will faithfully discharge the duties enjoined upon him by law. Such bonds, with the approval of the county commissioners as to the sureties thereon, together with the oath of office of such county highway superintendent or assistant endorsed thereon, or attached thereto, shall be deposited with the county treasurer.

Bond of superintendent and assistants.

Section 7184. SECTION 141. The county highway superintendent shall have general charge, subject to the rules and regulations of the state highway department, of the construction, improvement, maintenance and repair of all bridges and highways within his county, whether known as township, county or state highways, and such county highway superintendent shall see that the same are constructed, improved, maintained, dragged and repaired as provided by law, and shall have general supervision of the work of constructing, improving, maintaining and repairing the highways, bridges and culverts in his county, subject, however, to the provision hereinafter made for the designation, by the state highway commissioner, of an engineer, other than the county surveyor, to have charge of state work in such county.

Powers and duties of county superintendent.

Section 7185. SECTION 142. If, in the opinion of the state highway commissioner, the county surveyor of any county is not qualified or neglects to perform his duties as county highway superintendent, the state highway commissioner shall file a written statement with the commissioners of such county, stating that in his judgment such surveyor is not qualified to perform the duties of county highway superintendent; or has neglected to perform his duties as such, or neglects to carry out the instruction of the state highway commissioner, then said state highway commissioner may, after filing with the county commissioners the statement aforesaid, designate an engineer other than the county surveyor to have charge of the construction, improvement, maintenance and repair of the roads within the county under the control of the state. Such engineer shall be paid out of any funds available for the construction, maintenance and repair of state highways.

Incompetency or neglect cause for designation of another engineer.

Section 7186. SECTION 143. The county highway superintendent shall make a report on the conditions of the highways and bridges of the county at least once in each year, or whenever directed to do so by the county commissioners or the state highway commissioner. One copy of such report in each case shall be filed with the state highway commissioner, and one with the county commissioners.

Annual report to state highway and county commissioners.

Digitized by Google

Section 7187. Annual report of conditions and estimates to commissioners and township trustees; further duties.

SECTION 144. The county highway superintendent shall report to the county commissioners on or before the first day of April in each year, the conditions of the bridges and culverts in the county, and estimate the probable amount of funds required to repair the bridges and culverts, or to erect any new bridges or culverts required within the county. He shall also make an estimate of the amount of money required to maintain and repair the roads of the county under the control of the county commissioners, or to construct and improve any roads contemplated within the year. The county highway superintendent shall, on or before April first of each year, make an annual estimate for the township trustees of each township, for the improvement, maintenanee and repair of roads, bridges and culverts, or for the construction of new roads required in said township, and shall submit the same to the township trustees for their action. He shall approve all estimates which are paid from county or township funds for the construction, improvement, maintenance and repair of roads and bridges. If employed by the state, the county highway superintendent shall approve all estimates which are paid from the state for the construction, improvement, maintenance and repair of roads and bridges within his county. He shall furnish reports and estimates at any time when called for by either the township trustees, county commissioners or state highway commissioner. He shall establish or cause to be established the grade, and recommend such means of drainage, repair and improvement as seem to him necessary, whenever requested by the county commissioners or township trustees. He shall make plans, specifications and estimates for the construction, improvement, maintenance and repair of county and township highways, and shall prepare or approve all plans, specifications and estimates for the erection, maintenance and repair of bridges and culverts; no contract for the construction of a bridge the entire cost of which exceeds ten thousand dollars shall be binding upon the county unless the plans are first approved by the state highway commissioner. Plans and specifications must be prepared in all cases where the cost of the bridge or culvert exceeds two hundred dollars, and contracts in writing must be entered into in such cases.

Section 7188. Annual and additional reports; contents.

SECTION 145. The county highway superintendent shall make a report to the state highway commissioner annually, covering the year ending the fifteenth day of November, in relation to the highways and bridges in the county, containing such matter and in such form as may be prescribed by the state highway commissioner, and file a duplicate thereof with the board of county commissioners. Additional reports and maps shall be made from time to time as required by the state highway commissioner in respect to such matters as may be specified by him. He shall perform such other duties as may be prescribed by law or by rules and regulations of the state highway department.

Digitized by Google

Section 7189. Annual meeting with county and township authorities; expenses.

SECTION 146. It shall be the duty of the county highway superintendent to annually call a meeting, within the county, at a time and place to be approved by the state highway commissioner, of all the township and county authorities having directly to do with the construction and repair of roads and bridges within the county. Such meeting shall be open to the general public. At such meeting, the county highway superintendent, or such other person as may be designated by the state highway commissioner, shall instruct the proper authorities as to the best and most economical plans for repairing and maintaining the roads and bridges of the county, so as to provide a uniform system of highway work for the county. Each official attending such meeting shall receive for attending such meeting his actual and necessary expenses in addition to his regular per diem, or salary, the same to be paid by the county treasurer on itemized vouchers approved by the county highway superintendent.

Section 7190. Demonstrations of methods of dragging.

SECTION 147. The county highway superintendent may arrange, in different sections of the county, for demonstrations of the best method of dragging public highways. He shall, in writing, request the attendance of each township superintendent at one demonstration, at least, each year and shall enforce the provisions of this act relative to the dragging of the public highways of his county.

Section 7191. Advice and assistance of state highway commissioner.

SECTION 148. The county highway superintendent may request advice and assistance from the state highway commissioner in all matters relating to his duties. The county highway superintendent shall from time to time issue such instructions and directions to the township highway superintendent as he deems best. The county highway superintendent shall be governed in the conduct of his work by the instructions of the state highway commissioner as issued from time to time for the guidance of county highway superintendents.

Section 7192. Duties respecting highways of county.

SECTION 149. The county highway superintendent shall keep the highways of the county at all times in good and suitable conditions for public travel. He shall generally supervise the construction, improvement, maintenance and repair of the bridges and culverts on the highways of the county, the cost of which shall be borne by the county, unless otherwise provided by law.

Section 7193. Obstructions on highways; inspection of bridges, etc.

SECTION 150. The county highway superintendent shall cause such highways, bridges and culverts to be kept free from obstructions by snow or otherwise. He shall inspect or cause to be inspected all highways, bridges and culverts within the county, during the months of April and October of each year, and at the request of the township trustees or the county commissioners, he shall inspect any highways, bridges or culverts within the county at any time.

Section 7194. Time when crowning and shaping with drags shall be done; extension.

SECTION 151. All crowning and shaping of earth roads, except such as is done with road drags as hereinafter provided, shall be done prior to the fifteenth day of May of each

www.ftbtool.com.cn

Digitized by Google

year, unless the county highway superintendent by an order in writing, filed with the township trustees, shall extend the time. Such extension of time shall only be granted in case the season has made it impossible to have such work done by the fifteenth day of May. Provided, that nothing contained in this section shall prevent the improvement at any time in the year of earth roads or changing the grade thereof.

www.libtool.com.cn

Section 7195. Cutting of brush, weeds, briers, etc.; when and by whom done.

SECTION 152. All brush, briers, burrs, vines, Russian or Canadian or common thistles or other noxious weeds growing along the public highways shall be cut between the first and twentieth days of June and the first and twentieth days of August of each year and if required by the county highway superintendent between the first and twentieth days of September of each year. This work shall be done by the township highway superintendents in their respective districts who shall employ the necessary labor to carry out the provisions of this section. All expenses incurred shall, when approved by the township trustees, be paid from the township road fund by the township treasurer upon the warrant of the township clerk. The county highway superintendent shall enforce the provisions of this section.

Section 7196. Erection and maintenance of sign-posts.

SECTION 153. The county highway superintendent shall erect and maintain at cross roads, on inter-county and main market roads, suitable sign-posts of a design to be prescribed and provided by the state highway commissioner, showing the names of the roads, and the direction and distance to nearby villages and cities. The highway superintendent shall build a substantial fence at least four and one-half feet high and painted white, on the open side of all winding grades of at least four per cent.

Section 7197. Provisions for maintenance and repair of all sections.

SECTION 154. The county highway superintendent, under the direction of the state highway commissioner, shall provide for the maintenance and repair of the roads of the county, under such system as may be deemed expedient, so that each section of the highways of the county shall be under proper supervision and be effectively and economically improved, maintained and repaired.

Section 7198. Employment of labor, teams, etc.

SECTION 155. The county highway superintendent may, with the approval of the county commissioners or township trustees, employ such laborers, teams, implements and tools, and purchase such material as may be necessary in the performance of his duties.

Section 7199. Improvement and maintenance by contract; bond; supervision.

SECTION 156. If, in the opinion of the county commissioners it is advisable to provide for the improvement, maintenance and repair of any portion of the highways of the county by contract, such contract, if the cost and expense of the improvement, maintenance or repair of any section of highways, or of any bridge or culvert, exceeds two hundred dollars, shall be let by competitive bidding. All such contracts shall be awarded by the county commissioners or township trustees on estimates, plans and specifications to be furnished by the county highway superintendent, to the

Digitized by Google

lowest and best bidder. If the estimated cost of such work is less than five hundred dollars, and more than two hundred dollars, the same may be let at competitive bidding after advertising the same by posters in at least three public places in the county, for ten days prior to the letting, and if the estimated cost of such work is more than five hundred dollars the same shall be let by competitive bidding, after advertisement once not later than two weeks prior to the letting of contracts, in some newspaper published and of general circulation within the county, if there be any such newspapers published in said county, but if there be no such newspapers published in said county then in a newspaper having general circulation in said county. All bids for such work shall be filed in the office of the township clerk or county auditor. The person to whom such contract is awarded, shall execute a bond payable to the state of Ohio, in a penal sum equal to the amount of the contract price with good and sufficient sureties, or with a surety company authorized to do business in this state, to the approval of the county commissioners or township trustees, conditioned for the faithful performance of the work in accordance with the plans and specifications, and within the time prescribed. Such bond shall also be conditioned for the payment of all material and labor furnished for, or used in the construction of the road for which such contract is made, and which is furnished to the original contractor or sub-contractor, agent or superintendent of either engaged in said work. The bond may be enforced against the person, persons or company executing such bond by any claimant for labor or material, and suit may be brought on such bond in the name of the state of Ohio on relation of any claimant within one year from the date of delivering or furnishing such labor or material, and such bonds or sureties thereon shall not be released by the execution of any additional security, note or other instrument on account of such claims, or for any reason whatsoever, except the full payment of such claim for such labor or material. Such bond shall also indemnify the county or townships against any damage that may be suffered or claimed by reason of the failure to perform such contract or any of its provisions. The payment of such work or material under such contract shall be made upon estimates as the work progresses. Such estimates shall be made by the county highway superintendent, and by him duly certified to the county commissioners or township trustees to cover the work done, or materials furnished, or both. Ten per cent. of such estimates shall be reserved to guarantee the performance of the contract until the final completion of the work. All work done under such contract shall be under the supervision of the county highway superintendent.

Section 7200. SECTION 157. The county commissioners may purchase such machinery or other equipment for construction, improvement, maintenance or repair of the highways, bridges

Purchase of machinery, tools and equipment; inventory required and placed on file.

Digitized by Google

www.libook.com.cn

and culverts under their jurisdiction, as they may deem necessary, which shall be paid for out of any taxes levied and collected for construction, improvement, maintenance and repair of roads, as provided in this chapter. All road machinery, tools or other equipment owned by the township when this chapter takes effect may be taken over by the county at a price to be agreed upon between the county commissioners and the township trustees. All such machinery, tools and equipment belonging to the county shall be under the care and custody of the county highway superintendent, at the expense of the county. The county highway superintendent shall annually on the fifteenth day of November, make or cause to be made a written inventory of all such machinery, tools and equipment indicating each article and stating the value thereof and the estimated cost of all necessary repairs thereto, and deliver the same to the county commissioners who shall cause the same to be placed on file. At the same time, he shall file with the county commissioners his written recommendations as to what machinery, tools and equipment should be purchased for the use of the county and townships during the ensuing year, and the probable cost thereof. The county commissioners shall provide suitable places for housing and storing machinery, tools and equipment owned by the county.

Township trustees may purchase machinery, tools, etc.

Nothing herein shall prevent any township or two or more townships from purchasing for the exclusive use of the township or townships such machinery, tools and equipment as may be deemed necessary by the trustees thereof, but before such purchase the suggestions of the county highway superintendent shall be considered. Such machinery, tools and equipment shall be paid for by the trustees of the township or by the trustees of two or more townships, if for the joint use of two or more townships, out of any funds available for road maintenance and repair. Such township or townships may join with an incorporated village for the purchase of machinery, tools and equipment for their joint use. All machinery, tools and implements, whether owned by the county or township, shall be plainly marked, in such way as to indicate the ownership of such property.

Section 7201.

Leasing or hiring machinery, tools, etc.

SECTION 158. The county highway superintendent may lease or hire machinery, tools and equipment for highway, culvert or bridge repair, at a price to be approved by the county commissioners or the township trustees. The expense thereof shall be paid by the county commissioners or township trustees upon the written order of the county highway superintendent, out of money available for the construction, improvement, maintenance or repair of highways.

Section 7202.

Construction of walk, ditch, fence, etc., across highway unlawful.

SECTION 159. It shall be unlawful for any person, firm or corporation to construct a walk or dig a ditch across a public highway outside of any municipality or build a fence thereon or otherwise impair such highway without the consent of the county highway superintendent, township highway superintendent or the township trustees.

Digitized by Google

Section 7203. Purchase of road material

SECTION 160. The county highway superintendent may, with the approval of the county commissioners or township trustees, purchase from any public institution, any road material, machinery, tools or equipment, quarried, mined, prepared or manufactured by said institution, provided the same conform to the standard specifications therefor, for highways, bridge or culvert work in said county.

Section 7204. Removal of obstructions by land owners.

SECTION 161. It shall be the duty of the owners or occupants of lands situated along the highways to remove all obstructions within the bounds of the highways which have been placed there either by themselves or their agents, or with their consent. It shall be the duty of all telephone, telegraph, steam or electric railway, or other electrical companies, oil, gas, water or public service companies of any kind, to remove their poles and wires, connected therewith, or any tracks, switches, spurs, or oil, gas or water pipes, mains, conduits or other objects when the same, in the opinion of the county highway superintendent, constitute obstructions in the highway or interfere with the construction, improvement, maintenance or repair of the highway or use thereof, by the traveling public, subject, however, to the rights of any such company to be or remain in such highway, by virtue of any grant or franchise to said company. If, in the opinion of the county highway superintendent, such companies have obstructed said highway, said highway superintendent shall forthwith notify the county commissioners who shall cause notice to be served on said owner, occupant or company, directing the removal of said obstructions and if said owner, occupant or company shall not within five days proceed to remove said obstruction and complete the same within a reasonable time, the county highway superintendent, upon order of the county commissioners may remove said obstructions. The expense thereby incurred shall be paid in the first instance out of money levied and collected and available for highway purposes, and the amount thereof shall be certified to the proper officials to be placed upon the tax duplicate against the property of such owner, occupant or company, as provided by law, to be collected as other taxes, and the proper fund shall be reimbursed out of the money so collected, or the cost of removing such obstructions may be collected from the owner, occupant or company by civil action by the county commissioners or township trustees.

Removal of obstructions by railway, telephone or other public service companies.

Reconstruction or relocation.

All such persons, firms or corporations shall be required to reconstruct or relocate their properties or any part thereof upon such public highway, upon the order of the proper authorities if in the opinion of such authorities the same constitute an obstruction in such public highway.

Section 7205. Construction of sidewalks upon petition; expense.

SECTION 162. The county highway superintendent, upon the order of the county commissioners or township trustees, shall construct sidewalks of suitable materials, along the public highway, upon the petition of a majority of the abutting property owners, and the expense of the

Digitized by Google

construction of such sidewalks shall be paid by the county or township, and the abutting property owner or owners in such proportion as may be determined by the county commissioners or township trustees.

www.libtool.com.cn

Percentage property owners shall pay.

Provided, however, that the abutting property owners shall pay not less than twenty-five per cent. of the cost of said sidewalks, and the county commissioners or township trustees may assess all of the cost of said sidewalks against the abutting property owners in proportion to benefits accruing to such property.

Construction of sidewalk without petition; notice.

The county commissioners or township trustees may by unanimous vote, order the construction of sidewalks along the public highway, without a petition therefor, and may assess not to exceed seventy-five per cent. of the cost thereof against abutting property owners, provided, however, that notice shall first be given by publication for three successive weeks in some newspaper of general circulation within the county, stating that it is the intention of said county commissioners or township trustees to construct said sidewalks, and fixing a date for hearing on said improvement.

Notice to abutting property owners; hearing.

Notice to all abutting property owners shall be given by two publications in a newspaper of general circulation in said county at least ten days prior to the date fixed in said notice for the making of such assessments, and such notice shall state the time and place when abutting property owners will be given an opportunity to be heard with reference to said assessments, and the county commissioners or township trustees shall determine whether said assessments shall be paid in one or more installments.

Section 7206.

Grade and width of sidewalks, how established.

SECTION 163. The county highway superintendent is hereby authorized to establish the grade and width of sidewalks constructed along the highways within the county and to designate the character of construction, and shall have general supervision of the same. No provision hereinbefore made for the construction of sidewalks shall prevent the county commissioners or township trustees from granting permission to the abutting property owners to construct sidewalks in front of their properties and along the public highway, but such sidewalks shall be constructed subject to the approval of the county highway superintendent.

Construction by owners.

Section 7207.

Rights of entry by superintendent, commissioners and trustees for certain purposes.

SECTION 164. The county highway superintendent or anyone acting under his authority, when authorized by the county commissioners or township trustees, may enter immediately;

1. Upon any lands adjacent to any of the highways in the county for the purpose of opening an existing ditch or drain, or for digging a new ditch or drain for the free passage of water for the drainage of highways.

2. Upon any lands adjoining rivers, streams, creeks, lakes, reservoirs or ponds, to drive piles, throw up embankments, and perform such other labor as may be necessary

Digitized by Google

to keep such rivers, streams, creeks, lakes, reservoirs or ponds within their proper channels or basins, and to prevent their encroachment upon the highways, bridges or culverts.

3. Upon the lands adjoining a highway which, during the spring freshets or at a time of high water, are subject to overflow from such rivers, streams, or creeks, to remove or change the position of a fence or other obstruction preventing the free flow of water under or through a highway, bridge or culvert, whenever the county highway superintendent deems the same necessary for the protection of such highway, bridge or culvert.

4. Upon any lands adjacent to highways, to remove any fence or other obstruction which causes snow to drift upon such highway and erect snow fences or other devices upon such lands to prevent the drifting of snow in or upon such highway.

Section 7208. Agreement as to compensation and damages.

SECTION 165. When lands are entered upon under the provisions of the preceding section, the county highway superintendent shall agree with the owners of such lands, subject to the approval of the county commissioners or township trustees as to the amount of compensation and damages, if any, already sustained or to be sustained by such owner, and the amount of such compensation and damages so determined, shall be paid by the county or township.

How determined on failure to agree.

If the county highway superintendent is unable to agree with such owner upon the amount of compensation and damages thus already sustained or to be sustained the amount thereof shall be determined by the county commissioners or township trustees, as the case may be. The amount shall be fixed after a hearing of which said owner shall have notice. The owners of such lands shall have the right to appeal to the probate or common pleas court, on the question of compensation and damages as provided in the chapter of this act relating to road appeals.

Section 7209. Planting trees and shrubs may be permitted.

SECTION 166. The county highway superintendent may by a permit in writing, authorize the owners of property adjoining the highways, at their own expense, to locate and plant trees, shrubs and sow grass seed along such highway, subject to his approval as to kind, size and location.

Section 7210. Control of trees and shrubs outside of municipalities; exception; ownership.

SECTION 167. The county highway superintendent shall have control of all trees, shrubs and grass in the public highways of the county, but not within the limits of a municipality, and shall prosecute complaints for malicious injury to such trees, shrubs and grass. Provided, however, that the Ohio state agricultural or other proper department may, with the consent of the proper authorities, take charge of the care of such trees, and such department shall have authority with the consent of the proper authorities of the county or state, to plant trees along the public highway, and such department may use any funds available for

Digitized by Google

the development of forestry in the state to pay the expenses of the planting and care of such trees. The ownership of all trees so planted, shall remain in the public.

www.hutoolcom.cn

Section 7211. Construction of troughs and fountains.

SECTION 168. The county highway superintendent with the approval of the county commissioners or township trustees, may construct and maintain watering troughs and drinking fountains along the public highways at convenient points, and arrange to have the same supplied with fresh water, or may contract with property owners to maintain such watering troughs and drinking fountains under such condition and restrictions as may be required by said county highway superintendent.

Section 7212. Construction and repair of approaches and driveways.

SECTION 169. The owners or occupants of land shall construct and keep in repair all approaches or driveways from the public roads under the direction of the county highway superintendent, provided, however, that if, in the construction or improvement, maintenance and repair of any road, the approach or driveway of an abutting property owner is destroyed, the county commissioners or township trustees, shall compensate such abutting property owner or occupant of said lands for the destruction of such approach or driveway, or in lieu thereof, authorize the county highway superintendent to reconstruct the same.

Section 7213. Power to close highway, bridge or culvert during construction or repair; duties of superintendent.

SECTION 170. If it shall appear necessary to the county highway superintendent to close a highway, bridge or culvert, which is being constructed, improved, maintained or repaired, so as to permit the proper completion of such work, he shall execute a certificate and file the same with the county commissioners or township trustees. He shall state the necessity for the closing of such highway and describe the portion thereof to be closed. Not more than one mile of any such highway shall be closed at any time, unless the location of intersecting roads make necessary the closing of a greater length of such road. The county highway superintendent shall close the highway or cause the the same to be done, and shall thereupon erect suitable barriers, and post conspicuous notices to the effect that the highway is closed. The county highway superintendent shall, if practicable, provide a new location for and construct a temporary highway to be used by the traveling public, in lieu of the closed highway, and may erect temporary bridges and culverts when necessary. The temporary routes to be used shall be conspicuously marked by proper signs at all proper road crossings and forks. For the purpose of locating, constructing and erecting such temporary highways or bridges, the county highway superintendent or those acting under his authority may enter upon the lands adjoining or near to the closed highway, and may, with the approval of the county commissioners or township trustees, agree with the owners of such land as to damages, if any, caused thereby. If the county commissioners or township trustees are unable to agree with

Temporary highway; damages.

Digitized by Google

such owner upon the amount of damages thus sustained, the amount thereof shall be ascertained, determined and paid as in case of the condemnation of road materials.

CHAPTER VIII.

CONSTRUCTION, IMPROVEMENT, MAINTENANCE AND REPAIR OF ROADS AND BRIDGES BY THE STATE HIGHWAY DEPARTMENT.

Section 1178. SECTION 171. There shall be a state highway department for the purpose of affording instruction, assistance and co-operation in the construction, improvement, maintenance and repair of the public roads and bridges of the state, under the provisions of this chapter. The governor, with the advice and consent of the senate, shall appoint a state highway commissioner who shall serve for the term of four years, unless sooner removed by the governor. He shall give his whole time and attention to the duties of his office.

State highway department, its purposes; appointment of state highway commissioner; term.

Section 1179. SECTION 172. Before entering upon the duties of his office he shall give not less than two bonds to the state of Ohio in the aggregate sum of twenty thousand dollars, and conditioned upon the faithful discharge of the duties of his office, which bonds shall be in equal and proportionate amounts of said total sum of twenty thousand dollars. If surety bonds are given, the premium for said bonds shall be paid as a part of the expense of maintaining the department. Such bonds with the approval of the governor as to the sureties thereon, and with the approval of the attorney general as to the form thereof, and with the oath of office endorsed on each, shall be filed in the office of the secretary of state.

Bond and oath of office.

Section 1180. SECTION 173. The state highway commissioner shall be provided with suitable rooms for the use of the department. Such office shall be open at all reasonable times for the transaction of public business and be furnished by the state with necessary stationery, office supplies, fixtures, apparatus for testing material, engineering instruments and supplies. The salary of the state highway commissioner shall be four thousand dollars per annum. In addition to his salary, he shall be allowed his actual and necessary expenses incurred in the discharge of his official duties.

Office, equipment, salary and expenses.

Section 1181. SECTION 174. The state highway commissioner shall appoint three deputy highway commissioners, one of whom he shall designate as chief highway engineer and all of whom shall be competent civil engineers and serve during the pleasure of the commissioner. One of these deputy highway commissioners shall be experienced in road construction and improvement, and acting under the direction of the highway commissioner, shall have supervision of all matters pertaining to road construction and improvement as provided for in this chapter. Another of said

Appointment of deputies, their qualifications, salary and duties.

Digitized by Google

deputies shall be experienced in road maintenance and repair, and acting under the direction of the state highway commissioner shall have supervision of all matters pertaining to road maintenance and repair. Another of said deputies shall be experienced in the design, construction, maintenance and repair of culverts and bridges, and acting under the direction of the state highway commissioner, shall have supervision of all matters pertaining to the design, construction, maintenance and repair of culverts and bridges. The deputy highway commissioners in addition to performing the duties above assigned to them, shall perform such other duties in connection with this department as may be designated by the state highway commissioner. The salary of each of said deputy highway commissioners shall be three thousand dollars per annum. In addition to their salaries, the deputy highway commissioners shall each be paid their actual traveling expenses not to exceed one thousand two hundred dollars in any one year. The state highway commissioner shall require each deputy highway commissioner to give bond in the sum of five thousand dollars with such sureties as he approves.

www.libtool.com.cn

Section 1182. Appointment of division engineers; salaries.

SECTION 175. The state highway commissioner may also, within the limits of the appropriations made by the general assembly, appoint as many division engineers as may become necessary to carry out the provisions of this chapter. Each of said division engineers shall be paid a salary of not more than two thousand five hundred dollars per annum. Said state highway commissioner may also appoint a chief clerk who shall receive a salary of two thousand dollars per annum, and a secretary who shall receive a salary of two thousand dollars per annum. The state highway commissioner may appoint as many additional clerks or stenographers and such superintendents, inspectors and other employes, and may purchase such equipment within the limits of appropriations as he may consider necessary to carry out the provisions of this chapter. Each of said employes shall be paid a salary to be fixed by the state highway commissioner, within the limits of the appropriations made by the general assembly. All appointees and employes for whom provision is made in this and the preceding sections of this act shall receive their actual and necessary expenses when on official business, but such expenses shall have been first authorized by the state highway commissioner and shall be approved by him before a warrant is issued for the payment of the same.

Clerks and stenographers.

Section 1183. Bond of employes.

SECTION 176. Each of said employes appointed by the state highway commissioner, may be required to give bond in such sum as the state highway commissioner may determine. Such bonds shall be conditioned upon the faithful discharge of the duties of their respective positions, and such bonds shall be approved by the state highway commissioner. These bonds, with the approval of the state highway commissioner, as to sureties, and the approval of

Digitized by Google

the attorney general as to form, shall be filed in the office of the secretary of state. If the bond furnished by such officers or employes is a surety bond, the premium thereon shall be paid out of the contingent expense fund or other funds of the department.

www.ADOOL.com.cn

Section 1184. SECTION 177. The state highway commissioner shall have general supervision of the construction, improvement, maintenance and repair of all inter-county highways and main market roads, and the bridges and culverts thereon. He shall aid the county commissioners in establishing, creating and preparing suitable systems of drainage for highways, and advise with them as to the construction, improvement, maintenance and repair of highways; and he shall approve the design, construction, maintenance and repair of all bridges, including superstructure and substructure, and culverts or other improvements on inter-county or main market roads; and in the case of bridges and culverts on other roads, when the estimated cost thereof exceeds ten thousand dollars, the plans therefor shall be submitted to and approved by him, before contracts are let therefor. He shall cause plans, specifications and estimates to be prepared for the construction, maintenance or repair of bridges and culverts when so requested by the authorities having charge thereof, and he shall cause to be made surveys, plats, profiles, specifications and estimates for improvements whether upon state, county or township roads. He shall make inquiry in regard to systems of road and bridge construction and maintenance wherever he may deem it advisable and conduct investigations and experiments with reference thereto, and make all examinations, in his opinion, advisable, as to materials for road construction or improvement.

General powers and duties of commissioner.

Whenever the same will in his judgment facilitate or secure economy in the work of his department, the state highway commissioner may establish branch offices at such times and localities as seem most suitable and designate assistants or other employes to have charge of the same.

Branch offices may be established.

Section 1185. SECTION 178. The state highway commissioner may, either in person or through a representative of the department, respond to invitations to give addresses and lectures before bodies interested in highway improvements, and he may call public meetings to be held within each county of the state for the purpose of affording instruction in matters pertaining to road and bridge construction, improvement, maintenance and repair. Such called meetings shall be conducted by the state highway commissioner, or his authorized representative. Upon receipt of notice from the state highway commissioner fixing the date for such meeting, the county highway superintendent shall notify the county commissioners, township highway superintendents, trustees of each township and ditch superintendents to be present at such meeting. Each of said officials shall be paid in the regular manner his per diem allowance for attend-

Addresses and lectures for instruction; calling public meetings.

Digitized by Google

ing such meetings. The commissioner may prepare, publish and distribute such bulletins and reports as he may deem advisable.

www.lawtool.com.cn

Section 1186. SECTION 179. The apparatus and supplies of the college of agriculture and engineering of the Ohio state university, may be used by the state highway commissioner or any of his employes in making investigations concerning the chemical and physical character of road and bridge materials. The college of agriculture and engineering of the Ohio state university, when called upon by the state highway commissioner, shall make investigation and conduct experiments with reference to road building materials or for the purpose of determining any matters connected with road or bridge construction. The highway commissioner shall co-operate as far as possible with said university in any course offered in highway engineering.

Apparatus, supplies and employes of O. S. U. may be used.

Section 1187. SECTION 180. The state highway commissioner or chief highway engineer, may call upon the county highway superintendent, at any time, to furnish a map or maps of the county showing distinctly the location of any rivers, railroads, streams, township lines, cities, villages, public highways and deposits of road material, together with any other information that may be required by said commissioner or engineer. Such information shall be furnished in such form as the state highway commissioner may require. A copy of such maps, plats or other information shall be kept on file in the office of the county highway superintendent.

Maps, plats and information furnished by county superintendent.

Section 1188. SECTION 181. The county highway superintendent shall have the right to call upon the township trustees or township highway superintendents to furnish any part of the information called for by the preceding sections, and such officials when so called upon to furnish such information shall be paid their usual per diem in the regular manner for the time employed in furnishing the same.

Information furnished by township trustees.

Section 1189. SECTION 182. The inter-county highways and main market roads heretofore established by law, shall continue to be and remain a part of the system of inter-county highways and main market roads of the state unless changed in the manner hereinafter provided. In addition to the inter-county highways and main market roads heretofore established under authority of law, and as shown by the records in the office of the state highway department, and by the reports filed with the governor relating thereto, the state highway commissioner shall have authority to designate additional inter-county or main market roads or change existing inter-county roads after hearing and notice as hereinafter provided. Before establishing any additional main market or inter-county roads or making any changes in existing inter-county or main market roads, the commissioner shall give notice by publication in two newspapers of general circulation in each of the counties in which said inter-county or main market road or some part thereof is located,

Inter-county highways and main market roads remain as established.

Notice of additions or changes.

Digitized by Google

by publication, at least once each week, for three successive weeks. Such notice shall state the time and place of such hearing, which shall be held in the county, or one of the counties in which said road or some part thereof is situated, and shall further state the route of the proposed inter-county or main market road or the change proposed to be made in an existing inter-county or main market road. Any changes made in existing inter-county or main market roads or any additional inter-county or main market roads established by the commissioner shall be certified to the counties interested therein, and the report of the commissioner making such change or establishing such road shall be placed on file in the office of the department.

www.hpiool.com.cn

Section 1190. SECTION 183. Any person employed in the execution of any survey authorized by the state highway commissioner or chief engineer may, without doing unnecessary injury thereto, enter upon any lands within the state for the purpose of inspecting, surveying, leveling or doing any work deemed necessary to carry out the provisions of this chapter. If the person, firm or corporation whose premises are entered upon for the purposes aforesaid, makes any claim for compensation or damages for injury thereto, and the parties cannot agree as to the amount to be paid for such compensation or damages, either party may petition the probate court of the county in which such land is situated, and the court shall appoint a time for a preliminary hearing on said petition, and shall notify the parties interested, and he shall fix a time for hearing of the matter in controversy, and the court may view the premises if he sees fit, and shall hear evidence relating thereto, and shall assess such compensation or damages, if any, as the court deems just. When a petition is filed with the probate court he shall require the party filing such petition to give bond in such sum as he may fix to cover costs of the proceedings on appeal. If either party is not satisfied with the judgment of the court, he may ask for a jury trial, and the court shall thereupon cause a jury to be summoned as provided by law relating to appeals in road cases, and thereupon the trial shall proceed as provided in the law relating to such cases.

Right of entry by commissioner or engineers on lands; damages.

Section 1191. SECTION 184. The commissioners of any county may make application to the state highway commissioner for aid from any appropriation by the state, from any fund available for the construction, improvement, maintenance or repair of inter-county highways. Such application shall be filed prior to January first of the calendar year in which such appropriation may be made or become available. If the county commissioners have applied for such aid prior to January first, and upon examination of the application by the state highway commissioner it is found to be irregular, it shall be the duty of such commissioner to immediately notify the board of county commissioners and request that they make the proper correction or amend the petition and return the same to the office of the state high-

Application for state aid.

Digitized by Google

www.ohiolegislature.com

State commissioner may construct or repair when local officers fail to make application; assessment; notice.

way commissioner within thirty days thereafter. If the county commissioners or township trustees do not make application for the apportionment to such county on or before the first day of May, then the state highway commissioner shall enter upon and construct, improve, maintain, or repair any of the inter-county highways or parts thereof in said county, either by a contract, force account or in such manner as the state highway commissioner may deem for the best interests of the public, paying the full cost and expense thereof, except that portion to be assessed against abutting property owners, from the apportionment of the appropriation due said county and unused or unapplied for by said county or any board of trustees thereof, as hereinafter provided. When a part of the inter-county highway system or main market road system of the state is improved by the state, by contract or force account, without the co-operation with a county or some township thereof, ten per cent. of the cost of said construction or improvement shall be assessed against the land abutting thereon according to the benefits, provided the total amount assessed against any owner of abutting property shall not exceed thirty-three per cent. of the valuation of such abutting property for the purposes of taxation. The state highway commissioner shall make a tentative apportionment of the assessment and give notice to said abutting property owners by publication in a newspaper of general circulation in the county in which said improvement is situated, of the time and place for hearing on said apportionment. When said assessments have been approved as so apportioned by the engineer or as modified by the commissioner, the same shall be certified to the county auditor of the county in which such abutting property is situated, to be by him placed upon the duplicate against said land and paid in two equal annual payments. Said assessments when collected by the county treasurer shall be paid into the state treasury to reimburse the state for the money advanced by it on account of said improvement.

Section 1192.

When township trustees may make application.

SECTION 185. In case the county commissioners do not file any application for state aid before January first of any year in which the funds will be available for the construction, improvement, maintenance or repair of some one or more of the inter-county highways or main market roads, then the board of township trustees of any township within the county may file such application, and the state highway commissioner may co-operate with such trustees in the construction or improvement of said highway in the manner hereinafter provided in cases where the county commissioners make such application.

Section 1193.

Certified resolution and agreement must accompany application.

SECTION 186. Each application for state aid in the construction, improvement, maintenance or repair of inter-county or main market roads, shall be accompanied by a properly certified resolution of the county commissioners or township trustees stating that the public interest de-

Digitized by Google

mands the improvement of the inter-county or main market roads therein described, which may include any portion of a highway in the limits of any village, when the same is a continuation of the proposed improvement, and the consent of the village has been first obtained. Provided, however, that when all the inter-county highways within the county have been improved to the standard specified by the state highway commissioner, then said state highway commissioner shall designate additional inter-county highways or main market roads in said county, in the manner provided in this chapter. Each application for state aid shall also contain an agreement on the part of the county commissioners or township trustees to pay one-half of the cost and expense of surveys and other expenses preliminary to the construction, improvement, maintenance or repair of said highway.

Amount which may be expended by local authorities; conditions.

Section 1194. SECTION 187. The county commissioners or township trustees may expend any amount available by law for the construction, improvement, maintenance or repair of inter-county highways or main market roads within the county, providing the county commissioners or township trustees by resolution agree to pay the cost and expense of said improvement over and above the amount received from the state, and the amount assessed against abutting property owners, and the amount so contributed by the county or township shall be expended in the same manner as state aid money.

Approval of application.

Section 1195. SECTION 188. If upon the receipt of an application for state aid, the highway commissioner approves of the construction, improvement, maintenance or repair of such inter-county or main market roads or any part thereof, the state highway commissioner shall certify his approval of the application, or any part thereof to the county commissioners or the township trustees. Any application or part thereof not so approved shall remain on file, and be available for future approval until withdrawn with the consent of the state highway commissioner or disapproved by him. Any application or part thereof not approved or withdrawn may be considered in the apportionment of state aid money to any county for any succeeding year, and any inter-county or main market highway or part thereof described therein may be constructed, improved or repaired at any future time under the provisions of this chapter.

Map, plans and specifications prepared.

Section 1196. SECTION 189. If the state highway commissioner approves the application or part thereof, he shall, if necessary, cause a map of the highway in outline and profile to be made and indicate thereon any change of existing lines if he deems it of advantage to make such change. He shall cause to be made plans, specifications, profiles, and estimates for said improvement.

Bridges and culverts; plans and specifications; apportionment of costs.

Section 1197. SECTION 190. The state highway commissioner shall cause plans, specifications and estimates to be made for the construction or improvement of all bridges and culverts

Digitized by Google

upon the section of highway to be improved. The cost of the construction or improvement of such bridge or culvert shall be apportioned equally between the state and county unless the county has by resolution agreed to pay more than one-half of the cost of said improvement. Provided, however, that in all cases where the improvement is made upon the application of the township trustees, then the township shall pay one-half of the cost of said improvement unless a different apportionment has been agreed upon between the state and township. The state highway commissioner shall, so far as is possible, standardize the plans and specifications for the construction of bridge and culverts, and shall furnish such plans and specifications with estimate of cost of construction to the county commissioners or township trustees upon application for use upon any of the highways of the county or township.

Section 1198. Width of improved roadway; improving added width.

SECTION 191. The improved portion of such inter-county or main market highway shall not be less than ten nor more than twenty feet in width unless for special reasons the state highway commissioner requires a greater width. The highway shall be improved to a greater width than twenty feet, if there is filed with the application a petition signed by the owners of twenty-five per cent. or more of the lineal feet of property abutting that portion of the highway to be constructed to said increased width, requesting that the added cost and expense of such improvement be assessed against the owners of property abutting on that portion to be constructed to the increased width. The county commissioners or trustees of townships in which the highway is situated may agree to pay the added cost and expenses of constructing or improving said highway to such increased width, or such county commissioners and township trustees may jointly agree to pay the increased cost of said improvement or any part thereof, and the abutting property owners may by petition ask for the construction of said improvement to the increased width provided for and request that that portion of the cost thereof not assumed by the county commissioners or township trustees or either of them be assessed against said abutting property owners. The portion of the cost and expenses of said improvement to be assessed against the abutting property owners shall be assessed by the township trustees in the manner hereinafter provided, and such assessment shall be in addition to any other assessments on account of said improvement as herein provided. If the abutting property owners petition for more expensive improvement, or more expensive material than that intended to be placed on the highway by the highway commissioner, they shall have such power provided they agree in such petition to pay the added expense thereby occasioned, the added cost to be assessed upon the abutting property as in other cases.

Digitized by Google

Section 1199. Transmittal of maps, plans, estimates, etc., to local authorities.

SECTION 192. Upon the completion of the maps, surveys, profiles, plans, specifications and estimates for the construction or improvement of said highway, bridge or culvert, the state highway commissioner shall cause the same to be transmitted to the county commissioners or township trustees with the certificate of approval of said commissioner endorsed thereon.

Section 1200. Resolution by local authorities.

SECTION 193. Upon the receipt of the surveys, maps, plans, profiles, specifications and estimates for the proposed improvement, the county commissioners or township trustees may by resolution adopt the same, and provide that said highway, bridge or culvert be constructed under the provisions of this chapter. A certified copy of such resolution shall be transmitted to the state highway commissioner.

Section 1201. Right of way; procedure in obtaining.

SECTION 194. If the line of the proposed improvement deviates from the existing highway, or if it is proposed to change the channel of any stream in the vicinity of such improvement, the county commissioners or township trustees making application for such improvement must provide the requisite right of way. If the board of county commissioners or township trustees are unable to agree with the owner or owners of such land or property as may be necessary for such change or alteration, or if additional right of way is required for the same, and the county commissioners or township trustees are unable to agree with the owner or owners of the land or property in question then the board of county commissioners or township trustees, as the case may be, may by resolution declare it necessary to condemn and appropriate for public use such land or property, and shall proceed to fix what they deem to be the value of such land or property sought to be condemned or appropriated, and deposit the value thereof with the probate court of the county for the use and benefit of such owner or owners, and thereupon the board of county commissioners or township trustees shall be authorized to take immediate possession of and enter upon said lands for the purpose aforesaid. The probate judge shall forthwith notify such owner or owners of the amount of money deposited with him on account of the land or property sought to be condemned or appropriated and upon application of such owner or owners he shall turn over to them the amount of moneys so deposited with him on account of the land or property sought to be taken. The probate judge may cause notice of such action to be served upon such owner or owners by the sheriff or any other person that he may direct. Proof of service shall be made by affidavit of the person making such service. In case the owner or owners are non-residents the probate judge shall give notice of the deposit of such money by publication for one week in some newspaper of general circulation in said county. A copy of such newspaper shall be forthwith mailed to such non-resident owner or owners, if their address is known to the

Digitized by Google

probate court. If the address of such non-resident owner or owners is known the date of mailing shall be considered the date of service, and if the address of such non-resident owner or owners is unknown, the date of publication shall be considered the date of service for the purpose of fixing the time for appeal. If the owner or owners of such land or property are not satisfied with the amount fixed by such county commissioners or township trustees, they shall, within ten days after the service of such notice of the allowance aforesaid, appeal to the probate court of the county in which such land or property, or some part thereof is located, and the probate court upon the filing of such appeal shall fix the appeal bond which shall be furnished within five days after the same is fixed by the court, and thereupon a jury trial shall be had in the manner provided for appeals in road cases.

Section 1202. Improvement without co-operation with local authorities; proceedings.

SECTION 195. If the state highway commissioner proposes to improve an inter-county or main market road without the co-operation of the county commissioners or township trustees, and it is necessary as a part of the proposed improvement of the said highway, bridge or culvert, to acquire or appropriate lands or property, and the state highway commissioner is unable to agree with the owner or owners of such land or property as to the value thereof, the said highway commissioner may proceed to condemn such land or property in the manner hereinbefore fixed for county commissioners and township trustees. The state highway commissioner may condemn materials for road purposes in like manner.

Section 1203. Commissioners and trustees not prohibited from making improvement.

SECTION 196. Nothing in this chapter shall be construed as prohibiting the county commissioners or township trustees from constructing, improving, maintaining or repairing any part of the inter-county highways within such county or township; provided, however, that the plans and specifications for the proposed improvement shall first be submitted to the chief highway engineer and shall receive his approval; and provided further, that whenever forty per cent. of the mileage of all the roads of any county are improved by the use of gravel, broken stone, slag, brick, cement and bituminous products or the aggregate of any of these, to a standard established by the county commissioners and approved by the county highway superintendent, and the county commissioners appropriate an equal sum for the purpose of constructing, improving, maintaining or repairing all or any part of the inter-county highways within such county, then, on request of the county commissioners, which request shall be accompanied by a certificate signed by the county highway superintendent and reciting that at least forty per cent. of the mileage of all the roads of the county have been improved, as provided herein; and a certified copy of a resolution duly adopted by the county commissioners, which resolution shall contain an agreement upon the part of the county commis-

Plans and specifications must be submitted to and approved by chief highway engineer; procedure.

Digitized by Google

sioners to expend the sum realized therefrom, and the sum appropriated by the county commissioners in accordance with plans and specifications approved by the state highway engineer, as herein provided; and a certificate signed by the county auditor and reciting that the sum appropriated by the county commissioners is in the county treasury and has not been otherwise appropriated, or has been levied, placed upon the duplicate and is in process of collection, the state highway commissioner shall order the apportionment of any appropriation by the state or of any funds available for the construction, improvement, maintenance or repair of inter-county highways, due or to become due and available for such county as state aid, paid into the treasury of said county. The state highway commissioner shall issue his voucher therefor upon the auditor of state against any such fund and the auditor shall issue his warrant therefor upon the state treasurer and deliver the same to the treasurer of such county. The sum realized therefrom shall be deposited to the credit of the road fund of said county together with the sum appropriated by such county and both sums shall be used by the commissioners in the construction, improvement, maintenance or repair of such inter-county highways within the county, in accordance with plans and specifications approved by the state highway engineer as herein provided.

Section 1204. Petition by abutting owners; state aid.

SECTION 197. If the owners of twenty-five per cent. or more of the lineal feet abutting on an inter-county highway or main market road, petition the county commissioners for its construction, improvement, maintenance or repair under the provisions of this chapter, the county commissioners shall grant the petition if they are of the opinion that the improvement will be for the best interest of the public, and shall thereupon make application to the state highway commissioner for state aid as hereinbefore provided. The county commissioners may, without the presentation of any petition, make application to the state highway commissioner for aid in the construction of inter-county highways or main market roads under the provisions of this chapter and nothing herein shall in any way restrict their right to make such application.

Section 1205. Hearing when two or more petitions are filed.

SECTION 198. If two or more petitions are filed with the county commissioners asking for the construction; improvement, or repair of an inter-county road, the county commissioners upon the request of at least five of said petitioners, shall fix a date for a public hearing on said petition, and shall notify the state highway commissioner and shall give at least ten days' notice by publication of the date and place of hearing on such petitions. At such hearing the parties interested in the various petitions filed for state aid, in the construction, improvement or repair of inter-county roads, shall be given an opportunity to be heard either for or against either of the proposed improvement.

Digitized by Google

Section 1206. Advertisement for bids; award of contract.

SECTION 199. Upon the receipt of a certified copy of the resolution of the county commissioners or township trustees, that such improvement be constructed under the provisions of this chapter, the state highway commissioner shall advertise for bids for two consecutive weeks in two newspapers of general circulation and of the two dominant political parties published in the county or counties in which the improvement, or some part thereof is located, if there be any such papers published in said counties, but if there be no such papers published in said counties then in two newspapers having general circulation in said counties, and such commissioner shall also have authority to advertise for bids in such other publications as he may deem advisable. Such notices shall state that plans and specifications for the improvement are on file in the offices of the state highway commissioner and the county highway superintendent, and the time within which bids therefor will be received.

The state highway commissioner shall award the contract to the lowest and best bidder.

Section 1207. Opening bids; readvertisement.

SECTION 200. No contract for any improvement shall be awarded for a greater sum than the estimated cost thereof. The bids received for an improvement shall be opened at the time stated in the notice and the bids shall conform to such other requirements as the state highway commissioner may direct. If no acceptable bid is made within the estimate, the state highway commissioner may either readvertise the work or amend the estimate, and certify the same to the county commissioners, and upon their adoption of the amended estimate, again proceed to advertise for bids, and award the contract as provided in the preceding section. The state highway commissioner may, under the provisions of this chapter, contract for the construction or improvement of bridges and culverts or of the grade required in connection with an improvement and may defer making contracts for the remainder of said improvement until such grade has become stable and solid.

Section 1208. Bond of contractor required.

SECTION 201. The state highway commissioner may reject all bids. Before entering into a contract the commissioner shall require a bond with sufficient sureties, conditioned that the contractor will perform the work upon the terms proposed within the time prescribed, and in accordance with the plans and specifications thereof, and that the contractor will indemnify the state, county or township against any damage that may result by reason of the negligence of the contractor in making said improvement. Such bond shall also be conditioned for the payment of all material and labor furnished for or used in the construction of the road for which such contract is made, and which is furnished to the original contractor or sub-contractor, agent or superintendent of either engaged in said work. The bond may be enforced against the person, persons or company executing such bond by any claimant for

Digitized by Google

labor or material, and suit may be brought on such bond in the name of the state of Ohio on relation of any claimant within one year from the date of delivering or furnishing such labor or material, and such bonds or sureties thereon shall not be released by the execution of any additional surety, note or other instrument on account of such claim or for any reason whatsoever, except the full payment of such claim for such labor or material. In no case shall the state be liable for damages sustained in the construction of any improvement under this chapter.

Section 1209. SECTION 202. If, in the opinion of the state highway commissioner, the contractor has not commenced his work within a reasonable time, or does not carry the same forward with reasonable progress, or is improperly performing his work, or has abandoned, or fails or refuses to complete a contract entered into under the provisions of this chapter, the state highway commissioner shall have full power and authority to enter upon and construct said improvement either by contract, force account or in such manner as he may deem for the best interest of the public, paying the full costs and expense thereof from the balance of the contract price unpaid to said contractor, and in case there is not sufficient balance to pay for said work, the state highway commissioner shall require the contractor or the surety on his bond to pay the cost of completing said work. It shall be the duty of the attorney general or the prosecuting attorney of the county in which said improvement or some part thereof is situated, upon request of the state highway commissioner, to collect the same from the contractor and the surety on his bond.

State highway commissioner shall construct when contractor fails; suit on bond.

Section 1210. SECTION 203. The foregoing provision relating to advertising for bids shall apply to the letting of a contract for extra work, resulting from unforeseen contingencies, not included in the original contract, provided the estimate of the cost and expense of such work amount to one thousand dollars or more. If the estimate is less than one thousand dollars, and more than two hundred dollars, fifteen days' notice of the letting of the work shall be given by posting it on a bulletin board, or writing it on a blackboard in a conspicuous place in the office of the county highway superintendent and the county commissioners of the county where the proposed work is located, stating the nature of the work, and when and where proposals in writing will be received. Plans and specifications for such extra work shall be kept on file at the office of the county highway superintendent during the fifteen days for which the same is being advertised and be open to public inspection. If the estimated cost and expense of the extra work does not exceed two hundred dollars, it may be let by the state highway commissioner at private contract without publication or notice thereof. If the state highway commissioner decides and the county commissioners by resolution adopted by majority vote and entered upon their jour-

Provisions apply to contracts for extra work.

Digitized by Google

nal, declare that an emergency exists which in their judgment will not permit of the delay necessary to advertise said extra work either by posting or newspaper publication and the chief highway engineer shall in writing declare that an emergency exists, such a declaration shall be entered on the journal of the department, and such contract for extra work may then be let without any advertising whatever, but such contract so let shall be absolutely void unless the provisions hereof shall be strictly followed.

Section 1211. Apportionment of costs.

SECTION 204. Upon completion of the improvement, the chief highway engineer shall immediately ascertain the cost and expense thereof, and apportion the same to the state, county, township or townships and abutting property. He shall certify the total cost and expense of the improvement, and his apportionment thereof to the county commissioners, and the trustees of the township or townships interested therein.

Section 1212. How proportions of cost paid.

SECTION 205. The state's proportion of the cost and expense of the construction, improvement, maintenance or repair of a highway under the provisions of this chapter, shall be paid by the treasurer of state upon the warrant of the auditor of state. The warrant of the auditor shall be issued upon the requisition of the state highway commissioner and be paid from any appropriation or funds available to carry out the provisions of this chapter. The proportion of the cost and expense of construction, improvement, maintenance or repair to be made by the county, township and property owners, shall be paid by the treasurer of the county in which the highway is located upon the warrant of the county auditor, issued upon the requisition of the state highway commissioner. Such warrant shall be paid from any funds in the county treasury, available for the construction, improvement, maintenance or repair of roads, bridges and culverts within the county, and not otherwise specifically appropriated. Where the improvement has been made upon the application of the township trustees the proportion of the cost and expense of such construction, improvement, maintenance and repair to be made by the township and property owners shall be paid by the treasurer of the township in which the highway is located upon the order of the township clerk issued upon the requisition of the state highway commissioner. The payment of the cost of the construction of such improvement shall be made as the work progresses upon estimates made by the engineer in charge of such improvement, and upon approval of the state highway commissioner. No payment by the state, county or township, on account of a contract for any improvement under this chapter shall, before the completion of said contract, exceed eighty-five per cent. of the value of the work performed to the date of such payment. Fifteen per cent. of the value of the work performed shall be held until the final completion of

Digitized by Google

the contract in accordance with the plans and specifications.

Section 1213. When state shall pay fifty per centum.

SECTION 206. Whenever there are one or more improvements to be made in a county, and the cost and expense thereof does not exceed twice the amount apportioned by the state to a county, then the state shall pay fifty per cent. of such cost and expense.

Whenever there are one or more improvements to be made in a county, and the cost and expense thereof exceeds twice the amount apportioned by the state to a county, then the state shall pay such proportion of the cost of said improvement or improvements as may be agreed upon by the state highway commissioner and the county commissioners or township trustees.

Section 1214. How cost and expense apportioned; notice of apportionment.

SECTION 207. Except as otherwise provided in this chapter, the county shall pay twenty-five per cent. of all cost and expense of the improvement. Fifteen per cent. of the cost and expense of such improvement, except the cost and expenses of bridges and culverts, shall be apportioned to the township or townships in which such road is located. Ten per cent. of the cost and expense of improvement, excepting therefrom the cost and expense of bridges and culverts shall be a charge upon the property abutting on the improvement, provided the total amount assessed against any owner of abutting property shall not exceed thirty-three per cent. of the valuation of such abutting property for the purposes of taxation. The township trustees shall apportion the amount to be paid by the owners of the abutting property according to the benefits accruing to the owners of the land so located. At least ten days' notice of the time and place of making such apportionment shall be given to the persons affected thereby, and an opportunity given them to be heard. The township trustees shall cause a notice to be served upon abutting property owners, stating the time and place for hearing on the apportionment and the amount to be paid by each abutting property owner. In case any of the abutting property owners are non-residents, such notice shall be given by one publication in some newspaper of general circulation in the county. If the improvement lies in two or more townships, the amount to be paid by each, shall be apportioned according to the number of lineal feet of the improvement lying in each township.

The trustees shall determine the number of installments in which such assessments shall be paid, not exceeding ten semi-annual payments.

When bonds are issued in anticipation of taxes and assessments the interest thereon shall be treated as a part of the cost and expense of the improvement and apportioned among the county, the township or townships, and the specially benefited property in the proportions to which they severally contribute to the payment of the total cost

Digitized by Google

and expense thereof not paid by the state under the provisions of this or any other section.

Section 1215. Assessment of canal, street or steam railway property.

SECTION 208. Where property is separated from a road improvement by a canal, street railway, steam railway or in any other similar manner, such property shall be regarded for the purposes of assessment under the provisions of this chapter as property bounding and abutting upon said improvement, and both such strip of land owned or occupied by such street railway or steam railway and the land lying back thereof shall be assessed on account of said improvement as provided herein.

Section 1216. Assessment certified by trustees; collection.

SECTION 209. The township trustees shall certify the assessments so made to the county auditor, who shall place them upon the tax duplicate against the several properties benefited as shown by said assessment list. The county treasurer shall collect such assessments in the same manner as other taxes are collected. The township trustees shall pay to the county the portion of the cost and expense apportioned to the township, in the same manner as other claims against the township are paid.

Section 1217. Waiver by commissioners and trustees.

SECTION 210. The county commissioners of a county in which a highway is constructed or improved, under the provisions of this act, may, by resolution, waive a part or all of the apportionment of the cost and expense of such highway as herein provided to be paid by the township or townships, and assume a part or all of the cost and expense of such highway improvement, in excess of the amount received from the state, up to the entire cost and expense of such improvement without any assessment or charge whatever upon the township or townships. The township trustees of a township in which a highway is constructed under the provisions of this chapter, may, by resolution, waive a part or all of the apportionment of the cost and expense of such highway as herein provided to be paid by the county, and assume any part or all of the cost and expense of such highway improvement, in excess of the amount received from the state without any assessment upon the county.

Where the application for said improvement is made by the township trustees, the state may assume all or any part of the county's proportion of the cost of said improvement. In no case shall the property owners abutting upon said improvement be relieved by the state, county or township, from the payment of ten per cent of the cost and expense of such improvement, excepting therefrom the cost and expense of bridges and culverts, provided the total amount assessed against any abutting property does not exceed thirty-three per cent of the valuation of such abutting property for the purposes of taxation.

Section 1218. How contracts shall be made and entered into.

SECTION 211. Each contract under the provisions of this chapter except as otherwise provided in section 156 of this act shall be made in the name of the state and executed on its behalf by the state highway commissioner and

Digitized by Google

attested by the secretary of the department. No contract shall be let by the state highway commissioner in a case where the county commissioners or township trustees are to contribute a part of the cost of said improvement, unless the county commissioners of the county in which the improvement is located shall have made a written agreement to assume in the first instance that part of the cost and expense of said improvement over and above the amount to be paid by the state. Where the application for said improvement has been made by the township trustees, then such agreement shall be entered into between the state highway commissioner and the township trustees. Such agreement shall be filed in the office of the state highway commissioner with the approval of the attorney general endorsed thereon as to its form and legality.

www.hftool.com.cn

Section 1219. Survey of proposed improvement; division of expense.

SECTION 212. The chief highway engineer may direct the county highway superintendent to make the necessary surveys and plans for the proposed highway improvement. The expense of such surveys and plans shall be equally divided between the state and county, except in cases where the improvement is being made on application of the township trustees, in which case the expense of such plans and surveys shall be equally divided between the state and township. The county highway superintendent, with the approval of the chief highway engineer, may employ such assistants as are necessary to prepare such plans and surveys, and also, with like approval, such superintendents and inspectors as may be necessary in the construction of said improvement. Each of said assistants, superintendents and inspectors shall receive such pay as the chief highway engineer may determine. All work in connection with such improvement shall be done under the direction of the chief highway engineer. The expense of supervision and inspection of said improvement shall be apportioned on the same basis as the cost of construction.

Section 1220. Application by two or more counties; apportionment of expense.

SECTION 213. The board of county commissioners of two or more counties interested, may make application to the state highway commissioner for the construction, improvement, maintenance or repair of inter-county or main market roads upon a county line. The cost and expense of the construction of such improvement, over and above the amount to be paid by the state shall be equitably apportioned by the state highway commissioner between the counties interested therein. The part of the cost and expense adjudged to each county shall be apportioned between the county and the township or townships interested, and the abutting property owners in the same proportion as if the improvement was wholly within one county. Two or more townships may make application for state aid in the construction or improvement of inter-county or main market roads upon a county or township line, and all the provisions of law relating to an improvement upon the ap-

Digitized by Google

plication of a board of county commissioners or two or more boards of commissioners shall apply so far as applicable.

www.libtool.com.cn

Section 1221. SECTION 214. The state highway improvement fund produced by the levy hereinafter provided for, shall be applied to the construction, improvement, maintenance and repair of the inter-county and main market road systems as follows:

How state highway improvement fund shall be applied.

1. Seventy-five per cent of all the money paid into the treasury by reason of the levy for the state highway improvement fund shall be used for the construction, improvement, maintenance and repair of the inter-county highways as the same have been heretofore designated or as they may hereafter be established or located by the state highway commissioner in the manner provided by law, and for the maintenance of the state highway department, including the state's portion of the salaries of the county highway superintendents. Money appropriated or available for inter-county highways shall be equally divided among the counties of the state.

2. Twenty-five per cent of all the money paid into the treasury of the state by reason of the levy for the state highway improvement fund shall be used for the construction, improvement, maintenance and repair of the main market roads of the state as the same have been heretofore designated or as they may hereafter be established or located by the state highway commissioner in the manner provided by law. The money to the credit of the state highway improvement fund for use on the main market roads of the state as herein provided shall be so expended as to distribute equitably, as far as practicable, the benefits from such expenditure to the different sections and counties of the state.

Application of funds derived from registration of automobiles.

3. The funds derived from the registration of automobiles shall be equally divided and one-half shall be applied, and used, as provided in this section, in the maintenance and repair of the inter-county highways and one-half to the maintenance and repair of the main market roads of the state. From the part of the funds appropriated for use on the main market roads the state commissioner is empowered to establish a system of maintenance to be organized in such manner as the state highway commissioner may provide.

Section 1222. SECTION 215. For the purpose of providing a fund for the payment of the county's proportion of the cost and expense of the construction, improvement, maintenance and repair of highways under the provisions of this chapter, the county commissioners are hereby authorized to levy a tax, not exceeding one mill, upon all taxable property of the county. Said levy shall be in addition to all other levies authorized by law for county purposes, but subject, however, to the limitation upon the combined maximum rate for all taxes now in force.

Tax levy to provide county's proportion.

Digitized by Google

Tax levy to provide township's proportion.

For the purpose of providing a fund for the payment of the proportion of the cost and expense to be paid by the township or townships for the construction, improvement, maintenance or repair of highways under the provisions of this chapter, the township trustees are authorized to levy a tax, not exceeding two mills, upon all taxable property of the township in which such road improvement or some part thereof is situated; such levy shall be in addition to all other levies authorized by law for township purposes and shall be outside of the limitation of two mills for general township purposes, but subject, however, to limitation upon the combined maximum rate for all taxes now in force.

A county or township may use any moneys lawfully transferred from any fund in place of the taxes provided for under the provisions of this section.

Bond issue in anticipation of tax levies and assessments.

Section 1223. SECTION 216. The county commissioners, in anticipation of the collection of such taxes or assessments, and whenever in their judgment it is advisable, are hereby authorized to sell the bonds of any such county in which such construction, improvement or repair is to be made to an amount necessary to pay the respective shares of the county, township or townships, and the lands assessed for such improvement, but the aggregate amount of such bonds issued shall not be in excess of one per cent of the tax duplicate of such county. Such bonds shall state for what purpose issued and bear interest at a rate not to exceed five per cent per annum, payable semi-annually, and in such amounts as to mature in not more than five years after their issue, as the county commissioners shall determine. Prior to the issuance of such bonds the county commissioners shall provide for levying and collecting annually a tax upon all taxable property of the county to provide a sum sufficient to pay the interest on such bonds and to create a sinking fund for their retirement at maturity. The proceeds of such bonds shall be used exclusively for the payment of the cost and expense of the construction, improvement or repair of the highway for which the bonds are issued. If bids are made for a portion of the proposed issue, the commissioners may accept a combination of bids, if by so doing the bonds will produce the best price to the county, and at the request of the purchaser the bonds may be issued in denominations of one hundred dollars or multiple thereof, notwithstanding a provision of the resolution providing for their issue.

Duties of state highway commissioner as to maintenance and repair; contributions.

Section 1224. SECTION 217. The state highway commissioner shall maintain and repair, to the required standard, all intercounty highways, main market roads and bridges and culverts constructed by the state by the aid of state money, or taken over by the state after being constructed. Nothing in this chapter shall be construed so as to prohibit a county, township or municipality or the federal government, or any individual or corporation from contributing a portion of

Digitized by Google

the cost of the construction, maintenance and repair of said state highways. When a bridge or culvert on a state highway shall require renewing, it shall be constructed and the cost apportioned as herein provided for the construction and improvement of bridges and culverts on inter-county highways. The state highway commissioner may enter into a contract with any individual firm or corporation which gives sufficient bond for the faithful performance of said contract, or with the county commissioners of any county or the township trustees of any township in which such highway is situated for the repair and maintenance of such highway, or any part thereof, according to the plans and specifications provided by the state highway commissioner, or for the furnishing of the material or labor for such repair and maintenance, or the state highway commissioner may furnish the material or labor or both, and supervise the repair and maintenance. Inter-county highways or main market roads on which no state aid money has been expended, if improved with construction equal to that specified by the state highway commissioner shall be taken over by the state, and shall thenceforth be maintained as prescribed herein for inter-county highways and main market roads. Upon application by the county commissioners or township trustees the chief highway engineer shall, within sixty days, specify what changes are required in any portion of an existing inter-county highway or main market road to bring it up to the standard required by the state, and on application, the chief highway engineer shall furnish specifications for the construction of such road up to the standard required by the state.

Section 1225. Closing of highway for repair; temporary highway; signs and obstructions.

SECTION 218. The state highway commissioner shall, if he deems it advisable, close a highway or a section thereof which is being constructed, improved or repaired under this act, in order to permit a proper completion of such work. The state highway commissioner or chief highway engineer shall first execute a certificate and file the same in the office of the county commissioners of the county in which such highway is situated, which certificate shall describe the portion thereof to be closed, and not more than one mile of a highway shall be closed at a time. The contractor or other person acting under authority of said highway commissioner or engineer, shall thereupon close the same to the public by erecting suitable obstructions, and posting conspicuous notices to the effect that the highway is closed. The county commissioners shall, if practicable, construct a temporary highway to be used by the traveling public in lieu of the closed highway, and may erect temporary bridges. When necessary for the purpose of locating, constructing and erecting such highways or bridges, the county commissioners may enter upon the land required for such temporary highway. If they are unable to agree with the owners of such land as to the amount of damages sustained, the amount shall be ascertained, determined and

Digitized by Google

paid as hereinafter provided in cases where lands are entered upon for the purpose of making surveys for a proposed improvement. When a road is so closed the state highway commissioner or chief highway engineer shall cause to be erected suitable signs or barricades warning the public that the highway or a part thereof is closed to traffic, and the temporary routes to be used shall be conspicuously marked by proper signs at all proper road crossings and forks. The state highway commissioner shall have full power and authority to open to traffic at any time any portion of the highway closed as heretofore provided.

Section 1226. SECTION 219. The word "highway" as used in this chapter, includes an existing causeway or bridge, or a new causeway or bridge, or a drain or watercourse which forms a part of a road authorized by law. The term "state highway" as used in this chapter, shall be held to mean such part or parts of the inter-county highways and main market roads which have been or may hereafter be constructed by the state, by the aid of state money or have been taken over by the state. "Highway" and "state highway" defined.

Section 1227. SECTION 220. If a franchise is or has been granted on an inter-county highway or main market road, no construction thereon or obstruction thereof shall be permitted, nor any alteration or change made therein, until the location and grade of such construction has been established by the chief highway engineer. Such location and grade shall be established within thirty days after he is notified to do so by the state highway commissioner. Change or repair of highway wherein franchise has been granted.

Section 1228. SECTION 221. If funds from the federal government for improvements or maintenance of highways shall become available, such funds shall be apportioned by the state highway commissioner, to the counties, in proportion to the mileage of improved public highways therein, unless a different method of apportionment shall be designated by the federal government. The state highway commissioner is authorized to enter into any agreement with the federal government that he deems proper, in order to secure any funds available for road purposes. Apportionment of funds from federal government.

Section 1229. SECTION 222. Each year not later than January first, the state highway commissioner shall make a report to the governor of the operation of the highway department. The report shall contain a statement of the number of miles, cost and character of roads or highways built under his direction; a detailed itemized statement of the expense of the commissioner and of the department, and such other information relative to the condition of the public roads of the state as the commissioner may deem proper. Not less than one thousand copies of this report shall be published by the state, five hundred of which shall be distributed by the secretary of state and the remainder under the direction of the state highway commissioner. The state auditor shall Annual report to governor; contents.

Digitized by Google

prescribe methods of accounting for the highway department, and the same when prescribed shall be followed in all respects.

www.laotool.com.cn

Section 1230. State highway improvement fund; tax levy.

SECTION 223. There shall be levied annually a tax of three-tenths of one mill on all the taxable property within the state to be collected as are other taxes due the state, and the proceeds of which shall constitute the state highway improvement fund.

Section 1230-1. How construction or improvement of main market roads shall be made.

SECTION 224. The construction, improvement, maintenance and repair of the main market roads established by law, may be begun at any point, and shall be constructed in accordance with the plans, details and specifications adopted by the chief highway engineer, with the approval of the state highway commissioner. In the construction, improvement, maintenance or repair of such main market roads there shall be no necessity for petitions being filed as in other improvements, and no procedure for the construction, improvement, maintenance and repair of roads as provided for in any other acts of the general assembly shall apply to main market roads.

Section 1230-2. Hearing upon application for main market road.

SECTION 225. Any county making application to the state highway commissioner for the construction of a main market road within such county, may request the state highway commissioner to have a public hearing upon said application. Upon receipt of such request the state highway commissioner shall fix a date for such hearing and shall notify the county commissioners of the county making such application at least ten days in advance of the date of such hearing and the state highway commissioner shall give such further notice of such hearing as he deems advisable.

Section 1231. Power to purchase materials and employ labor.

SECTION 226. The state highway commissioner, subject to the provisions of this act, shall have power to purchase such equipment and materials, and employ such labor as may be deemed necessary to execute any work upon said main market roads, or he may let contracts for the execution of any work upon said roads. When contracts are let for the construction of main market roads, the provisions of this chapter relating to the letting of contracts for inter-county roads shall apply in all respects to letting of contracts for such main market roads. County commissioners, township trustees and village councils shall have the same power and authority to co-operate in the construction, improvement, maintenance and repair of main market roads as is granted to them by this act in the construction, improvement, maintenance and repair of inter-county highways; and in case the commissioners of any county, the trustees of any township and the council of any village, or any of such authorities, determine to co-operate in the construction, improvement, maintenance or repair of any main market road, the procedure shall be the same as in the case of co-operation by such authorities in the construction, improvement, maintenance and repair of inter-county high-

Provisions relating to contracts for inter-county highways apply to main market roads.

Digitized by Google

ways, as provided in this act. The funds appropriated or available for main market roads shall be used in carrying out the provisions of this section.

Section 1231-1. Apportionment and disbursement of highway improvement fund.

SECTION 227. The auditor of state shall apportion said highway improvement fund as herein provided, and shall keep an account thereof, and the same shall only be disbursed by the treasurer of state, upon the warrant of the auditor of state issued upon requisition of the state highway commissioner from funds available to carry out the provisions of this chapter.

Section 1231-2. Levy shall be in addition to all others.

SECTION 228. The annual levy of three-tenths of one mill provided for by this act shall be in addition to all other levies made for any purpose or purposes, and the same shall not be construed as limited, restricted or decreased in amount or otherwise by any existing law or laws.

Section 1231-3. Extension of improvement through village; procedure.

SECTION 229. The state highway commissioner may extend a proposed road improvement into or through a village when the consent of the council of said village has been first obtained, and such consent shall be evidenced by the proper legislation of the council of said village duly entered upon its records, and said council may assume and pay such proportion of the cost and expense of that part of the proposed improvement within said village as may be agreed upon between said state highway commissioner and said council. The state highway commissioner may also enter into an agreement with the council of said village to improve any part of the road within said village to a greater width than is contemplated by the proceedings for said improvement, and the state highway commissioner and the council of said village shall be governed as to all matters in connection with said improvement within said village by the statutes relating to road improvements through municipalities, by boards of county commissioners.

CHAPTER IX.

CONDEMNATION OF MATERIALS FOR ROAD BUILDING.

Section 7214. Power to purchase materials and appropriate land; application to court.

SECTION 230. The county commissioners or township trustees may contract for and purchase such material as is necessary for the purpose of constructing, improving, maintaining or repairing any highways, bridges or culverts within the county, and also appropriate additional land necessary for cuts and fills together with a right of way to or from the same for the removal of material. If the county commissioners or township trustees, and the owner of such material or land, cannot agree on the price therefor, the county commissioners or township trustees may apply to the probate court or common pleas court of the county in which the same is located, and on receipt of such application, the court shall proceed to assess the value of the material or right to be appropriated in the manner hereinafter provided.

Digitized by Google

Section 7215. Notice to land owner; how served; contents.

SECTION 231. Upon the filing of such application, an order shall be made by the court, directing that notice in writing be served by the county commissioners or township trustees upon the person or persons whose property is sought to be appropriated, that at a day fixed which shall not be less than ten days thereafter, appraisers will be appointed to assess the value of the same. Such notice shall contain a description of the property or rights sought to be appropriated, state the use to which it is to be put and the time when such appraisers will be appointed.

www.lnaool.com.cn

Section 7216. Appointment of appraisers; assessment of value and damage.

SECTION 232. Upon the day so fixed, the court before which such application is filed, shall appoint three disinterested freeholders of the county, who, after being duly sworn to impartially assess the value of the material or right to be appropriated, shall enter upon the premises of the owner and assess the value thereof. They shall also assess the damages, if any, that will accrue to the owner by the removal of the material through his premises, and within ten days after their appointment, they shall return their award to the court.

Section 7217. Copies of award to commissioners and owners; summoning jury.

SECTION 233. The court upon the return of the award shall forthwith furnish the county commissioners with a copy thereof, and also furnish a copy to each owner of the material or right which it is sought to appropriate. Thereupon, if either party within three days after such copy is furnished requests, the court shall cause a jury to be summoned in the manner provided in the statutes relating to appeals in road cases. If neither party requests the court to summon a jury, the court shall forthwith render judgment for the amount of compensation and damages awarded by the appraisers aforesaid, and order that upon payment of such sum and costs, to be taxed by the court, the county commissioners or township trustees may enter upon such lands and remove such material and enter into possession of such rights or easements as may have been appropriated.

Section 7218. Bond when jury trial requested.

SECTION 234. In case an owner of land or material sought to be appropriated, requests a jury trial, the court shall fix the amount of bond which shall be given by the party making such request, and such bond shall be conditioned that the party requesting such jury trial shall pay all costs and expenses of said trial in case he fails to recover more at the hands of the jury upon such trial than the amount fixed by the appraisers heretofore provided for.

Section 7219. Date and conduct of trial.

SECTION 235. In all cases where a jury trial is requested the court shall forthwith after the drawing of such jury, fix a date for such trial, which shall not be more than twenty days thereafter, and such trial shall be conducted in all respects as is provided in appeals in road cases, and in all matters not covered by the practice relating thereto the ordinary rules governing similar matters shall apply.

Digitized by Google

CHAPTER X.

www.libtool.com.cn

General Provisions.

Section 3298-16. Suits by township trustees for injury to road, ditch, drain, etc.

Section 236. The board of township trustees may bring and maintain all suits in law or equity involving an injury to any township road, ditch, drain or water course, under the jurisdiction of such board of trustees, and for the prevention of injury thereto. In case such road, ditch, drain or water course is under the jurisdiction of two or more boards of trustees, such joint board of trustees may bring and maintain such action. Such board of trustees may recover by suit or otherwise, any real estate or interest therein, legal or equitable, belonging to the township or any money or other property due the township.

Section 3298-17. Liability of township trustees for damages.

Section 237. Each board of township trustees shall be liable, in its official capacity for damages received by any person, firm or corporation, by reason of the negligence or carelessness of said board of trustees in the discharge of its official duties.

Section 6956-1. When annual levy shall be made by commissioners; repair fund provided.

Section 238. After the annual estimate for the county has been filed with the county commissioners by the county highway superintendent, and the county commissioners have made such changes and modifications in said estimate, as they deem proper, they shall then make their levy, for the purposes set forth in said estimate, upon all the taxable property of the county not exceeding in the aggregate two mills upon each dollar of the taxable property of said county. The board of county commissioners shall provide annually a fund for the repair and maintenance of bridges and county highways. The repair and maintenance fund so provided shall not be less than twenty dollars for each mile of county highways in said county. Such levies shall be in addition to all other levies authorized by law for said purposes, but subject however to the limitation upon the combined maximum rate for all taxes now in force. The provisions of this section shall not, however, prevent the commissioners from using any surplus in the general funds of the county for the purposes set forth in said estimate, or in the repair or maintenance of roads.

Section 3298-18. When annual levy shall be made by trustees; amount of levy.

Section 239. After the annual estimate for each township has been filed with the trustees of the township by the county highway superintendent, they may increase or reduce the amount of any of the items contained in said estimate, and at their first meeting after said estimate is filed, they shall make their levies for the purposes set forth in the estimate upon all of the taxable property of the townships, not exceeding in the aggregate two mills in any one year upon each dollar of the valuation of such taxable property in said township, outside of any incorporated village or city. Such levies shall be in addition to all other levies authorized by law for township purposes, but subject, however, to the limitation upon the combined maximum rate for

Digitized by Google

all taxes now in force. The amount levied to cover the estimate made for the construction, improvement, maintenance and repair of highways, shall be known as the township highway fund. The provisions of this section shall not prevent the expenditure of any portion of the regular levy of two mills for township purposes, but the levies herein provided for are in addition thereto. Such levy shall amount to at least twenty dollars for each mile of township road within such township.

www.libool.com.cn

Section 1185-1. Meeting of county superintendents with state commissioner in conference or school.

SECTION 240. The state highway commissioner is authorized to call the county highway superintendents together once each year, for the purpose of conducting a conference or school in which the best methods of road building and other matters of interest may be discussed, and at which instructions may be given to said county superintendents pertaining to their work, by the state highway commissioner, or by another person designated by him for that purpose. Nothing herein shall prevent the state highway commissioner from calling any county highway superintendent into a conference at any time for any purpose connected with his official duties, and such county highway superintendent shall receive his actual necessary expenses in addition to his salary in attending such school or conference. Instead of a conference or school, the state highway commissioner may hold conferences or schools in various sections of the state for the convenience of the superintendents in such sections.

Section 7464. Classes of highways.

SECTION 241. The public highways of the state shall be divided into three classes, namely: State roads, county roads and township roads.

(a) State roads shall include such part or parts of the inter-county highways and main market roads as have been or may hereafter be constructed by the state, or which have been or may hereafter be taken over by the state as provided in this act, and such roads shall be maintained by the state highway department.

(b) County roads shall include all roads which have been or may be improved by the county by placing brick, stone, gravel or other road building material thereon, or heretofore built by the state and not a part of the inter-county or main market system of roads, together with such roads as have been or may be constructed by the township trustees to conform to the standards for county roads as fixed by the county commissioners, and all such roads shall be maintained by the county commissioners.

(c) Township roads shall include all public highways of the state other than state or county roads as hereinbefore defined, and the trustees of each township shall maintain all such roads within their respective townships; and provided further, that the county commissioners shall have full power and authority to assist the township trustees in maintaining all such roads, but nothing herein shall prevent the

Digitized by Google

township trustees from improving any road within their respective townships, except as otherwise provided in this act.

www.libtool.com.cn

Section 7465. How main market and inter-county roads constructed, that same may become state roads.

SECTION 242. In all cases where a county or township has constructed or improved any main market or inter-county road, the state highway commissioner, upon request, shall, within sixty days indicate what changes, or improvements, will be required in said road in order to bring the same up to the approved standard of construction of such roads, or in any case where such road is about to be constructed, reconstructed, or improved, the state highway commissioner shall, upon application, indicate within sixty days what changes will be required in the plans and specifications therefor, to bring said road up to the standard required by the state for the construction of inter-county highways and main market roads. Whenever the changes so specified by the state highway commissioner have been made, or when such roads have been constructed according to the plans and specifications so approved by the state highway commissioner, such roads shall at once become state roads.

Section 7466. Commissioners shall specify changes to standardize township roads.

SECTION 243. The county commissioners upon application by the township trustees, shall specify in like manner what changes are required in any township road in order to bring the same up to the standard of construction maintained for county roads, or in case of the construction of any new improvement, the county commissioners shall indicate what changes in the plans and specifications will be required in order to bring said road up to the standard of construction required for county highways, and when a township highway is so improved, or constructed, in accordance with the standard so fixed by the county commissioners, such road shall be a county road.

Section 7467. Maintenance of all roads.

SECTION 244. The state, county and township shall each maintain their respective roads as designated in the classification hereinabove set forth; provided, however, that either the county or township may, by agreement between the county commissioners and township trustees, contribute to the repair and maintenance of the roads under the control of the other. The state, county or township or any two or more of them may by agreement expend any funds available for road construction, improvement or repair upon roads inside of a village or a village may expend any funds available for street imporvement upon roads outside of the village and leading thereto.

Section 7468. Provision for planting of trees.

SECTION 245. The state highway commissioner, county commissioners or township trustees or other proper officials, may, as a part of the plans or specifications for a proposed improvement, provide for the planting of trees or shrubbery along or upon the public highway embraced within the proposed improvement. The state highway commissioner, county commissioners or township trustees or other proper official may provide for the planting of trees or shrubbery along any public highway.

Digitized by Google

Section 7469. Attaching guide posts or signs to telephone or telegraph poles.

SECTION 246. Telegraph and telephone poles along the public highway may be used for the purpose of attaching thereto, or placing thereon sign posts, guide posts, warning signs or other signs, when prescribed by the chief highway engineer or county highway superintendent.

www.thlool.com.cn

Section 7470. Appropriation of drainage rights or easements.

SECTION 247. The state highway commissioner, county commissioners or township trustees, may, in connection with any improvement, appropriate any drainage rights outside of the line of said highway or any easement, right or interest whatever in any property desired for any proposed improvement, and in case such official or either of them desire to appropriate such drainage right, easements, right or interest in any property in connection with any existing highway, the same may be done in the manner hereinbefore specified for the condemnation of road materials. Any land or property rights required for the construction of a new bridge or for any additions to, or repairs to any existing bridge, may be acquired in like manner.

Section 7471. Procedure to remove buildings or other obstructions near railroad crossings.

SECTION 248. If the state highway commissioner or county commissioners deem it necessary at or near railroad crossings to remove buildings, or other obstructions near such railroad crossing, they shall pass a resolution declaring it necessary to appropriate said buildings or other obstructions and the ground upon which they are located, if they deem it advisable, and shall cause a notice of the passage of such resolution, to be served upon the owner or owners of the property sought to be appropriated, or if such owner or owners of the property sought to be appropriated are non-residents, they shall cause notice of the passage of such resolution to be given by one publication in some newspaper of general circulation in the county, in which the property sought to be appropriated is located, and if the address of such owner or owners is known to the county auditor, he shall cause a copy of such notice to be mailed to such owner or owners. Within ten days after the service of such resolution or publication of the notice, such owner or owners shall file with the state highway commissioner or county commissioners, their claims for compensation and damages. The state highway commissioner or county commissioners shall thereupon make allowances of compensation and damages, if any, to such owner or owners who have filed claims therefor, and, without the filing of such claims, shall make allowances of compensation and damages to such owner or owners as are under disability. If such owner or owners are not satisfied with the allowances so made, they can appeal to the probate court in the manner provided for in the chapter relating to appeals in road cases.

Section 7246. Publication of traffic rules and regulations; special rules; enforcement.

SECTION 249. The state highway commissioner within sixty days after the taking effect of this act, shall prepare and publish a set of traffic rules and regulations governing the use of, and traffic on, all state roads. All rules and regulations that are to apply generally throughout the state,

Digitized by Google

www.libtool.com.cn

including those applicable to roads constructed of the various kinds of road material, shall become effective thirty days after publication. Special rules and regulations or orders, applying only to specified sections of state roads, shall become effective as soon as posted at each end, and at all road crossings on such specified section. For the purpose of carrying into effect the provisions of this section, it shall be the duty of the state highway commissioner, the county commissioners, the county highway superintendent, the township highway superintendent, township trustees, and all patrolmen or deputies employed on any highways within the state, to prosecute any violation of this section. It shall be unlawful for any person or persons, firm or corporation to enter upon, or travel over said state roads, except in accordance with the traffic rules and regulations promulgated by the state highway commissioner.

Section 7477. **Weight of load and tire width prescribed.**

SECTION 250. No person, firm or corporation, in a county having macadamized, graveled or stone roads shall transport over such roads, in a vehicle having a tire of less than three inches in width, a burden, including weight of vehicle, of more than thirty-four hundred pounds.

Board of directors and duties. Penalty.

The county commissioners shall constitute a board of directors for their respective counties, with power to prescribe the increased gross weight in excess of thirty-four hundred pounds that may be carried, including weight of vehicles, in vehicles having a width of tire three inches or upwards, and cause such regulations to be recorded in their journal. Any person violating this section or any regulation duly prescribed by the board of county commissioners, made in pursuance thereof, shall be fined not less than five dollars nor more than fifty dollars.

Enforcement of traffic regulations.

The township trustees of any township and the county commissioners of any county, shall cause to be prosecuted all persons violating this section or any regulations prescribed by the board of county commissioners made in pursuance of the authority conferred in this section. The county commissioners within their respective counties, may appoint a suitable person or persons to enforce such section and regulations. The person or persons so appointed shall receive for each conviction by them secured under this section, such portion of the fine or penalty as the commissioners deem just and proper.

Section 7478. **Publication of traffic rules in counties.**

SECTION 251. The state highway commissioner shall furnish the county highway superintendent with a copy of the rules and regulations promulgated by said state highway commissioner, and applicable to his county. The county highway superintendent shall cause the rules and regulations so furnished to him by said highway commissioner to be published, at least once each week, for two successive weeks, in a newspaper published and of general circulation in said county, if there be any such paper published in said county, but if there be no newspaper published in

Digitized by Google

said county then in a newspaper having general circulation in said county. When such regulations are published in the manner aforesaid, it shall be deemed a sufficient publication under the provision of this act.

Section 7479. Grant of franchise to street or interurban railways; conditions.

SECTION 252. No franchise or grant to any street railway, interurban railway or other railway shall hereafter be granted by the state highway commissioner, by the board of county commissioners or by the council of any municipality, unless such franchise or grant shall provide, that such company, shall thereafter, when required by the proper authorities in charge of such road or street, make such changes in its grade and method of construction, as shall be necessary to conform to any improvement thereafter made of such street or road. The type of construction used by such company shall be approved in the first instance, by the state highway commissioner, if such road is under jurisdiction of the state; by the engineer of a municipality, if such improvement is within the bounds of such municipality; or, by the county highway superintendent in the case of other roads, and shall also be approved by the proper authorities having jurisdiction over such street or road.

Section 6956-2. Raising or lowering grades at railroad crossings.

SECTION 253. The county commissioners may raise or lower, or cause to be raised or lowered the grade on any road or highway above or below railroad tracks thereon and may require a railroad company operated by steam in such county, to raise or lower the grade of its tracks, and may construct ways or crossings above the tracks of any such railroad, or require such railroad company to construct ways or crossings that are to be placed under its tracks. The county commissioners of a county may require such railroad company to erect permanent piers, abutments or other appropriate supports in the ways, crossings, streets, roads or alleys, whenever in the opinion of the county commissioners the raising or lowering of the grade of any such railroad tracks, or the raising or lowering of the construction of such ways, crossings, or supports may be necessary upon the terms and conditions, hereinafter set forth.

Section 6956-3. Provisions of law and procedure applicable to change of such grades.

SECTION 254. The provisions of law applicable to a municipality in securing the changes pointed out in the foregoing section, shall be applicable to a county in securing such changes with reference to such roads when located outside of a municipality, and the proceedings authorized in the case of a municipality by its council are authorized to be had by the county commissioners in securing the changes hereinbefore mentioned, and the county surveyor shall take the place of the engineer of said municipality in all proceedings with reference to such changes, and the county commissioners are authorized to make application to the court in cases where the county and the railway company cannot agree as in the case of a municipality where there is a failure to agree and the same provisions of law as to the division of the expense of such changes shall apply

Digitized by Google

to the county and railway company as are applicable in the case of a municipality and railway company, and all the provisions of law relating to such changes within a municipality shall, when applicable, apply to proceedings on behalf of the county commissioners.

Section 7480. SECTION 255. The state highway commissioner, county commissioners or township trustees shall have power to appropriate a right of way or crossing over railroad tracks, and lands held by railway companies, whether operated by steam or electricity, and shall also have the right to appropriate the necessary property and right to construct said crossing above or below the grade of said railway. Such proceedings shall be had thereon as are provided for appropriation of property by municipal corporations. In case the grade of the road at such crossing shall be raised or lowered above or below the railroad tracks thereon, by agreement or order of the court, the cost of raising or lowering such grade shall be apportioned between the county commissioners or township trustees and the railraod company in the same proportion as in cases where a grade is raised or lowered on a crossing already established or existing.

Power to appropriate right of way, crossing or lands of railroad; proceedings.

Section 3298-19. SECTION 256. Whenever any fence bounding any public highway and located wholly or in part on the land belonging to such highway shall in any way interfere with the proper grading, draining or dragging of such highway, or if such fence shall cause the drifting of snow or in any other manner obstruct or endanger the public travel of such highway, the township trustees may declare such fence to be a public nuisance and shall have power to order the owner, agent or occupant of the lands on or bordering upon which such fence is maintained, to remove same from such highway within thitry days, and if such owner, agent, or occupant refuses or neglects to comply with such order, the trustees shall have the same removed, and the expense so incurred shall be certified to the county auditor and entered on the tax duplicate against said land to be collected as other taxes.

When fence may be declared public nuisance; removal.

Section 3298-20. SECTION 257. The trustees of a township may levy a tax in such amount, as they determine, to purchase real property, containing suitable stone or gravel, and the necessary machinery for operating the same, when deemed necessary for the construction, improvement, or repair of the public roads within the township, to be under the control of the trustees or a person appointed by them. The question of levying such tax, for such purpose, and the amount asked therefor shall be submitted to the qualified electors of the township at a general election. Twenty days' notice thereof shall be previously given by posting in at least ten public places in the township. Such notice shall state specifically the amount to be raised. If a majority of all votes cast at such election are in favor of the proposition, the tax therein provided for shall be considered authorized,

Tax levy to purchase property containing stone or gravel; submission of question.

Digitized by Google

Such tax may be levied in addition to all other taxes for township purposes, but subject however to the limitation on the combined maximum rate for all taxes now in force.

www.hbtool.com.cn

Section 3298-21. Form of ballot.

SECTION 258. The electors voting at such election shall have placed on their ballots the words, "Tax for purchase of real property for road materials—Yes;" "Tax for purchase of real property for road materials—No."

Section 3298-22. Bonds in anticipation of tax.

SECTION 259. When such tax has been voted in a township, the trustees thereof, in anticipation of such tax may issue the township bonds, in the aggregate amount not to exceed the tax voted less the interest on the bonds, in denominations of not less than one hundred dollars, bearing interest at a rate not exceeding five per cent and payable not later than ten years from date. Such bonds shall not be sold below par, and accrued interest, and the proceeds shall be used solely for the purchase of such real estate and the necessary machinery for operating the same. Such bonds shall be signed by the trustees, countersigned by the township clerk, and repaid from the tax when collected.

Section 3298-23. Townships may join in purchase of property for road materials.

SECTION 260. The township trustees of any township may join with the trustees of another township or townships of the same county or an adjoining county for the purpose of purchasing real property, containing suitable stone or gravel, and the necessary machinery for operating the same, in the manner herein provided, and when one or more townships have so joined together the real property containing suitable stone or gravel so purchased by them shall be held and owned by said townships in common for the use and benefit of all, and they shall at a joint meeting of all the trustees of such townships after such purchase, organize by electing one of their members president of the joint board and one secretary of such board, and they shall select a manager or superintendent to manage said real property containing suitable stone or gravel, and provide rules and regulations for the conduct and management of the same. Said manager or superintendent shall be selected by a majority vote of all the township trustees of the township or townships so interested in said property, and the trustees in such joint session shall fix the bond of said manager or superintendent and approve the sureties of the same, and said manager or superintendent may be employed by said trustees for a period not to exceed two years. Said joint board shall meet at such time and place as provided in their rules and regulations. Any township now owning real property containing suitable stone or gravel, or that may hereinafter purchase such real property under the provisions of this chapter may by a majority vote of the trustees of said township sell an interest to any other township or townships in the same county or an adjoining county, but the interest so sold must be an equal undivided interest between all the townships so interested, and no township shall purchase an interest in such real property

Election of superintendent; duties.

Digitized by Google

until the question of such purchase has been submitted by a vote of the qualified electors of said township or townships as herein provided.

www.libtool.com.cn

CHAPTER XI.

USE OF PRISON LABOR ON ROADS.

Section 7496. SECTION 261. Whenever the state highway commissioner desires to use any number of prisoners, confined in the state penitentiary or reformatory, to work upon the state highways, known as the inter-county or main market roads, or to employ the prisoners in such institutions in the preparation of road building materials of any kind for use upon any of the said state highways, such commissioner shall make a requisition upon the warden or superintendent of such institution where such prisoners are confined, stating the number of prisoners which it is desired to use in said work, and the place where they are to be employed. Said requisition shall be made through the officials having general charge of said institution, and such officials and said highway commissioner shall by agreement provide for the cost of transportation and maintenance of said prisoners, and the discipline and government thereof. The discipline of such prisoners shall be under the control of guards furnished by the prison authorities. The rules and regulations under which such prisoners shall work shall be prescribed by the prison authorities, but the work to be done and the manner of doing such work shall be under the control of the state highway commissioner or those acting under his authority in charge of such work.

Use of prison labor upon state roads.

Section 7497. SECTION 262. The state highway commissioner may lawfully expend any moneys available for the construction, repair and maintenance of roads to meet the cost of transportation, maintenance and discipline of such prisoners while at work, and for the purchase of tools, machinery, supplies and road building materials needed in connection with the use of such prisoners upon said state highways, or in the manufacture of such road building materials. The amount to be paid to said prison authorities, if anything, for the use of said prisoners, in addition to the entire cost of transportation, maintenance and discipline of said prisoners, shall be agreed upon between the officials having charge of said institutions and the said highway commissioner, but the amount so paid shall not exceed the cost of such transportation, maintenance and discipline of said prisoners plus the amount to be credited to such prisoner on account of his labor upon such highways. In the cost of such discipline, however, may be included an equitable portion of the overhead charges of the institution in which such prisoners are confined.

Cost of transportation, maintenance and discipline, how paid; agreement with prison official.

Section 7498. SECTION 263. The county commissioners may make requisition in like manner as the state highway commissioner for the number of prisoners desired for use upon

Use of prison labor upon county roads; cost.

Digitized by Google

the county highways within said county, or in the manufacture and preparation of road building material of any kind. The county commissioners shall have full power and authority to enter into an agreement with the authorities controlling such prison, and all the provisions of law relating to the transportation, maintenance and discipline of prisoners when working upon the state highways, under requisition of the highway commissioner, shall apply to prisoners working upon county highways, and the same restrictions as to the amount to be paid said prison authorities for the use of such prisoners, shall be applicable to agreements entered into between such county commissioners and such prison authorities relating to the use of said prisoners.

www.libtool.com.cn

Section 7499. How requisitions for prison labor shall be filled.

SECTION 264. All requisitions for prisoners from the various counties of the state shall be filled in the order in which they are received, provided, however, that the requisitions of the state highway commissioner for the use of such prisoners shall at all times be given preference by the prison authorities.

Section 7500. Use of jail and workhouse prisoners upon county roads; agreement with prison official.

SECTION 265. The county commissioners may make requisitions upon the authorities in charge of any workhouse located within such county for any number of prisoners confined therein, or upon any jailer for any number of prisoners sentenced thereto, desired for use upon the highways of said county, or in the manufacture of road materials, and the authorities in charge of said workhouse, and the jailer in charge of said jail, may furnish such prisoners, if available, out of the number in their charge. An agreement shall first be entered into between the county commissioners, and the authorities in charge of said workhouse or jail, prescribing the amount which shall be paid for the labor of such prisoners in addition to the cost of transportation, maintenance and discipline of said prisoners. The restrictions hereinbefore provided for determining the amount to be paid for the labor of such prisoners when the same are procured from the state penal institutions, shall apply to all contracts for the use of prisoners of any workhouse or jail. Persons sentenced to imprisonment for non-payment of fines shall be liable to work upon the roads as other prisoners.

Section 7501. When prisoners shall not be used on highways.

SECTION 266. No state penal institutions or workhouse shall be required to furnish such prisoners to be employed on the highways or in the manufacture and preparation of road building materials, if the labor of such prisoners is required in the regularly maintained operations of such institution or workhouse.

Section 7502. What prisoners subject to labor on highways.

SECTION 267. All persons convicted of crime and sentenced to be confined in the state reformatory, penitentiary, jail, workhouse or other penal institutions, shall be subject to labor upon the highways and streets as hereinbefore provided.

Digitized by Google

Section 7503. Prisoners unable to give bond may work on roads or streets.

SECTION 268. Prisoners confined in said institutions or either of them, and unable to furnish bond after the same has been fixed by the court or examining magistrate, may, at their request, be permitted to work upon the roads, streets, or in the manufacture of road building materials under the same conditions as persons convicted for offenses.

www.lptool.com.cn

Section 7504. Workhouse prisoners may be used upon streets.

SECTION 269. Any city, having a workhouse located therein, shall have full power and authority to use the prisoners confined in said workhouse upon the streets of said city, or in the manufacture of any material required in the repair of said streets.

Section 7505. Magistrate may sentence prisoner to work on streets.

SECTION 270. Any magistrate of a city or village not having a workhouse located therein, shall have full power and authority to sentence prisoners convicted therein to work upon the streets of said city or village, or in the manufacture of any material required in the repair of said streets.

Section 7506. Cost of transporting, maintaining, etc., prisoners, how paid.

SECTION 271. The county, city and village authorities having charge of such roads and streets may lawfully expend any moneys available for the repair and maintenance of such roads or streets to meet the cost of transporting, maintaining and disciplining such prisoners while so employed upon such roads or streets.

Section 7507. Provision for use of prison labor on contracts of private individuals.

SECTION 272. The state highway commissioner, the county commissioners, or the authorities having charge of the streets of any city or village may provide for the use of prison labor in connection with contracts let to private individuals for the construction, maintenance and repair of such roads and streets, in which case the specifications for such improvement shall clearly set forth the amount of money to be deducted from the price paid for such improvement in lieu of the designated amount of prison labor employed on such improvement by the state, county or municipality. The discipline and legal custody of such prisoners shall, at all times during such work, remain under the control of the respective institutions furnishing such prisoners. If any prisoner does not perform his work to the satisfaction of the authorities employing such labor, such prisoner shall be taken from the road force at the request of the proper authorities and another substituted.

Section 7508. Report to prison authorities of estimate of road materials required.

SECTION 273. The state highway commissioner and county commissioners shall, on or before September first of each year report to the prison authorities an estimate of the amount and kind of material and supplies that can be used in connection with the construction and repair of the state and county highways during the coming year. This information shall be furnished to enable the authorities in charge of said prisoners to make arrangements, where practicable, for the manufacture and preparation of such materials within such prison or at such other places throughout the state as the prison authorities shall decide.

Digitized by Google

Section 7509. Annual report by state highway commissioner of work done by prison labor.

SECTION 274. The state highway commissioner shall include in his annual report a statement showing the amount and kind of work done upon the roads of the state by the use of prisoners from the various penal institutions and such statements shall show the total cost and expenses of such labor reduced to per diem basis, and the state highway commissioner shall require such reports from the county commissioners or other officials using such prison labor as he may deem necessary.

Section 7510. Prisoner attempting to escape shall lose credits.

SECTION 275. Any prisoner, attempting to escape while engaged in work on any of the roads or streets of this state or in the manufacture of any of the materials for use on said roads or streets, under the provisions of this act, shall lose any credits which may have accrued to him on his prison term for good behavior, and the authorities, having charge of the prison from which said prisoners are detailed may, by special regulation, allow additional credit on the terms of such prisoners for good conduct while engaged in work under the provisions of this act.

Section 7511. Annual report of prisoners available for work.

SECTION 276. The prison authorities shall, before January first of each year, advise the state highway commissioner and county commissioners of the probable number of prisoners that will be available for work upon the roads of the state during the coming year.

Section 7512. Selection of guards.

SECTION 277. The guards, if any, in charge of said prisoners shall, so far as possible, be selected from men who are competent to supervise the work under construction and, so far as practicable, said guards shall supervise such work under the directions of persons having the supervisions of the construction or repair of said roads or streets, in addition to their duties as guards.

Section 7513. Power to contract with prison authorities.

SECTION 278. The county commissioners shall have power to make contracts with the authorities in charge of any workhouse or penal institution under the control of any other county, or city in this state, for the use of the prisoners in such institutions on the roads, or in the manufacture of road building materials.

Section 7514. Power of state, county and city authorities to make provisions effective.

SECTION 279. The authorities of the various institutions having custody and control of prisoners as hereinbefore referred to, and the various authorities of the state, counties, cities and villages having charge of the roads and streets of the same shall have full power and authority to do all things necessary to make the provisions of this act effective, for the use of prison labor upon the highways and streets of this state, and the authorities having charge of such roads and streets shall have power to expend any of the moneys provided therefor in any way necessary to make this act effective. Nothing herein shall be held to repeal or modify any other provision of law applying to prisoners, and prison labor, unless such provisions shall be entirely inconsistent herewith.

Digitized by Google

CHAPTER XII.

PENAL PROVISIONS.

www.libtool.com.cn

Section 13421-3. Altering, defacing or destroying guide posts, signs, etc.; penalty.

SECTION 280. Whoever unlawfully alters, defaces, injures or destroys any guide-post, sign-post, warning-sign or other sign in, upon, along or near a public highway, so placed under direction of the authorities having charge of such highway, shall be fined not more than fifty dollars, nor less than five dollars.

Section 13421-4. Altering or injuring marker or monument; penalty.

SECTION 281. Whoever unlawfully alters, defaces, injures or destroys any marker or monument placed along, upon or near a public highway, by the proper authorities, to mark the boundaries thereof, or for any other purpose, shall be fined not more than fifty dollars, nor less than five dollars.

Section 13421-5. Refusal or neglect of officials to perform duty; penalty.

SECTION 282. If any county highway superintendent or township trustee or township highway superintendent, wilfully neglects, fails or refuses to perform the duties of his office, he shall be fined not more than one hundred dollars, nor less than ten dollars, and said conviction shall operate as a removal from office.

Section 13421-6. Destroying or injuring bridge, culvert, etc.; penalty.

SECTION 283. Whoever wilfully injures, defaces or destroys any bridge, culvert or watering trough upon or along a public highway, or whoever alters, injures, defaces, destroys or damages any tool, implement, machine or structure provided to shelter the same, belonging to either the state, county or township, for use in, or upon or along a public highway, or used in the construction, maintenance, improvement or repair thereof, shall upon conviction thereof be confined in the penitentiary not less than one year or more than five years, or fined not more than five thousand dollars nor less than five dollars, or both.

Section 13421-7. Obstructing ditch, drain or watercourse; penalty; duty of superintendent.

SECTION 284. Whoever wrongfully obstructs any ditch, drain or water course along, upon, or across a public highway, or wrongfully diverts any water from adjacent lands to, or upon a public highway, shall be fined not more than one hundred dollars, nor less than five dollars; and whenever the township highway superintendent may learn of any such obstruction or diversion he shall forthwith notify the township trustees, who shall cause written notice thereof to be personally served upon the person, firm or corporation, or upon any agent in charge of the property of the person, firm or corporation so causing such obstruction or diversion; which notice may be served by a constable of the proper township or by any person authorized and deputed therefor, by the township trustees and which shall describe and locate said obstruction or diversion and direct the immediate removal of the same; if said person, company or corporation shall not within five days from the receipt of said written notice proceed to remove said obstruction and complete the removal of the same within a reasonable time, the township highway superintendent, upon the order of the

Digitized by Google

township trustees, shall remove said obstruction. The expense thereby incurred shall be paid in the first instance out of any money levied, collected and available for highway purposes and the amount of such expense shall be collected from said person, company or corporation by civil action by the township trustees, and paid into the highway fund of the township.

www.libtool.com.cn

Section 13421-8. Failure to make levy or furnish estimates; penalty.

SECTION 285. Whoever, being charged with the duty of making any levy or furnishing any estimates or budgets requesting any levy or allowance for the construction, improvement, maintenance or repair of any public highway, bridge or culvert, shall fail to make such levy or allowance, or furnish such estimate, budget or request shall be fined not more than two hundred dollars, nor less than twenty-five dollars.

Section 13421-9. Driving over closed highway; penalty.

SECTION 286. Whoever drives over, upon, along or across a public highway, or any part thereof, which has been closed, while in the process of construction, reconstruction or repair by order of the state highway commissioner, county highway superintendent, county commissioners, township trustees or other official or employe having authority to close such highway, shall be fined not more than fifty dollars, nor less than five dollars.

Section 13421-10. Hindering or obstructing official making an arrest; penalty.

SECTION 287. Whoever resists, hinders, obstructs or abuses any sheriff, constable or other official, while attempting to arrest offenders under any of the provisions of this act, or interferes in any way, with any person charged under the provisions of this act with the enforcement of the law relative to public highways, shall be fined not more than fifty dollars, nor less than ten dollars.

Section 13421-11. Placing obstruction in highway; penalty.

SECTION 288. Whoever unlawfully places any obstruction in, or upon a public highway, shall be fined not more than fifty dollars, nor less than five dollars.

Section 13421-12. Driving traction engine with destructive tires; penalty.

SECTION 289. Whoever drives over the improved highways of the state, or any political subdivision thereof, a traction engine with tires of wheels equipped with lugs, spikes, chains or other projections seriously destructive to such highways, or by any other means damages such highways, shall be fined for each offense not less than ten dollars nor more than two hundred dollars.

Section 13421-13. Failure or neglect to drag road; penalty.

SECTION 290. Whoever, being charged by law with the duty of causing any unimproved or gravel road or part thereof to be dragged, shall willfully fail, neglect or refuse to cause the same to be done, in such manner and within the time fixed by the provisions of the sections applicable thereto, or by the proper authority, shall, on conviction thereof, be fined not more than fifty dollars, nor less than ten dollars.

Section 13421-14. Digging, excavating, piling earth or building fence on highway; penalty.

SECTION 291. Whoever digs up, removes, excavates or places any earth or mud upon any portion of any public highway or builds a fence upon the same without legal authority or permission so to do, shall be fined not more than two hundred dollars nor less than ten dollars. Each

Digitized by Google

day that such person continues to dig up, remove or excavate any portion of the public highway shall constitute a separate offense.

www.lawtool.com.cn

Section 13421-15. Failure or neglect to cut weeds, briers, etc.; penalty.

SECTION 292. Whoever, being charged by law with the duty of cutting, destroying or removing any weeds, briers or bushes upon or along a public highway, wilfully fails, neglects or refuses to cut, destroy or remove such weeds, briers or bushes within the time fixed by law or on the order of the proper officials, shall be fined not more than fifty dollars, nor less than five dollars.

Section 13421-16. Placing nails, tacks, glass, etc., upon highway; penalty.

SECTION 293. Whoever places upon any part of a public highway, lane, road, street or alley, any tacks, bottles, wire, glass, nails or other articles, except such substances as may be placed there by proper authority for the repair or construction thereof, which may damage or injure any person, vehicle or animal traveling along or upon said public highway, shall be fined not more than two hundred dollars or imprisoned not more than six months or both.

Section 13421-17. Violation of traffic rules; penalty.

SECTION 294. Whoever enters upon, travels over any portion of the highways, within the state, in violation of the traffic rules and regulations duly prescribed by law, or the state highway commissioner, or the county highway superintendent of any county, shall be fined not more than one hundred dollars, nor less than five dollars, and in addition thereto, such person shall be liable for all damage done to such highway.

Section 13421-18. Possession of tools, etc., belonging to state, county, etc.; penalty.

SECTION 295. If any person shall, without being duly authorized, have in his control or possession any equipment, tools, implements, or other property belonging to the state, county or township, such person shall be fined not more than one hundred dollars, nor less than five dollars.

Section 13421-19. Failure of manufacturer or dealer to keep record of motor vehicles; penalty.

SECTION 296. Every manufacturer of or dealer in motor vehicles and every owner, proprietor, person in control or keeper of any garage, stable, shop or other place of business who fails to keep or cause to be kept any record required by law shall be fined not more than one hundred dollars nor less than ten dollars.

Section 13421-20. Fines credited to maintenance and repair fund.

SECTION 297. All fines collected under the provisions of this chapter shall be paid into the county treasury and placed to the credit of the fund for the maintenance and repair of the highways within such county.

Section 13421-21. Courts having jurisdiction.

SECTION 298. All courts of competent jurisdiction, including police judges, mayors of villages and cities, shall have jurisdiction as provided by law in all cases of violation of any of the sections contained in this act.

Section 13421-22. Prosecution of offenses.

SECTION 299. It shall be the duty of the prosecuting attorney of the county to prosecute all offenders under this chapter upon application of any official or individual filing any affidavit before any magistrate of the county, charging an offense under this chapter. Nothing herein shall prevent the prosecuting attorney or any other official from prosecuting offenders under this chapter upon his own initiative,

Digitized by Google

CHAPTER XIII.

Curative Provisions.

www.libtool.com.cn

Former proceedings, contracts, tax levies, bonds, etc., shall be valid.

Section 300. All proceedings for the construction, improvement or repair of stone, gravel or other roads in this state under the provisions of sections 6956-1 to 6956-16 inclusive, of the General Code, had since May 10th, 1910, and all petitions granted, bonds issued, taxes and assessments levied or to be levied on account of such roads, and all constracts made or entered into, under the provisions of said sections, and any and all steps taken thereunder, are hereby declared and held to be valid, and boards of county commissioners or other officials shall have full power and authority to complete all roads in process of construction under said sections, and shall have full power and authority to levy taxes and assessments for such roads, and to sell bonds, to pay for the construction and improvement of all such roads, and to do any and all things contemplated by the provisions of said sections.

All petitions granted, bonds issued, contracts let, taxes and assessments levied or to be levied, on account of such roads, shall be deemed and held to have been done under the provisions of said section 6956-1 to 6956-16 inclusive, notwithstanding any irregularity in said petitions, contracts, bonds, levies or assessments, and the proceedings had in connection therewith, and notwithstanding said proceedings may not have been had in strict conformity to the provisions of the sections above referred to; and all proceedings for the construction of stone, gravel or other roads which have not been had in conformity to any valid existing law, shall be deemed and held to have had under the provisions of the sections above referred to, and such proceedings and all the steps thereunder are hereby declared and held to be valid, notwithstanding any defect or irregularity therein, or any failure to conform strictly to the provisions of the above mentioned sections.

Proceedings in courts to enjoin or declare void; admissible testimony; apportionment of costs.

Section 301. The court in which action is brought to enjoin, reverse or declare void, the proceedings, by which any road has been constructed or improved, or ordered to be constructed or improved, or to enjoin the collection of a tax or assessment levied or ordered to be levied for such purpose, or any part thereof, if there is manifest error in such proceedings affecting the right of the plaintiff in such action, may set such proceedings aside as to him, without affecting the rights or liabilities of the other parties in interest. The court shall allow parol testimony, that said improvement will be conducive to the public welfare, and that any steps required by law for an improvement has been substantially complied with, notwithstanding any errors or defects in any record required to be kept by any board or officer, and without finding error, the court may correct any gross injustice in the assessment made by the commis-

Digitized by Google

sioners. The court, on the final hearing, shall make such order in the premises as it may deem just and equitable, and order the tax or assessment levied against the plaintiff to remain on the duplicate for collection or order it to be levied in whole or in part, or perpetually enjoin it or any part thereof, or if it has been paid under protest, order the whole or such part thereof, as is just and equitable to be refunded. The costs of such action shall be apportioned among the parties, or paid out of the county treasury as the court may direct.

www.libook.com.cn

CHAPTER XIV.

Saving and Repeal Provisions.

Pending actions, civil or criminal, not affected.

Section 302. This act shall not affect pending actions or proceedings, civil or criminal, pertaining to the construction, improvement, maintenance, supervision or control of highways, bridges or culverts, brought by or against the county commissioners, county surveyor, township trustees, or road superintendent under the provisions of any statute hereby repealed, but the same may be prosecuted or defended to final determination in like manner, as if such statute had not been repealed.

Contracts not impaired or affected.

Section 303. This act shall not affect or impair any contract or any act done, or right acquired of any penalty, forfeiture or punishment incurred prior to the time when this act or any section thereof takes effect, under or by virtue of any law so repealed, but the same may be asserted, completed, enforced, prosecuted or inflicted as fully and to the same extent as if such laws had not been repealed. The provisions of this act shall not affect or impair any act done or right acquired under or in pursuance of any resolution adopted by the board of commissioners of any county, the trustees of any township, or the commissioners of any road district prior to the time of the taking effect of this act, and wherever under any law repealed by this act any organization now exists for the purpose of improving, repairing or maintaining any public road or roads, such organization shall not be affected by this act and all officers of such organization or organizations shall continue to hold office and exercise the powers heretofore exercised by them. Their successors in office with like powers shall be elected or appointed as heretofore till all contracts and obligations of such organization shall be fully met and complied with and all rights fully conserved. For such purposes such organization or organizations shall have all the rights heretofore exercised by them to hire necessary assistance, clerical or otherwise; to fund or refund any indebtedness and to levy and collect taxes or certify the same for levy and collection; to pay such debts and expenses together with salaries and other expenses of such organization or organizations; but no such organization or organizations shall contract any new

Digitized by Google

obligation or obligations after the taking effect of this act, for the construction or repair of additional road or roads or the maintenance or repair of roads already improved. When all obligations existing at the time of the taking effect of this act have been fully met and complied with, such organization or organizations shall cease to exist and all property or funds of such organization or organizations shall be and become a part of the road fund of the county in which such organization or organizations exist. All roads macadamized or paved by any such organization shall be kept improved and in repair by the county highway superintendent at the cost of the county in which the same are located.

Sections or parts held void shall not affect any other.

SECTION 304. Sections of this act and parts thereof are hereby declared to be independent sections and parts of sections, and the holding of any section, or part thereof to be unconstitutional, void or ineffective for any cause, shall not affect any other section or part thereof. This act shall take effect upon the first Monday in September, 1915, unless otherwise specifically provided in this act.

Repeals.

SECTION 305. The following sections of the General Code of Ohio are hereby repealed: Sections 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1184-1, 1184-2, 1184-3, 1184-4, 1185, 1186, 1186-1, 1187, 1188, 1189, 1190, 1191, 1192, 1192-1, 1193, 1194, 1195, 1196, 1197, 1197-1, 1198, 1199, 1199-1, 1200, 1201, 1202, 1203, 1203-1, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1210-1, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1217-1, 1217-2, 1218, 1219, 1220, 1221, 1222, 1222-1, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1231-1, 1231-2, 1231-3, 3271, 3272, 3274, 3275, 3282, 3282-1, 3282-2, 3282-3, 3282-4, 3283, 3284, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3734, 3735, 3736, 3737, 3738, 3739, 3741, 5628, 5628-1, 5635, 5635-1, 5636, 6829, 6830, 6831, 6832, 6833, 6834, 6835, 6836, 6837, 6838, 6839, 6840, 6841, 6842, 6843, 6844, 6845, 6846, 6847, 6848, 6849, 6850, 6851, 6852, 6853, 6854, 6855, 6856, 6857, 6858, 6859, 6860, 6861, 6862, 6863, 6864, 6865, 6866, 6867, 6868, 6869, 6870, 6871, 6872, 6873, 6874, 6875, 6876, 6877, 6878, 6879, 6880, 6881, 6882, 6883, 6884, 6885, 6886, 6887, 6889, 6890, 6891, 6892, 6893, 6894, 6895, 6896, 6897, 6898, 6899, 6900, 6901, 6902, 6903, 6904, 6905, 6905-1, 6905-2, 6905-3, 6905-4, 6905-5, 6906, 6907, 6908, 6909, 6910, 6911, 6912, 6912-1, 6912-2, 6912-3, 6913, 6914, 6915, 6916, 6917, 6918, 6919, 6920, 6921, 6922, 6923, 6924, 6925, 6926, 6927, 6928, 6929, 6930, 6931, 6932, 6933, 6934, 6935, 6936, 6937, 6938, 6939, 6940, 6941, 6942, 6943, 6944, 6945, 6946, 6947, 6948, 6949, 6950, 6951, 6952, 6953, 6954, 6955, 6956, 6956-a, 6956-b, 6956-1, 6956-2, 6956-3, 6956-4, 6956-5, 6956-6, 6956-7, 6956-8, 6956-9, 6956-10, 6956-11, 6956-12, 6956-13, 6956-14, 6956-15, 6956-16a, 6956-17, 6956-18, 6956-19, 6956-20, 6957, 6958, 6959, 6960, 6961, 6962, 6963, 6964, 6965, 6966, 6967, 6968, 6969, 6970, 6971, 6972, 6973, 6974, 6975, 6976, 6977, 6978, 6979, 6980, 6981,

Digitized by Google

Repeals.

6982, 6983, 6984, 6985, 6986, 6987, 6988, 6989, 6990, 6991,
6992, 6993, 6994, 6995, 6996, 6997, 6998, 6999, 7000, 7001,
7002, 7003, 7004, 7005, 7006, 7007, 7008, 7009, 7010, 7011,
7012, 7013, 7014, 7015, 7016, 7017, 7018, 7019, 7020, 7021,
7022, 7023, 7024, 7025, 7026, 7027, 7028, 7029, 7030, 7031,
7032, 7033, 7034, 7035, 7036, 7037, 7038, 7039, 7040, 7041,
7042, 7043, 7044, 7045, 7046, 7047, 7048, 7049, 7050, 7051,
7052, 7053, 7054, 7055, 7056, 7057, 7058, 7059, 7060, 7060-1,
7060-2, 7060-3, 7060-4, 7061, 7062, 7063, 7064, 7065, 7066,
7067, 7068, 7069, 7070, 7071, 7072, 7073, 7074, 7075, 7076,
7077, 7078, 7079, 7080, 7081, 7082, 7083, 7084, 7085, 7086,
7087, 7088, 7089, 7090, 7091, 7092, 7093, 7094, 7095, 7096,
7097, 7098, 7099, 7100, 7101, 7102, 7103, 7104, 7105, 7106,
7107, 7108, 7109, 7110, 7111, 7112, 7113, 7114, 7115, 7116,
7117, 7118, 7119, 7120, 7121, 7122, 7123, 7124, 7125, 7126,
7127, 7128, 7129, 7130, 7131, 7132, 7133, 7134, 7135, 7136,
7137, 7138, 7139, 7140, 7141, 7142, 7143, 7144, 7145, 7146,
7147, 7148, 7148-1, 7148-2, 7150, 7151, 7152, 7153, 7154,
7155, 7156, 7157, 7158, 7159, 7160, 7161, 7162, 7163, 7164,
7165, 7166, 7167, 7168, 7169, 7170, 7171, 7172, 7173, 7174,
7175, 7176, 7178, 7179, 7180, 7181, 7182, 7183, 7184,
7185, 7186, 7187, 7188, 7189, 7190, 7191, 7192, 7193, 7194,
7195, 7196, 7197, 7198, 7199, 7200, 7201, 7202, 7203, 7204,
7205, 7206, 7207, 7208, 7209, 7210, 7211, 7212, 7213, 7214,
7215, 7216, 7217, 7218, 7219, 7220, 7221, 7222, 7223, 7224,
7225, 7226, 7227, 7228, 7229, 7230, 7231, 7232, 7233, 7234,
7235, 7236, 7237, 7238, 7239, 7240, 7241, 7242, 7243, 7244,
7245, 7246, 7247, 7248, 7249, 7250, 7251, 7252, 7253, 7254,
7255, 7256, 7257, 7258, 7259, 7260, 7261, 7262, 7263, 7264,
7265, 7266, 7267, 7268, 7269, 7270, 7271, 7272, 7273, 7274,
7275, 7276, 7277, 7278, 7279, 7280, 7281, 7282, 7283, 7284,
7285, 7286, 7287, 7288, 7289, 7290, 7291, 7292, 7293, 7294,
7295, 7296, 7297, 7298, 7299, 7300, 7301, 7302, 7303, 7304,
7305, 7306, 7307, 7308, 7309, 7309-1, 7310, 7311, 7312, 7313,
7314, 7315, 7316, 7317, 7318, 7319, 7320, 7321, 7322, 7323,
7324, 7325, 7326, 7327, 7328, 7329, 7330, 7331, 7332, 7333,
7334, 7335, 7336, 7337, 7338, 7339, 7340, 7341, 7342, 7343,
7344, 7345, 7346, 7347, 7348, 7349, 7350, 7351, 7352, 7353,
7354, 7355, 7356, 7357, 7358, 7359, 7360, 7361, 7362, 7363,
7364, 7365, 7366, 7367, 7368, 7369, 7370, 7371, 7372, 7373,
7374, 7375, 7376, 7377, 7378, 7379, 7380, 7381, 7382, 7383,
7384, 7385, 7386, 7387, 7388, 7389, 7390, 7391, 7392, 7393,
7394, 7395, 7396, 7397, 7398, 7399, 7400, 7401, 7402, 7403,
7404, 7405, 7406, 7407, 7408, 7409, 7410, 7411, 7412, 7413,
7414, 7415, 7416, 7417, 7418, 7422, 7423, 7424, 7425, 7426,
7427, 7428, 7429, 7430, 7431, 7432, 7433, 7434, 7435, 7436,
7437, 7438, 7439, 7440, 7441, 7442, 7443, 7444, 7445, 7446,
7447, 7448, 7449, 7450, 7451, 7452, 7453, 7454, 7455, 7456,
7457, 7458, 7459, 7460, 7461, 7462, 7463, 7464, 7465, 7466,
7467, 7468, 7469, 7470, 7471, 7476, 7477, 7478, 7479, 7480,
7481, 7482, 7483, 7484, 7485, 7486, 7487, 7488, 7489, 7490,
7491, 7492, 7496, 7497, 7498, 7499, 7500, 7501, 7502, 7503,
7504, 7505, 7506, 7507, 7508, 7509, 7510, 7511, 7512, 7513,

Digitized by Google

Repeals.

7514, 7515, 7516, 7517, 7518, 7519, 7520, 7521, 7522, 7523, 7524, 7525, 7526, 7532, 7534, 7536, 7537, 7538, 7539, 7540, 7541, 7542, 7543, 7544, 7545, 7546, 7547, 7548, 7549, 7550, 7551, 7552, 7553, 7562, 12517, 12891.

The following acts are hereby repealed:

An act entitled, "An act to provide for a new highway law for Ohio to take the place of all existing road laws." Passed May 10th, 1900 (101 O. L. pp. 200-201).

An act entitled, "An act to authorize the township trustees to expend certain moneys levied and collected under the authority of an act entitled, 'An act to further supplement section 4889 of the Revised Statutes of Ohio, passed April, 1902, passed May 10, 1901, (101 O. L. p. 341).

Sections 1, 2, 4, 5, 6, 7, 8 and 9 of an act entitled, "An act providing a levy and to create a fund for the purposes provided in the act passed May 31, 1911, entitled, 'An act creating a state highway department, defining the duties thereof and providing aid in the construction and maintenance of highways and to repeal certain sections of the General Code' approved June 9, 1911, (102 O. L. pp. 333-349,) and for other purposes defined herein." (103 O. L. p. 155).

An act entitled, "An act creating a state highway department, defining the duties thereof, and providing aid in the construction and maintenance of highways, and to repeal certain sections of the General Code." (102 O. L. p. 333.)

This act shall supersede all acts and parts of acts not herein expressly repealed, which are inconsistent herewith, and the repeal herein of any acts or sections of the General Code shall not revive a law repealed by any act or section herein repealed.

F. E. WHITTEMORE,
Speaker pro tem. of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

The sectional numbers on the margin hereof are designated as provided by law.
EDWARD C. TURNER,
Attorney General.

Passed May 17, 1915.
Approved June 2, 1915.

FRANK B. WILLIS,
Governor.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D., 1915. 247G.

[House Bill No. 701.]

AN ACT

To make general appropriations.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. The sums set forth in sections 2 and 3 of this act in the columns therein designated "Appropria-

Digitized by Google

General appropriations, 1915-1916.

tions" for the purposes therein specified, are hereby appropriated out of any monies in the state treasury not otherwise appropriated. Appropriations enumerated in such sections for departments, boards, commissions, bureaus, institutions, and offices, for the uses and purposes of which, or of any activity or function thereof, specific funds in the state treasury are provided by law, are hereby made from such specific funds, in so far as such funds are subject by law to appropriation and expenditure for the purposes therein mentioned, and to the extent that the monies to the credit of such specific funds on July 1, 1915 or which may be credited thereto prior to June 30, 1917 shall be sufficient to satisfy such appropriations. Any sums necessary to supply the balance of such appropriations are hereby appropriated out of any monies in the state treasury to the credit of the general revenue fund, but no monies shall be taken from the general revenue fund to support the highway department, or the fish and game division of the agricultural commission.

SECTION 2. The following sums shall not be expended to pay liabilities or deficiencies existing prior to July 1, 1915, or incurred subsequent to June 30, 1917.

OHIO BOARD OF ADMINISTRATION.

Personal Service—		Appropriations.
A 1.	Salaries— Items.	
	4 members	$18,583 33
	Fiscal supervisor and secretary	3,600 00
	Consulting engineer	3,000 00
	Purchasing agent	3,000 00
	Chief agriculturist	3,000 00
	Mechanical engineer	2,500 00
	Veterinarian	2,500 00
	Chief clerk fiscal department	2,280 00
	Horticulturist	2,000 00
	Superintendent of laundries	1,800 00
	Chief clerk purchasing department.	1,620 00
	2 voucher clerks	3,000 00
	Assistant superintendent construction	1,500 00
	Civil engineer	1,380 00
	Draftsman	1,200 00
	Clerk	1,200 00
	9 clerk-stenographers	9,660 00
	Dietitian	900 00
	Filing clerk	780 00
	Clerk	660 00
	Telephone operator	540 00
	Messenger	900 00
	Mechanical draftsman and tracer	720 00
	19 managing officers	46,100 00
	Minor officers and employes	1,305,100 00

Digitized by Google

www.libtool.com.cn

General appropriations, 1915-1916.

	Psychologist		$3,500 00
	Diagnostician		1,500 00
	2 field workers		2,160 00
	Laboratory worker		720 00
	Stenographer		720 00
	Total		$1,426,123 33
A 2.	Wages		$5,000 00
A 3.	Unclassified—		
	Prisoners' compensation		$80,000 00
	Total personal service		$1,511,123 33
Maintenance—			
C	Supplies—		
C 1.	Food	$1,022,267 91	
C 2.	Forage and veterinary	86,292 62	
C 3.	Fuel	283,851 81	
C 4.	Office	19,951 72	
C 5.	Medical and surgical	27,015 43	
C 6.	Laundry, cleaning, etc.	37,102 30	
C 7.	Refrigerating	4,545 84	
C 8.	Educational and recreational	3,726 00	
C 9.	Botanical and agricultural	27,728 15	
C 10.	Motor vehicle	2,237 58	
C 11.	General plant	50,280 24	
	Total	$1,565,000 00	
D	Materials—		
D 2.	Buildings	$86,247 00	
D 3.	General plant	153,753 00	
	Total	$240,000 00	
E	Equipment —		
E 1.	Office	$3,651 40	
E 2.	Household	77,237 83	
E 3.	Medical and surgical	4,316 25	
E 4.	Livestock	132,644 04	
E 5.	Motorless vehicles and equipment	2,674 19	
E 6.	Motor vehicles	4,741 57	
E 7.	Wearing apparel	172,982 14	

Digitized by Google

E 8.	Educational and recreational ..	$7,760 71	
E 9.	General plant...	78,991 87	
	Total	$485,000 00	
F	Contract and Open Order Service—		
F 1.	General repairs..	$21,346 10	
F 2.	Motor vehicle repairs	1,510 00	
F 3.	Water	15,874 43	
F 4.	Light, heat and power	46,315 95	
F 6.	Transportation ..	17,613 14	
F 7.	Communication .	8,049 80	
F 9.	General plant...	64,290 58	
	Total	$175,000 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$5,223 10	
H 7.	Insurance	882 00	
	Total	$6,105 10	
	Total maintenance except additions and betterments		$2,471,105 10
G	Additions and Betterments—		
G 1.	Lands—		
	To purchase remainder E. G. Silvers' farm, Athens.....		$1,464 34
	To purchase the Anna Nail Ettinger 9 acres and dwelling near Ohio State Reformatory and the Emma Nail Ettinger 6 acres and dwelling		5,250 00
	55 acres near Toledo hospital.		16,500 00
G 2.	Structures and Parts—		
	ATHENS STATE HOSPITAL.		
	Fire escape tubercular ward..		$200 00
	Baking and kitchen equipment		6,900 25
	STATE SCHOOL FOR THE BLIND.		
	New building for paint and carpenter shop.....		$4,000 00

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

BOYS' INDUSTRIAL SCHOOL.

Milk building.....	$1,500 00

CLEVELAND STATE HOSPITAL.

Tubercular building.....	$10,000 00
New laundry and equipment.	40,000 00

COLUMBUS STATE HOSPITAL.

2 cottages to cost $140,000.00 complete	$70,000 00
New engine house.....	40,000 00
Smoke stack	6,000 00

DAYTON STATE HOSPITAL.

To complete cold storage plant	$10,000 00
Cottage to cost complete $70,000.00	40,000 00
Building for gardeners' tools.	500 00

OHIO HOSPITAL FOR EPILEPTICS.

2 cottages to cost complete $140,000.00	$70,000 00
Tubercular shacks for men...	3,500 00
To equip cottages with hot water system	13,000 00

INSTITUTION FOR FEEBLE-MINDED.

Hospital custodial farm.....	$25,000 00
Cottage custodial farm to cost complete $70,000.00.....	40,000 00
Hog house custodial farm...	1,000 00
Farrowing houses custodial farm	300 00
Power house custodial farm...	18,000 00
2 cottages to cost complete $140,000.00	70,000 00
Industrial building custodial farm	10,000 00

GIRLS' INDUSTRIAL HOME.

To convert old laundry into storeroom	$500 00
Overhauling heating system in school building.....	1,000 00
Overhauling heating system and additional wiring system	1,000 00
Smoke stack.....	4,000 00

Digitized by Google

www.libtoolarm.com

MASSILLON STATE HOSPITAL.

Receiving cottage to cost complete $70,000.00	$40,000 00	General appropriations, 1915-1916.
Cottage No. 4 to cost complete $70,000.00	40,000 00	
Alterations to refrigeration and cold storage plant	6,000 00	

NEW PRISON FARM.

Tool shed, carpenter and blacksmith shop	$1,000 00
Storage barn	3,000 00
Dairy barn	4,000 00
Cattle barn	2,000 00
Granaries	1,000 00
Lighting system	1,500 00
2 silos	700 00
Residence for farm superintendent	2,000 00
Poultry plant	1,500 00
Hog house	1,500 00

OHIO STATE REFORMATORY.

To construct dining room and kitchen	$75,000 00
For services consulting architects and for superintendence	2,500 00

OHIO STATE SANATORIUM.

Green house	$2,000 00
100,000 gallon steel reservoir.	4,000 00
Building for farm implements	500 00

SOLDIERS' AND SAILORS' HOME.

Frost jacket	$900 00
New roof administration building	2,500 00

TOLEDO STATE HOSPITAL.

To reconstruct foundation infirmary building	$3,500 00
Dairy barn	6,000 00

G 3. Non-structural improvements to

ATHENS STATE HOSPITAL.

Stokers	$4,500 00
Water softening plant	5,000 00

Digitized by Google

www.libtool.com.cn

Feed water heater	$2,500 00
Heating system, vacuum pumps, traps, etc	4,741 00
Fire protection and water supply	1,392 00
Telephone system	2,400 00
3 boilers	15,750 00

CLEVELAND STATE HOSPITAL.

2 400 horse power boilers and stokers	$11,200 00

COLUMBUS STATE HOSPITAL.

Piping	$8,000 00
New boiler 1,000 horse power.	20,000 00
Stoker equipment	10,000 00
Engine and generator set 300 kilowatt	10,000 00
Water softening plant	6,000 00
2 deep well pumps	2,500 00
New plumbing	2,500 00
Flat work ironer	1,500 00
Sterilizer	1,200 00
Machinery dry-cleaning plant.	490 00

DAYTON STATE HOSPITAL.

Coal handling equipment	$10,000 00

OHIO HOSPITAL FOR EPILEPTICS.

Heat tunnel	$5,720 00
2 400 horse power boilers and stokers	17,000 00
Stokers for 2 boilers to be reset	5,000 00
Motors to replace steam engine	2,300 00
5 horse power motor machine shops	110 00
30 horse power motor carpenter shop	295 00
30 horse power motor laundry.	295 00
30 horse power motor for ammonia compressor	295 00
30 horse power motor for farm	295 00
Transformer	1,700 00
2-inch booster pump	165 00
Water softener	5,000 00

Digitized by Google

INSTITUTION FOR FEEBLE-MINDED.

www.libtool.com.cn

Cisterns at Columbus institution	$1,500 00	General appropriations, 1915-1916.
Water softening plant	5,000 00	
Automatic stokers and dutch-ovens	12,000 00	
3 4,000 horse power heaters	8,000 00	

NEW PRISON FARM.

Fencing	$1,000 00
Roads and drainage	1,500 00

OHIO STATE SANITORIUM.

Telephone cables	$300 00

SOLDIERS' AND SAILORS' HOME.

Hot water heating system	$8,700 00
Improvements to boilers	250 00
5 sets shaking grates	850 00
Improvements on engines, pumps, elevators, etc	2,000 00
Filter bed and dry septic tank	2,500 00
Bake oven	2,500 00
Total	$914,687 34
Total appropriation	$4,896,915 77

AGRICULTURAL COMMISSION.

GENERAL OFFICES.

Personal Service—

A 1.	Salaries—	
	3 members commission	$15,000 00
	Secretary	3,000 00
	Stenographer	1,000 00

DIVISION OF AGRICULTURE.

Chief assistant	$2,600 00
Chief clerk	1,400 00
Fertilizer and feed clerk	1,800 00
Clerk and deputy inspector	1,400 00
Mailing clerk	1,200 00
Farm superintendent	1,800 00
Superintendent fair grounds	1,000 00
Clerk	1,080 00
Bookkeeper	1,300 00
8 stenographers	6,960 00
Clerk	660 00
Crop improvement organizer	2,500 00
3 deputy inspectors fertilizer and feed	3,600 00

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

Field agent junior contest work	$1,600 00
3 extra inspectors part time	1,260 00
Chief inspector orchards and nurseries	2,400 00
9 deputy inspectors orchards and nurseries	10,740 00
State veterinarian	3,600 00
Assistant state veterinarian	1,600 00
Pathologist	3,000 00
Assistant pathologist	1,400 00
Chief field veterinarian	1,600 00
15 field veterinarians	19,080 00
Local veterinarian in charge	1,800 00
12 laborers serum plant	7,920 00
Messenger	840 00

DAIRY AND FOOD DIVISION.

Chief division	$2,000 00
Chief clerk	1,200 00
Bookkeeper	1,200 00
Stenographer	1,000 00
Clerk	720 00
2 inspectors weights and measures	2,700 00
5 dairy inspectors	6,000 00
4 drugs inspectors	4,800 00
9 food inspectors	10,800 00
Cannery inspector	1,200 00
3 narcotic inspectors	3,600 00
Messenger	840 00

EXPERIMENT STATION.

Director	$4,000 00
10 deputy chiefs	24,800 00
Bursar	2,000 00
5 associates	9,800 00
39 assistants	47,400 00
Fair superintendent	1,600 00
Librarian	1,300 00
Photographer	780 00
6 office assistants	5,980 00
6 field assistants	4,800 00
2 engineers	1,860 00
Mechanic	900 00
Printer	960 00
Mailing clerk	780 00
4 farm managers	4,260 00
Butter maker	1,200 00
Herdsman	960 00
Herdsman	840 00
Shepherd	840 00
5 foremen	4,200 00
Assistant foreman	960 00
Proof reader	720 00

Digitized by Google

	Stenographer	$660 00	General appropriations, 1915-1916.
	Clerk	660 00	
	12 county agents	6,000 00	
	Editor	1,800 00	
	Clerk	720 00	
	FISH AND GAME DIVISION.		
	Chief warden	$3,000 00	
	Clerk	1,800 00	
	Bookkeeper	1,200 00	
	3 stenographers	2,340 00	
	2 clerks	1,800 00	
	25 wardens	22,500 00	
	Superintendent London hatchery.	1,080 00	
	Laborer	720 00	
	Superintendent Lake Erie hatchery	1,200 00	
	Assistant superintendent and engineer	1,080 00	
	2 firemen	1,440 00	
	Master patrol boat	1,080 00	
	Marine engineer	900 00	
	Total	$310,120 00	
A 2.	Wages—		
	Supplementary institute work	$2,600 00	
	Veterinary examiners	150 00	
	Clerks, compositors, press men, printing helpers for experiment station	50,000 00	
	Clerks and laborers for state fair and serum plant	12,180 00	
	For fish and game work on Lake Erie	3,000 00	
	Extra game wardens	10,000 00	
	County farmers' institutes	10,500 00	
	Total	$88,430 00	
A 3.	Unclassified—		
	General Offices—Extra help	$200 00	
	Analysis Fees—		
	Dairy and food	$3,500 00	
	Analysis Fees—		
	Division of agriculture	1,000 00	
	Experimental work in connection with the control and eradication of hog cholera in connection with federal government	5,000 00	
	Promoting junior contest work.	8,000 00	
	Total	$17,700 00	
	Total personal service	$416,250 00	

www.hotoo.com.cn

Digitized by Google

www.libtool.com.cn

Maintenance—				
C	Supplies—			
	C 1.	Food		$25 00
	C 2.	Forage and veterinary		24,200 00
	C 3.	Fuel—		
		For Lake Erie hatchery		1,000 00
		Experiment station		5,000 00
		Other		400 00
	C 4.	Office		12,577 70
	C 6.	Laundry, cleaning, etc		342 00
	C 7.	Refrigerating		235 00
	C 9.	Botanical and agricultural		3,100 00
	C 10.	Motor vehicle		1,100 00
	C 11.	General Plant—		
		Pigs for serum tests		50,000 00
		Cream for experiment station		11,000 00
		Other		5,367 50
		Total		$114,347 20
D	Materials—			
	D 1.	Highway	$1,000 00	
	D 2.	Building	4,000 00	
	D 3.	General plant	3,000 00	
		Total	$8,000 00	
E	Equipment—			
	E 1.	Office	$1,819 65	
	E 4.	Livestock—		
		For purchase and propagation of game birds	45,000 00	
		Other	3,500 00	
	E 5.	Motorless vehicles	500 00	
	E 6.	Motor vehicles and Equipment—		
		Ford car	450 00	
		Other	750 00	
	E 7.	Wearing apparel	125 00	
	E 8.	Educational and recreational	1,250 00	
	E 9.	General plant	19,868 00	
		Total	$73,262 65	
F	Contract and Open Order Service—			
	F 1.	General repairs	$3,910 00	
	F 2.	Motor vehicle repairs	500 00	
	F 3.	Water	400 00	
	F 4.	Light, heat and power	1,300 00	

Digitized by Google

F 6.	Transportation ..	$111,260 00	
F 7.	Communication ..	3,327 00	
F 8.	Contingencies ...	3,700 00	
F 9.	General Plant—		
	For uses and purposes of the state fair.....	85,500 00	
	Other	5,862 00	
	All monies appropriated in H. B. 314 approved March 12, 1915, for Lake Erie and inland fish propagation and remaining unexpended June 30, 1915, are hereby reappropriated.		
	All monies appropriated by the U. S. government which are now in the Adams - Hatch fund or which may be credited to such fund prior to July 1, 1917.		
	Total	$215,759 00	
G	Additions and Betterments—		
G 3.	Non-structural—		
	Drainage London hatchery	$2,000 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$4,567 20	
H 7.	Insurance	337 50	
H 8.	Contributions ...	65 00	
	Total	$4,969 70	
	Total maintenance.....		$418,338 55
	Total appropriation.....		$834,588 55

Digitized by Google

General appropriations, 1915-1916.

ARCHAEOLOGICAL AND HISTORICAL SOCIETY.

www.libtool.com.cn

Personal Service—			
A 1.	Salaries—		
	Secretary		$1,000 00
	Curator		2,500 00
	Assistant curator		1,400 00
	2 assistant librarians		1,340 00
	Stenographer		720 00
	Treasurer		300 00
	3 janitors		2,160 00
	4 caretakers		1,285 00
	Bookkeeper		150 00
	Author "Ohio in the Civil War"		2,000 00
	Total		$12,855 00
A 2.	Wages		250 00
	Total personal service		$13,105 00
Maintenance—			
C	Supplies—		
C 4.	Office	$300 00	
	Publication	2,400 00	
C 11.	General plant	250 00	
	Total	$2,950 00	
E	Equipment—		
E 8.	Educational and Recreational— Books, maps, engravings, etc.	$1,000 00	
E 9.	General Plant— Museum equipment	1,425 00	
	Other	100 00	
	Total	$2,525 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$925 00	
F 3.	Water	56 00	
F 4.	Light, heat and power	2,400 00	
F 6.	Transportation	750 00	
F 7.	Communication	105 00	
F 8.	Contingencies	200 00	
F 9.	General plant	1,000 00	
	Total	$5,436 00	

Digitized by Google

www.library.ca.gov

H Fixed Charges and Contributions—			
H 7. Insurance.....	$99 40		General appropriations, 1915-1916.
Total maintenance.....		$11,010 40	
Total appropriation.....		$24,115 40	

ATTORNEY GENERAL.

Personal Service—		
A 1. Salaries—		
Attorney general.....		$6,500 00
First assistant attorney general...		4,000 00
Second assistant attorney general..		2,500 00
Chief clerk.....		1,500 00
9 stenographers		10,600 00
Willis tax clerk.....		2,000 00
Messenger		600 00
Total		$27,700 00
A 3. Unclassified—		
Special counsel.....		$55,000 00
Extra stenographic work.....		800 00
Expense of investigation.....		5,000 00
Total personal service.....		$88,500 00
Maintenance—		
C Supplies—		
C 4. Office	$1,346 00	
E Equipment—		
E 1. Office	655 00	
F Contract and Open Order Service—		
F 1. General repairs..	225 00	
F 6. Transportation ..	4,500 00	
F 7. Communication ..	750 00	
F 8. Contingencies ...	1,025 00	
F 9. General Plant—		
Costs in cases....	2,500 00	
Other	66 00	
Total	$9,066 00	
Total maintenance.....		$11,067 00
Total appropriation.....		$99,567 00

Digitized by Google

AUDITOR OF STATE.

General appropriations, 1915-1916.

www.libtool.com.cn

Personal Service—			
A 1.	Salaries—		
	Auditor		$6,500 00
	Deputy auditor		3,000 00
	Chief clerk		2,400 00
	2 bookkeepers		4,350 00
	Liquor tax deputy		2,000 00
	Filing clerk		1,600 00
	Excise clerk		1,500 00
	Settlement clerk		1,500 00
	Index clerk		1,500 00
	Statistical clerk		2,000 00
	4 clerks		6,000 00
	2 Auditors of vouchers		3,600 00
	Stenographers and typists		3,240 00
	2 messengers and janitors		1,480 00
	Chief examiner		2,800 00
	4 examiners		8,550 00
	2 assistant examiners		3,000 00
	Clerk and stenographer		1,500 00
	Total personal service		$56,520 00
Maintenance—			
C	Supplies—		
	C 4. Office	$1,200 00	
E	Equipment—		
	E 1. Office	1,000 00	
F	Contract and Open Order Service—		
	F 1. General repairs	100 00	
	F 6. Transportation	900 00	
	F 7. Communication	500 00	
	F 8. Contingencies	1,500 00	
	F 9. General plant	200 00	
	Total	$3,200 00	
	Total maintenance		$5,400 00
	Total appropriation		$61,920 00

BUREAU OF INSPECTION AND SUPERVISION OF PUBLIC OFFICES.

Personal Service—		
A 1.	Salaries—	
	Deputy inspectors	$5,416 66
	Chief clerk	1,500 00
	Statistician	1,800 00

Digitized by Google

Stenographer		$1,200 00	General appropriations, 1915-1916.
Assistant clerk		960 00	
Clerk-stenographer in charge of findings		1,100 00	
Multigraph operator		900 00	
Janitor		360 00	
Total		$13,236 66	
A 2. Wages		150 00	
Total personal service		$13,386 66	
Maintenance—			
C Supplies—			
C 4. Office	$775 00		
E Equipment—			
E 1. Office	500 00		
F Contract and Open Order Service—			
F 6. Transportation	950 00		
I Rotary Fund—			
For the uses and purposes of the bureau of inspection and supervision as provided in sections 287 and 288 of the General Code, all monies to the credit of said bureau in rotary fund and all monies due said bureau by virtue of aforesaid sections and	10,000 00		
Total maintenance		$12,225 00	
Total appropriation		$25,611 66	

BANKS AND BANKING.

Personal Service—		
A 1. Salaries—		
Superintendent	$5,000 00	
Assistant superintendent	3,000 00	
Chief examiner	3,000 00	
12 examiners	28,800 00	
Statistician	1,200 00	
3 clerk-stenographers	3,400 00	
Assistant commissioner	3,000 00	
Financial clerk	1,800 00	

Digitized by Google

www.libtool.com.cn

3 inspectors		$6,600 00
Expert accountant		3,000 00
Confidential clerk		1,800 00
Stenographer and clerk		1,200 00
Chief examiner		2,500 00
2 inspector-examiners		3,300 00
Clerk-stenographer		1,200 00
Total personal service		$68,800 00

Maintenance—

C Supplies—

C 4. Office — Banking department	$971 50	
Securities department	486 00	
Loan agent's regulation	400 00	
Total		$1,857 50

E Equipment—

E 1. Office — Banking department	$542 23	
Securities department	360 53	
Loan agent's regulation	765 00	
Total		$1,667 76

F Contract and Open Order Service—

F 1. General repairs—Banking Dept.	$25 00	
F 6. Transportation—Banking Dept.	13,200 00	
Securities Dept.	5,500 00	
Loan agent regulation	3,020 00	
F 7. Communication—Banking Dept.	694 00	
Securities department	150 00	
Loan agent regulation	577 00	
F 8. Contingencies — Banking Dept.	250 00	
Securities department	75 00	
Total		$23,491 00

Digitized by Google

www.libtool.com.cn

H Fixed Charges and Contributions—			
H 6. Rent — Banking department ..	$1,697 25		
Securities department	600 00		
Loan agent regulation	600 00		
Total	$2,897 25		
Total maintenance.....		$29,913 51	
Total appropriation.....		$98,713 51	

COMMISSION FOR THE BLIND.

Personal Service—			
A 1. Salaries—			
Executive secretary.....		$3,500 00	
Assistant executive secretary.....		1,800 00	
10 clerks.....		6,980 00	
8 salespeople.....		4,787 64	
9 home teachers.....		3,780 00	
3 shop assistants.....		2,080 00	
6 eye nurses.....		6,300 00	
Publicity agent.....		200 00	
Total		$29,427 64	
A 2. Wages		1,740 00	
Total personal service.....		$31,167 64	
Maintenance—			
C Supplies—			
C 4. Office	$1,750 00		
C 5. Medical and surgical	25 00		
C 6. Laundry, cleaning, etc.....	15 00		
C 8. Educational and recreational ..	150 00		
C 11. General plant....	500 00		
Total	$2,440 00		
E Equipment—			
E 1. Office	$150 00		
E 3. Medical and surgical	50 00		
E 9. General plant...	800 00		
Total	$1,000 00		

Digitized by Google

www.libtool.com.cn

F	Contract and Open Order Service—		
	F 1. General repairs.	$100 00	
	F 3. Water	15 00	
	F 4. Light, heat and power	250 00	
	F 6. Transportation ..	11,600 00	
	F 7. Communication .	350 00	
	Total	$12,315 00	
H	Fixed Charges and Contributions—		
	H 6. Rent	$2,175 00	
	H 7. Insurance	250 00	
	H 8. Contributions— To make good losses incurred in the employment of the blind	12,000 00	
	Total	$14,425 00	
	Total maintenance.....		$30,180 00
	Total appropriation.....		$61,347 64

BUREAU BUILDING AND LOAN ASSOCIATIONS.

Personal Service—			
A 1.	Salaries—		
	Inspector		$3,600 00
	Deputy inspector.....		2,000 00
	Assistant deputy.....		1,800 00
	Assistant examiner.....		1,500 00
	2 clerks.....		2,700 00
	Statistician		1,200 00
	9 examiners.....		16,200 00
	Total personal service.....		$29,000 00
Maintenance—			
C	Supplies—		
	C 4. Office	$435 00	
E	Equipment—		
	E 1. Office	$10 00	
F	Contract and Open Order Service—		
	F 1. General repairs..	$5 00	
	F 6. Transportation ..	7,100 00	
	F 7. Communication .	180 00	
	Total	$7,285 00	

Digitized by Google

H	Fixed Charges and Contributions—			
	H 6. Rent	$985 00		
	Total maintenance.....		$8,715 00	General appropriations, 1915-1916.
	Total appropriation.....		$37,715 00	

www.libtool.com.cn

STATE BOARD OF CHARITIES.

Personal Service—			
A 1.	Salaries—		
	Secretary		$3,000 00
	Agent		1,800 00
	3 assistant agents.....		4,500 00
	Cashier and clerk.....		1,200 00
	5 clerks and stenographers.....		3,960 00
	CHILDREN'S WELFARE.		
	Director		2,400 00
	Assistant director.....		1,500 00
	5 visitors.....		6,300 00
	3 clerk-stenographers.....		2,280 00
	Total		$26,940 00
A 2.	Wages		100 00
A 3.	Unclassified		250 00
	Total personal service.....		$27,290 00
Maintenance—			
C	Supplies—		
	C 4. Office	$1,599 00	
E	Equipment—		
	E 1. Office	777 53	
	E 8. Educational and recreational ..	60 00	
	E 9. General plant...	135 00	
	Total	$972 53	
F	Contract and Open Order Service—		
	F 1. General repairs..	$40 00	
	F 6. Transportation—		
	Expressage	65 00	
	Traveling expense	11,342 00	
	F 7. Communication .	325 00	
	F 8. Contingencies ...	450 00	
	F 9. General plant...	590 00	
	Total	$12,812 00	

Digitized by Google

www.libtool.com.cn

II	Fixed Charges and Contributions—		
H 6.	Rent	$2,127 50	
I	Rotary Fund—		
	To provide for the advance cost of boarding and clothing children until such cost can be collected from the counties	$4,000 00	
	Total maintenance		$21,511 03
	Total appropriation		$48,801 03

CIVIL SERVICE COMMISSION.

Personal Service—			
A 1.	Salaries—		
	3 commissioners		$12,000 00
	Secretary		3,000 00
	6 clerks		6,420 00
	9 stenographers		8,820 00
	Efficiency examiner		2,400 00
	Efficiency clerk		1,560 00
	4 examiners		7,400 00
	Chief clerk		1,800 00
	Publicity clerk (part time)		720 00
	Messenger		600 00
	Total		$44,720 00
A 2.	Wages—		
	Special examiners and investigators		$4,000 00
	Extra clerk hire		1,000 00
	Total		$5,000 00
	Total personal service		$49,720 00
Maintenance—			
C	Supplies—		
C 4.	Office	$2,000 00	
E	Equipment—		
E 1.	Office	500 00	
F	Contract and Open Order Service—		
F 6.	Transportation	2,500 00	
F 7.	Communication	500 00	
F 9.	General plant	200 00	
	Total	$3,200 00	

Digitized by Google

www.libtool.com.cn

H Fixed Charges and Contributions—		
H 6. Rent	$4,500 00	
Total maintenance		$10,200 00
Total appropriation		$59,920 00

DENTAL BOARD.

Personal Service—		
A 1. Salaries—		
Secretary		$600 00
A 2. Wages—		
Per diem of examiners		1,500 00
Stenographic help		400 00
Total		$1,900 00
Total personal service		$2,500 00
Maintenance—		
C Supplies—		
C 4. Office	$300 00	
E Equipment—		
E 1. Office	50 00	
F Contract and Open Order Service—		
F 1. General repairs	10 00	
F 6. Transportation	385 00	
F 7. Communication	15 00	
Total	$410 00	
H Fixed Charges and Contributions—		
H 7. Insurance	5 00	
Total maintenance		765 00
Total appropriation		$3,265 00

BOARD OF EMBALMING EXAMINERS.

Personal Service—	
A 1. Salaries—	
Secretary	$900 00
A 2. Wages—	
Per diem of members	450 00
Total personal service	$1,350 00

Digitized by Google

www.libtool.com.cn

Maintenance—			
C Supplies—			
C 4. Office—			
Postage, stationery, etc.....		$100 00	
Printing		125 00	
C 11. General Plant—			
Cadavers		135 00	
Total		$360 00	
F Contract and Open Order Service—			
F 6. Transportation ..		$150 00	
F 8. Contingencies ...		50 00	
Total		$200 00	
Total maintenance.....			$560 00
Total appropriation.....			$1,910 00

EXECUTIVE DEPARTMENT.

Personal Service—			
A 1. Salaries—			
Governor			$10,000 00
Secretary to governor..... ..			5,000 00
Executive clerk.....			3,000 00
Correspondence clerk.....			2,000 00
Commission clerk.....			1,800 00
Stenographer			1,200 00
Messenger			1,000 00
Total personal service.....			$24,000 00
Maintenance—			
C Supplies—			
C 3. Fuel		$25 00	
C 4. Office		1,200 00	
Total		$1,225 00	
E Equipment—			
E 1. Office		$50 00	
F Contract and Open Order Service—			
F 6. Transportation ..		$500 00	
F 7. Communication ..		700 00	
F 8. Contingencies ...		6,000 00	
Total		$7,200 00	
Total maintenance.....			$8,475 00
Total appropriation.....			$32,475 00

Digitized by Google

BOARD OF PARDONS.

www.libtool.com.cn

Personal Service—			
A 1. Salaries—			
Four members of board		$3,800 00	General appropriations, 1915-1916.

BUDGET COMMISSION.

Personal Service—			
A 1. Salaries—			
Commissioner		$4,000 00	
Deputy commissioner		2,400 00	
Secretary		1,200 00	
Messenger		240 00	
Total		$7,840 00	
A 3. Unclassified		1,500 00	
Total personal service		$9,340 00	
Maintenance—			
C Supplies—			
C 4. Office	$150 00		
D Materials—			
D 3. General plant	$15 00		
E Equipment—			
E 1. Office	$350 00		
F Contract and Open Order Service—			
F 6. Transportation	$700 00		
F 7. Communication	200 00		
F 9. General plant	500 00		
Total	$1,400 00		
Total maintenance		$1,915 00	
Total appropriation		$11,255 00	

STATE FIRE MARSHAL.

Personal Service—		
A 1. Salaries—		
Marshal	$3,000 00	
2 deputy marshals	3,300 00	
Chief inspector	1,800 00	
Statistician	1,200 00	
5 assistants	7,500 00	
22 assistants	26,750 00	
Electrician	1,500 00	

Digitized by Google

2 clerks		$2,280 00
6 stenographers		4,800 00
Total		$52,130 00
A 2. Wages—		
Assistants		$2,000 00
A 3. Unclassified—		
Fees, mileage and maintenance of witnesses, township clerks, special attorneys and stenographers		$5,474 00
Total personal service		$59,604 00
Maintenance—		
C Supplies—		
C 4. Office—		
Postage	$1,500 00	
Bulletins, etc	4,000 00	
Total	$5,500 00	
E Equipment—		
E 1. Office	200 00	
F Contract and Open Order Service—		
F 6. Transportation	14,715 00	
F 7. Communication	1,050 00	
Total	$15,765 00	
H Fixed Charges and Contributions—		
H 6. Rent	$3,195 00	
Total maintenance		$24,660 00
Total appropriation		$84,264 00

HEADQUARTERS OHIO G. A. R.

Personal Service—		
A 1. Salaries—		
Assistant adjutant general		$1,200 00
Clerk		750 00
Total personal service		$1,950 00

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

General appropriations, 1915-1916.

Maintenance—		
H Fixed Charges and Contributions—		
H 6. Rent	$480 00	
Total appropriation		$2,430 00

GEOLOGICAL SURVEY.

Personal Service—		
A 1. Salaries—		
State geologist		$1,500 00
7 assistant geologists		2,962 50
Consulting chemist		500 00
Assistant chemist		1,000 00
Clerk		780 00
Total		$6,742 50
A 2. Wages		50 00
Total personal service		$6,792 50
Maintenance—		
C Supplies—		
C 4. Office	$209 50	
C 11. General plant	80 00	
Total	$289 50	
E Equipment—		
E 9. General Plant— Purchase survey publication	$40 00	
F Contract and Open Order Service—		
F 1. General repairs	10 00	
F 6. Transportation	1,350 00	
F 7. Communication	56 00	
F 9. General plant	150 00	
Total	$1,566 00	
Total maintenance		$1,895 50
Total appropriation		$8,688 00

BOARD OF HEALTH.

Personal Service—	
A 1. Salaries—	
Secretary and executive officer	$3,500 00
Assistant secretary	3,000 00

Digitized by Google

www.libtool.com.cn

	Record clerk		$1,200 00
	17 clerks and stenographers		13,540 00
	Bacteriologist		3,000 00
	Assistant bacteriologist and chemist		2,000 00
	3 laboratory assistants		4,800 00
	3 laboratory helpers		1,680 00
	Chief engineer		3,000 00
	5 assistant engineers		6,660 00
	Director division communicable diseases		2,500 00
	Assistant epidemiologist		1,500 00
	State inspector plumbing		1,800 00
	2 deputy inspectors plumbing		2,850 00
	Chief division tuberculosis		3,000 00
	Organizer		1,600 00
	Exhibit director		1,500 00
	State supervising nurse		1,500 00
	Visiting nurse		1,300 00
	Public health nurse		1,200 00
	Statistician		1,500 00
	Chief division occupational diseases		3,000 00
	Assistant division occupational diseases		1,500 00
	2 janitors		1,260 00
	Director division child hygiene		2,400 00
	2 hostlers' antitoxin stables		960 00
	2 antitoxin chemists		1,920 00
	Chemists' analysis work		4,000 00
	Total		$77,670 00
A 2.	Wages—		
	Per diem of board members		840 00
	5 inspectors division communicable diseases		900 00
	Total		$1,740 00
A 3.	Unclassified—		
	Referee fees		1,000 00
	Total personal service		$80,410 00
Maintenance—			
C	Supplies—		
C 2.	Forage and veterinary	$1,500 00	
C 4.	Office	3,800 00	
C 5.	Medical and surgical	1,500 00	
C 7.	Refrigerating	300 00	
C 11.	General plant	1,800 00	
	Total	$8,900 00	

Digitized by Google

www.libtool.com.cn

E	Equipment—		
	E 1. Office	$250 00	
	E 3. Medical and surgical	3,750 00	
	E 4. Livestock	750 00	
	E 8. Educational and recreational ...	1,200 00	
	E 9. General plant....	3,000 00	
	Total	$8,950 00	
F	Contract and Open Order Service—		
	F 1. General repairs..	$250 00	
	F 4. Light, heat and power	1,000 00	
	F 6. Transportation ..	12,000 00	
	F 7. Communication .	1,000 00	
	F 9. General plant....	3,300 00	
	For the prevention of blindness among infants as per H. B. 470; approved May 27, 1915	5,000 00	
	Total	$22,550 00	
	Total maintenance.....		$40,400 00
	Total appropriation.....		$120,810 00

STATE HIGHWAY DEPARTMENT.

Personal Service—		
A 1.	Salaries—	
	Commissioner	$4,000 00
	3 deputy commissioners.....	9,000 00
	8 division engineers.....	16,800 00
	9 engineers.....	14,400 00
	Map maker.....	1,500 00
	2 draftsmen.....	2,200 00
	3 superintendents.....	4,500 00
	Testing engineer.....	2,000 00
	2 assistants.....	2,400 00
	Chemist	1,500 00
	Chief clerk.....	2,000 00
	File clerk.....	1,200 00
	Bookkeeper	1,500 00
	Assistant bookkeeper.....	1,000 00
	Clerk	1,200 00

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

	Assistant		$900 00
	6 stenographers		5,400 00
	Voucher clerk		1,100 00
	Secretary		2,000 00
	Messenger		600 00
	Total		$75,200 00
A 2.	Wages		$3,500 00
	Total personal service		$78,700 00
Maintenance—			
C	Supplies—		
C. 4.	Office—		
	Printing	$6,500 00	
	Other	3,500 00	
C 10.	Motor vehicle	2,500 00	
C 11.	General plant	5,000 00	
	Total	$17,500 00	
E	Equipment—		
E 1.	Office	$500 00	
E 6.	Motor vehicle	8,000 00	
E 8.	Educational and recreational	800 00	
E 9.	General plant	3,000 00	
	Total	$12,300 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$1,000 00	
F 2.	Motor vehicle	3,500 00	
F 6.	Transportation	17,000 00	
F 7.	Communication	1,600 00	
F 9.	General Plant— To construct, improve, maintain and repair inter-county highways as provided in section 6859-2 of the General Code, and all sections supplementary or amendatory thereof	1,533,400 00	
			$1,665,000 00

Digitized by Google

www.libtool.com.cn

To construct, improve, maintain and repair main market roads as provided in section 6859-3 of the General Code, and all sections supplementary or amendatory thereof.		$562,500 00
To repair, maintain, protect, police, and patrol public highways as provided in section 6309 of the General Code, and all sections supplementary or amendatory thereof		750,000 00
H Fixed Charges and Contributions—		
H 6. Rent	$6,000 00	
H 7. Insurance	300 00	
Total	$6,300 00	
Total appropriation		$2,983,800 00

INDUSTRIAL COMMISSION.

EXECUTIVE AND GENERAL.

Personal Service—	
A 1. Salaries—	
3 members commission	$14,000 00
Secretary	3,000 00
Assistant secretary	1,800 00
Assistant secretary	1,200 00
Minute clerk	1,500 00
Cashier-paymaster	2,000 00
Postmaster-custodian	1,500 00
Special deputy	2,400 00
Bookkeeper	1,500 00
9 clerks and stenographers	8,310 00
Librarian	900 00
Messenger	600 00
Telephone operator	720 00
4 branch office deputies	7,200 00
4 branch office clerks	2,820 00

STATE INSURANCE.

Director of claims	$2,400 00
Deputy director of claims	2,000 00
7 claim examiners	8,500 00
3 reviewers of claims	4,440 00
28 clerks, stenographers and typists	26,500 00
Special deputy	1,000 00

Digitized by Google

www.libtool.com.cn

5 claim investigators (one of whom shall be a woman)	$6,600 00
Chief medical examiner	3,500 00
4 assistant medical examiners	6,500 00
Special medical examiner	1,800 00
Actuary	3,500 00
Assistant actuary	1,320 00
Rating actuary	2,000 00
Chief clerk actuary department	1,800 00
Assistant actuary department	1,000 00
2 bookkeepers	1,900 00
4 stenographers	3,780 00
8 clerks	8,000 00
Chief auditor insurance fund	2,400 00
8 clerks	7,800 00
5 bookkeepers	4,700 00
Adjustment clerk	1,200 00
14 clerks and stenographers	11,040 00
22 payroll auditors	26,400 00

INVESTIGATION AND STATISTICS.

Chief statistician and mediator	$3,500 00
Assistant statistician	1,800 00
17 statistical clerks	16,860 00
3 stenographers	2,400 00
4 special male investigators	4,800 00
Female investigator	1,200 00
7 superintendents' employment offices	11,100 00
2 assistant superintendents	2,700 00
9 clerks	6,870 00

WORKSHOPS AND FACTORIES.

Chief deputy	$3,000 00
Assistant	2,500 00
Deputy	2,000 00
Safety engineer	2,500 00
Chief clerk	1,800 00
Recording clerk	1,500 00
4 stenographers	3,600 00
High explosive inspector	1,500 00
28 district deputies	33,600 00
8 lady visitors	9,600 00

MINING DEPARTMENT.

Chief deputy	$3,500 00
Chief clerk	1,500 00
Map and record clerk	900 00
Gas and oil map and record clerk	1,000 00
Stenographer	900 00
12 district deputies	21,600 00

Digitized by Google

Oil and gas well inspector	$1,200 00	General appropriations, 1915-1916.
Caretaker mine rescue car	1,200 00	
Clerk	900 00	

www.chinatool.com.cn

EXAMINER OF STEAM ENGINEERS.

Chief dèputy	$3,000 00
Assistant deputy	1,800 00
Chief clerk	1,500 00
Clerk	1,000 00
10 district deputies	15,000 00

BOILER INSPECTION.

Chief deputy	$3,000 00
Assistant deputy	2,000 00
Chief clerk	1,800 00
4 clerks	4,800 00
Clerk-stenographer	900 00
8 district deputies	14,400 00

FILM CENSORSHIP.

3 members of board	$4,500 00
Custodian of films	900 00
6 stenographers and typists	4,950 00
3 operators	2,400 00
Clerk-stenographer	750 00
Total	$397,760 00

A 2.	Wages—	
	Per diem members board of boiler rules	$500 00
	Other	435 00
A 3.	Unclassified—	
	Local medical examinations	$5,500 00
	Witness fees	500 00
	Other	500 00
	Women's employment work Cleveland	2,500 00
	Women's employment work Cincinnati	1,500 00
	Total personal service	$409,195 00

Maintenance—			
C	Supplies—		
C 4.	Office	$21,900 00	
C 5.	Medical and surgical	100 00	

Digitized by Google

www.libtool.com.cn

	C 11.	General Plant—		
		Leaders for films	$8,125 00	
		Other	800 00	
		Total	$30,925 00	
E		Equipment—		
	E 1.	Office	$4,585 00	
	E 3.	Medical and surgical	200 00	
	E 9.	General plant...	1,550 00	
		Total	$6,335 00	
F		Contract and Open Order Service—		
	F 1.	General repairs.	$455 00	
	F 4.	Light, heat and power	925 00	
	F 5.	Janitorial	330 00	
	F 6.	Transportation .	51,008 00	
	F 7.	Communication .	3,610 00	
	F 8.	Contingencies ..	200 00	
	F 9.	General Plant—		
		Mileage rescue car	1,500 00	
		Other	950 00	
		For industrial safety and welfare work $10,000.00. Provided however that $5,000.00 of the $10,000.00 hereby appropriated shall not be available for expenditure until the manufacturers of Ohio have contributed $5,000.00 for industrial safety and welfare work and deposited the same with the industrial commission of Ohio.		
		Total		$68,978 00
II		Fixed Charges and Contributions—		
	II 6.	Rent	$27,751 04	
	II 7.	Insurance	300 00	
		Total maintenance.....		$134,289 04
		Total appropriation.....		$543,484 04

Digitized by Google

DEPARTMENT OF PUBLIC INSTRUCTION.

www.libtool.com.cn

Personal Service—				
A 1.	Salaries—			
	Superintendent		$4,000 00	General appropriations, 1915-1916.
	Assistant superintendent		2,500 00	
	2 high school inspectors		4,000 00	
	6 high school inspectors half time		6,000 00	
	Chief clerk		1,750 00	
	Examination clerk		1,800 00	
	2 stenographers		1,440 00	
	Filing clerk		900 00	
	Statistician		1,500 00	
	Messenger and shipping clerk		840 00	
	88 county superintendents		85,000 00	
	450 district superintendents		270,000 00	
	72 normal school supervisors		72,000 00	
	Total		$451,730 00	
A 2.	Wages—			
	Per diem board of school examiners		$1,000 00	
	Total personal service		$452,730 00	
Maintenance—				
C	Supplies—			
	C 4. Office	$1,500 00		
E	Equipment—			
	E 1. Office	$250 00		
F	Contract and Open Order Service—			
	F 6. Transportation	$5,400 00		
	F 7. Communication	197 00		
	F 8. Contingencies	500 00		
	F 9. General plant	35 00		
	Total	$6,132 00		
H	Fixed Charges and Contributions—			
	H 8. Contributions— Model rural schools as per sections 7655-5 and 7654-7 of the General Code	$9,000 00		
	Total maintenance		$16,882 00	
	Total appropriation		$469,612 00	

Digitized by Google

INSURANCE DEPARTMENT.

General appropriations, 1915-1916.

www.linpool.com.cn

Personal Service—			
A 1. Salaries—			
Superintendent			$4,500 00
Deputy superintendent			3,000 00
Actuary			3,000 00
Chief clerk			2,100 00
2 examiners			3,600 00
Statistician			1,800 00
Warden			2,100 00
Bookkeeper			1,800 00
Correspondence clerk			1,200 00
4 assistant actuaries			4,860 00
4 clerks			5,100 00
Messenger			900 00
Stenographer			900 00
Extra clerks (part time)			1,000 00
Total personal service			$35,860 00
Maintenance—			
C Supplies—			
C 4. Office			$1,200 00
E Equipment—			
E 1. Office	$400 00		
F Contract and Open Order Service—			
F 1. General repairs	25 00		
F 6. Transportation—			
Express	125 00		
Traveling expense	4,000 00		
F 7. Communication	350 00		
Total	$4,500 00		
H Fixed Charges and Contributions—			
H 6. Rent	$3,355 00		
Total maintenance			$9,455 00
Total appropriation			$45,315 00

THE JUDICIARY.

Personal Service—	
A 1. Salaries—	
122 judges common pleas court	$366,000 00
24 judges courts of appeals	144,000 00
6 justices supreme court	39,000 00
Chief justice supreme court	7,000 00

Digitized by Google

3 judges superior court Cincinnati		$9,000 00
8 stenographers		14,400 00
Total personal service		$579,400 00

www.libtool.com.cn

Maintenance—

F Contract and Open Order Service—		
F 6. Traveling expense		43,800 00
Total appropriation		$623,200 00

LEGISLATIVE REFERENCE DEPARTMENT.

Personal Service—

A 1. Salaries—		
Draftsman		$1,500 00
Librarian		1,020 00
Stenographer		840 00
Total personal service		$3,360 00

Maintenance—

C Supplies—		
C 4. Office	$185 00	
C 11. General plant	120 00	
Total	$305 00	
E Equipment—		
E 9. General plant	$200 00	
F Contract and Open Order Service—		
F 6. Transportation	$100 00	
F 7. Communication	170 00	
F 9. General plant	100 00	
Total	$370 00	
Total maintenance		$875 00
Total appropriation		$4,235 00

STATE LIBRARY.

Personal Service—

A 1. Salaries—	
Librarian	$3,000 00
Assistant librarian	1,200 00
Assistant secretary	900 00
Document clerk	1,100 00

Digitized by Google

www.libtool.com.cn

	8 library assistants		$7,020 00
	Stenographer		720 00
	Messenger		900 00
	Total		$14,840 00
A 2.	Wages		400 00
	Total personal service		$15,240 00
Maintenance—			
C	Supplies—		
C 4.	Office	$350 00	
E	Equipment—		
E 8.	Educational and Recreational—		
	Books and papers	3,500 00	
E 9.	General plant	250 00	
	Total	$3,750 00	
F	Contract and Open Order Service—		
F 6.	Transportation—		
	Expressage	$70 00	
	Traveling expense	300 00	
F 7.	Communication	160 00	
	Total	$530 00	
	Total maintenance		$4,630 00
	Total appropriation		$19,870 00

LIBRARY ORGANIZER.

Personal Service—			
A 1.	Salaries—		
	Library organizer		$1,500 00
	Field assistant		1,200 00
	Office assistant		720 00
	Total personal service		$3,420 00
Maintenance—			
C	Supplies—		
C 4.	Office	$450 00	
E	Equipment—		
E 1.	Office	$275 00	

Digitized by Google

www.libtool.com.cn

General appropriations, 1915-1916.

F	Contract and Open Order Service—		
F 6.	Transportation—		
	Traveling expense	$1,000 00	
	Expressage	35 00	
F 7.	Communication .	75 00	
	Total	$1,110 00	
	Total maintenance.....		$1,835 00
	Total appropriation.....		$5,255 00

TRAVELING LIBRARY.

Personal Service—			
A 1.	Salaries—		
	Superintendent		$1,200 00
	Stenographer		780 00
	5 library assistants.....		3,780 00
	Total personal service.....		$5,760 00
Maintenance—			
C	Supplies—		
C 4.	Office	$280 00	
E	Equipment—		
E 1.	Office	$50 00	
E 9.	General Plant—		
	Books	$4,000 00	
	Total	$4,050 00	
F	Contract and Open Order Service—		
F 1.	General repairs..	$5 00	
F 4.	Light, heat and power	96 00	
F 6.	Transportation ..	225 00	
F 7.	Communication .	80 00	
	Total	$406 00	
II	Fixed Charges and Contributions—		
II 6.	Rent	$2,062 44	
	Total maintenance.....		$6,798 44
	Total appropriation.....		$12,558 44

Digitized by Google

LIMA STATE HOSPITAL.

General appropriations, 1915-1916.

Personal Service—

A 1.	Salaries—	
	Superintendent	$4,000 00
	Chief clerk	900 00
	2 storekeepers	1,332 00
	3 assistant physicians	3,600 00
	Chief engineer	1,800 00
	3 engineers	3,228 00
	Farm superintendent	1,200 00
	18 head attendants	9,720 00
	75 attendants	36,000 00
	Minor employes	34,968 00
	Total personal service	$96,748 00

Maintenance—

C	Supplies—		
C 1.	Food	$59,000 00	
C 2.	Forage and veterinary	800 00	
C 3.	Fuel	12,000 00	
C 4.	Office	500 00	
C 5.	Medical and surgical	1,000 00	
C 6.	Laundry, cleaning, etc	1,500 00	
C 7.	Refrigerating	80 00	
C 8.	Educational and recreational	70 00	
C 9.	Botanical and agricultural	2,000 00	
C 10.	Motor vehicle	150 00	
C 11.	General plant	2,500 00	
	Total	$79,600 00	
D	Materials—		
D 1.	Highway	$300 00	
D 2.	Buildings	580 00	
D 3.	General plant	5,000 00	
	Total	$5,880 00	
E	Equipment—		
E 1.	Office	$500 00	
E 2.	Household	6,000 00	
E 3.	Medical and surgical	1,500 00	
E 4.	Livestock	5,000 00	
E 5.	Motorless vehicles	80 00	
E 6.	Motor vehicles and equipment.	100 00	

Digitized by Google

www.libtool.com.cn

E 7.	Wearing apparel.	$8,000 00	
E 8.	Educational and recreational...	50 00	
E 9.	General plant....	1,400 00	
	Total	$22,630 00	
F	Contract and Open Order Service—		
F 1.	General repairs..	$1,000 00	
F 2.	Motor vehicles...	100 00	
F 3.	Water	25 00	
F 4.	Light, heat and power	150 00	
F 6.	Transportation ..	500 00	
F 7.	Communication .	600 00	
F 8.	Contingencies ...	100 00	
F 9.	General plant....	1,500 00	
	Total	$3,975 00	
G	Additions and Betterments—		
G 2.	Structures and Parts—		
	Superintendent's residence	$12,000 00	
	Chief engineer's residence	3,000 00	
	Cow barn.....	8,000 00	
	Horse barn.....	3,000 00	
	Piggery	1,500 00	
G 3.	Non-structural—		
	Interior decoration	5,000 00	
	Fire protection..	5,000 00	
	Grading walks and drives.....	10,000 00	
	Riprap for reservoirs	4,000 00	
	Yard lights.....	10,000 00	
	Total	$61,500 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$720 00	
	Total maintenance.....		$174,305 00
	Total appropriation.....		$271,053 00

Digitized by Google

LIQUOR LICENSING BOARD.

General appropriations, 1915-1916.

www.inuool.com.cn

Personal Service—			
A 1.	Salaries—		
	3 commissioners		$15,000 00
	Secretary		3,000 00
	Chief clerk		2,000 00
	Bookkeeper		1,500 00
	Auditor		1,500 00
	Docket clerk		1,500 00
	4 stenographers		3,660 00
	Chief inspector		1,800 00
	14 inspectors		18,200 00
	3 special inspectors		4,500 00
	County commissioners		76,800 00
	Secretaries, clerks and stenographers		22,000 00
	Total		$151,460 00
A 2.	Wages—		
	Temporary clerks and stenographers		$4,800 00
A 3.	Unclassified		1,000 00
	Total personal service		$157,260 00
Maintenance—			
C	Supplies—		
C 4.	Office	$11,000 00	
E	Equipment—		
E 1.	Office	$2,000 00	
F	Contract and Open Order Service—		
F 4.	Light, heat and power	$800 00	
F 6.	Transportation	29,800 00	
F 7.	Communication	4,800 00	
F 8.	Contingencies	5,000 00	
F 9.	General plant	14,500 00	
	Total	$54,900 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$27,450 00	
H 7.	Insurance	1,272 50	
	Total	$28,722 50	
	Total maintenance		$96,622 50
	Total appropriation		$253,882 50

Digitized by Google

STATE MEDICAL BOARD.

www.chinatool.com.cn

Personal Service—				
A 1.	Salaries—			
	Secretary		$2,800 00	General appropriations, 1915-1916.
	2 clerk-stenographers		2,220 00	
	Examiner		600 00	
	Total		$5,620 00	
A 2.	Wages—			
	Per diem members of board		$2,590 00	
	Osteopathic examining committee		200 00	
	Special examiners		400 00	
	Inspection		1,200 00	
	Extra stenographers		450 00	
	Total		$4,840 00	
	Total personal service		$10,460 00	
Maintenance—				
C	Supplies—			
	C 4. Office	$700 00		
	C 11. General plant	200 00		
	Total	$900 00		
F	Contract and Open Order Service—			
	F 6. Transportation	$2,953 00		
	F 7. Communication	130 00		
	F 8. Contingencies	250 00		
	F 9. General plant	1,085 00		
	Total	$4,418 00		
	Total maintenance		$5,318 00	
	Total appropriation		$15,778 00	

DEPARTMENT OF NURSE REGULATION.

Personal Service—			
A 1.	Salaries—		
	Secretary		$1,200 00
	Chief examiner		1,500 00
	Entrance examiner		700 00
	Clerk-stenographer		840 00
	Total		$4,240 00
A 2.	Wages—		
	Committee members		$200 00
	Total personal service		$4,440 00

Digitized by Google

General appropriations, 1915-1916.

Maintenance—

C Supplies—

C 4. Office $596 00

www.libtool.com.cn

E Equipment—

E 1. Office $600 00

F Contract and Open Order Service—

F 6.	Transportation ..	$1,167 00
F 7.	Communication .	45 00
F 8.	Contingencies ...	300 00
F 9.	General plant....	200 00
	Total	$1,712 00

Total maintenance..... $2,908 00

Total appropriation..... $7,348 00

Miscellaneous.

PANAMA-PACIFIC EXPOSITION COMMISSIONER.

Personal Service—

A 1. Salaries—

Deputy commissioner.....	$2,916 63
Matron	550 00
Hostess	550 00
Maid	275 00
Stenographer	700 00
Clerk	550 00
Check room attendant.....	440 00
2 rest room attendants.....	880 00
Nightwatch	440 00
Janitor	440 00
Messenger	440 00
Stock exhibit watchman.....	440 00
Secretary	1,050 00
Total	$9,671 63

A 2. Unclassified $2,000 00

Total personal service..... $11,671 63

Maintenance—

F Contract and Open Order Service—

F 9. General plant..... $10,000 00

Total appropriation..... $21,671 63

Digitized by Google

OHIO INSTITUTION FOR THE TREATMENT AND EDUCATION OF DEFORMED AND CRIPPLED CHILDREN.

www.libtool.com.cn

Maintenance—
F Contract and Open Order Service—
F 9. General Plant—
For uses and purposes of the commission in accordance with the act creating the same ..... $1,000 00 General appropriations, 1915-1916.

OHIO PENITENTIARY COMMISSION.

Maintenance—
F Contract and Open Order Service—
F 9. General Plant—
Uses and purposes of the commission in accordance with provision of H. B. No. 556 (103 O. L. 247)..... $10,000 00

STATE BOARD OF UNIFORM STATE LAWS.

Maintenance—
F Contract and Open Order Service—
F 9. General Plant—
For the uses and purposes of such board $500 00

EMERGENCY BOARD.

F Contract and Open Order Service—
F 8. Contingencies—
For the uses and purposes of the emergency board..... $200,000 00

OHIO NATIONAL GUARD.

Personal Service—
A 1. Salaries—

Superintendent state arsenal.....	$1,800 00
Clerk state arsenal.....	960 00
3 caretakers field artillery.....	1,440 00
2 caretakers signal corps.....	600 00
4 caretakers cavalry.....	1,200 00
Machinist state arsenal.....	1,140 00
Total	$7,140 00

A 2. Wages—

Drill pay.....	$50,000 00
Camp pay.....	60,000 00
Total	$110,000 00

Digitized by Google

General appropriations, 1915-1916.

A 3.	Unclassified—		
	Inspections and examinations.....		$4,760 00
	Total personal service.....		$121,900 00

www.libtool.com.cn

Maintenance—

C	Supplies—		
	C 1. Subsistence	$22,000 00	
	C 10. Motor vehicles....	700 00	
	C 11. General plant....	700 00	
	Total	$23,400 00	
E	Equipment—		
	E 6. Motor vehicles...	$800 00	
	E 7. Wearing Apparel— Uniforms and equipment ...	3,000 00	
	E 9. General plant....	700 00	
	Total	$4,500 00	
F	Contract and Open Order Service—		
	F 6. Transportation—		
	Freight and express	$3,500 00	
	Traveling expense	40,000 00	
	F 9. General Plant—		
	Incidental expenses military companies	36,212 10	
	Horse hire.....	8,200 00	
	Incidental camp expenses	12,000 00	
	Expenses Camp Perry	5,000 00	
	Promotion rifle practice	10,000 00	
	Maintenance Essex Ship company	6,000 00	
	Maintenance Dorothea Ship company	6,000 00	
	Total	$126,912 10	

Digitized by Google

ARMORY FUND.

G Additions and Betterments—			
G 2. Structures and Parts—			
Construction of armory, Akron	$40,000 00		General appropriations, 1915-1916.
Construction of other armories	100,000 00		
Total	$140,000 00		
H Fixed Charges and Contributions—			
H 6. Rent—			
Rent of armories	80,000 00		
Total maintenance.....		$374,812 10	
Total appropriation.....		$496,712 10	

ADJUTANT GENERAL.

Personal Service—		
A 1. Salaries—		
Adjutant general.....		$3,500 00
Assistant adjutant general.....		2,000 00
Assistant quartermaster general..		2,000 00
Chief clerk.....		1,600 00
Index clerk.....		720 00
Financial clerk.....		1,500 00
Civil war record clerk.....		1,200 00
Bond and payroll clerk.....		1,200 00
Roster clerk.....		1,200 00
Commission clerk.....		1,200 00
2 quartermaster clerks.....		2,400 00
2 stenographers.....		1,800 00
Messenger		840 00
Total personal service.....		$21,160 00
Maintenance—		
C Supplies—		
C 4. Office	$1,343 00	
E Equipment—		
E 1. Office	$100 00	
E 9. General Plant—		
Vacuum cleaner for state house	125 00	
Total	$225 00	

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

F	Contract and Open Order Service—		
F 6.	Transportation ..	$355 00	
F 7.	Communication .	800 00	
	Total	$1,155 00	
	Total maintenance.....		$2,723 00
	Total appropriation.....		$23,883 00

STATE HOUSE AND GROUNDS.

Personal Service—			
A 1.	Salaries—		
	Superintendent of laborers.....		$1,000 00
	11 janitors.....		7,920 00
	2 night policemen.....		1,600 00
	2 visitors' attendants.....		1,440 00
	2 day policemen.....		1,440 00
	2 janitors flag room.....		1,440 00
	Carpenter		1,000 00
	Chief engineer.....		1,200 00
	2 engineers.....		1,800 00
	3 firemen.....		2,700 00
	2 elevator attendants.....		1,440 00
	Total personal service.....		$22,980 00
Maintenance—			
C	Supplies—		
C 2.	Forage and veterinary	$120 00	
C 3.	Fuel	5,000 00	
C 6.	Laundry, cleaning, etc.....	300 00	
C 9.	Botanical and agricultural ..	150 00	
C 11.	General plant....	150 00	
	Total	$5,720 00	
D	Materials—		
D 3.	General plant...	$350 00	
E	Equipment—		
E 9.	General plant...	$1,500 00	
F	Contract and Open Order Service—		
F 1.	General repairs..	$500 00	
F 3.	Water	600 00	
F 4.	Light, heat and power	11,000 00	

Digitized by Google

F 6. Transportation ..	$100 00	
F 7. Communication .	25 00	
F 9. General plant...	50 00	
Total	$12,275 00	
G Additions and Betterments—		
G 2. Structures and Parts—		
Partition governor's room....	$600 00	
Repairs state house roof....	191 50	
Improvements to annex	5,806 50	
Total	$6,598 00	
Total maintenance.....		$26,443 00
Total appropriation.....		$49,423 00

STATE OIL INSPECTOR.

Personal Service—		
A 1. Salaries—		
Inspector		$3,500 00
Chief clerk.....		1,500 00
Total		$5,000 00
A 3. Unclassified—		
Fees and salaries of deputy inspectors		$42,000 00
Total personal service.....		$47,000 00
Maintenance—		
C Supplies—		
C 4. Office	$606 00	
E Equipment—		
E 9. General plant...	$800 00	
F Contract and Open Order Service—		
F 6. Transportation ..	$4,300 00	
F 7. Communication .	200 00	
Total	$4,500 00	

Digitized by Google

www.libtool.com.cn

H Fixed Charges and Contributions—			
H 6. Rent	$816 00		
H 7. Insurance	290 00		
Total	$1,106 00		
Total maintenance.....			$7,012 00
Total appropriation.....			$54,012 00

STATE BOARD OF PHARMACY.

Personal Service—			
A 1. Salaries—			
Secretary			$1,800 00
Entrance examiner.....			200 00
Total			$2,000 00
A 2. Wages—			
Per diem of board members.....			$1,500 00
Stenographic help.....			150 00
Total			$1,650 00
Total personal service.....			$3,650 00
Maintenance—			
C Supplies—			
C 4. Office	$700 00		
F Contract and Open Order Service—			
F 5. Janitorial	$25 00		
F 6. Transportation ..	1,275 00		
F 7. Communication .	120 00		
F 8. Contingencies ...	380 00		
F 9. General Plant— Prosecutions ...	200 00		
Total	$2,000 00		
Total maintenance.....			$2,700 00
Total appropriation.....			$6,350 00

COMMISSIONERS OF PUBLIC PRINTING.

Personal Service—			
A 1. Salaries—			
Clerk			$900 00

Digitized by Google

www.hqpool.com.cn

Maintenance—				
C	Supplies—			
	C 11. General Plant—			
	Printing paper..	$65,000 00		General appropriations, 1915-1916.
	Printing paper for experiment station	1,000 00		
	Total	$66,000 00		
F	Contract and Open Order Service—			
	F 9. General Plant—			
	Printing railroad maps	$9,000 00		
	Total maintenance.....		$75,000 00	
	Total appropriation.....		$75,900 00	

SUPERVISOR OF PUBLIC PRINTING.

Personal Service—			
A 1.	Salaries—		
	Supervisor		$2,000 00
	Clerk		1,020 00
	Total personal service.....		$3,020 00
Maintenance—			
C	Supplies—		
	C 4. Office	$95 00	
F	Contract and Open Order Service—		
	F 6. Transportation ..	50 00	
	F 7. Communication .	104 00	
	F 8. Contingencies ...	25 00	
	F 9. General Plant—		
	State printing...	110,000 00	
	Total	$110,179 00	
	Total maintenance.....		$110,274 00
	Total appropriation.....		$113,294 00

STATE BINDERY.

Personal Service—			
A 1.	Salaries—		
	Superintendent		$1,800 00
	Bookkeeper and clerk.....		840 00

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

Fore lady		$660 00
16 bindery workers		7,596 00
2 rulers		2,640 00
2 folding machine operators		1,860 00
2 laborers		1,248 00
Minor employes		14,640 00
Total personal service		$31,284 00
Maintenance—		
C Supplies—		
C 11. General plant	$8,000 00	
E Equipment—		
E 9. General Plant— New machinery for bindery	$18,800 00	
F Contract and Open Order Service—		
F 1. General repairs	$500 00	
F 3. Water	100 00	
F 4. Light, heat and power	600 00	
F 6. Transportation	500 00	
F 7. Communication	100 00	
Total	$1,800 00	
H Fixed Charges and Contributions—		
H 6. Rent—		
Rent of building	$4,000 00	
Rent of gold laying machine	100 00	
Total	$4,100 00	
Total maintenance		$32,700 00
Total appropriation		$63,984 00

PROSECUTION AND TRANSPORTATION OF CONVICTS.

Fees, costs, mileage and other expenses provided by statute	$155,000 00	

Digitized by Google

REFORMATORY FOR WOMEN.

www.libtool.com.cn

Personal Service—				
A 1.	Salaries—			
	Superintendent construction		$2,100 00	General appropriations, 1915-1916.
	Engineer		1,200 00	
	Chief matron		1,200 00	
	Physician		1,200 00	
	4 matrons		2,160 00	
	Managing officer		2,000 00	
	Other employes		11,220 00	
	Total		$21,080 00	
A 2.	Wages		$1,680 00	
	Total personal service		$22,760 00	
Maintenance—				
C	Supplies—			
C 1.	Food	$8,000 00		
C 2.	Forage and veterinary	500 00		
C 3.	Fuel	4,500 00		
C 4.	Office	150 00		
C 5.	Medical and surgical	150 00		
C 6.	Laundry, cleaning, etc	400 00		
C 7.	Refrigerating	50 00		
C 8.	Educational and recreational	100 00		
C 9.	Botanical and agricultural	400 00		
C 11.	General plant	1,000 00		
	Total	$15,250 00		
D	Materials—			
D 2.	Buildings	$1,500 00		
D 3.	General plant	4,000 00		
	Total	$5,500 00		
E	Equipment—			
E 1.	Office	$100 00		
E 2.	Household	4,000 00		
E 3.	Medical and surgical	100 00		
E 4.	Livestock	500 00		
E 7.	Wearing apparel	1,000 00		
E 8.	Educational and recreational	200 00		
E 9.	General plant	2,000 00		

Digitized by Google

www.libtool.com.cn

		All monies appropriated for equipment in H. B. No. 314, approved March 12, 1915, for the women's reformatory which shall not have been expended June 30, 1915, are hereby reappropriated and shall be available for the purpose for which originally appropriated.	
		Total	$7,900 00
F	Contract and Open Order Service—		
	F 1. General repairs..		$400 00
	F 6. Transportation ..		1,200 00
	F 7. Communication .		200 00
	F 9. General plant...		1,500 00
		Total	$3,300 00
G	Additions and Betterments—		
	G 2. Buildings—		
		2 cottages.....	$80,000 00
		Well house, refrigeration and ice making plant	8,000 00
		Coal pockets....	4,500 00
	G 3. Non-Structural Improvements—		
		Roads, walks and grading	$10,000 00
		Tunnels for heat and electricity	10,000 00
		Lighting grounds and steam mains	5,000 00
		Total	$117,500 00

Digitized by Google

H Fixed Charges and Contributions—		
H 7. Insurance	$25 00	
Total maintenance.....		$149,475 00
Total appropriation.....		$172,235 00

www.libtool.com.cn

HOUSE OF REPRESENTATIVES.

Personal Service—		
A 1. Salaries—		
123 members.....		$123,000 00
Clerk		3,000 00
Assistant clerk.....		1,830 00
Recording clerk.....		1,200 00
Total		$129,030 00
A 2. Wages—		
Custodian for house.....		$1,825 00
Porter		720 00
Recording clerk (two months)....		300 00
Total		$2,845 00
Total personal service.....		$131,875 00
Maintenance—		
C Supplies—		
C 4. Office	$240 00	
E Equipment—		
E 1. Office	$60 00	
E 9. General plant...	200 00	
Total	$260 00	
F Contract and Open Order Service—		
F 1. General repairs..	$800 00	
F 6. Transportation ..	100 00	
F 7. Communication .	200 00	
F 9. General plant...	360 00	
For expense of legislative committees	3,500 00	
Total	$4,960 00	
Total maintenance.....		$5,460 00
Total appropriation		$137,335 00

Digitized by Google

SENATE.

General appropriations, 1915-1916.

www.hfbook.com.cn

Personal Service—			
A 1. Salaries—			
33 senators			$33,000 00
Lieutenant governor			1,500 00
Clerk			3,000 00
Assistant clerk			1,825 00
Porter			700 00
Recording clerk			1,825 00
Custodian of senate			1,800 00
Total			$43,650 00
A 2. Wages—			
Recording clerk (two months)			$200 00
Total personal service			$43,850 00
Maintenance—			
C Supplies—			
C 4. Office		$115 00	
C 6. Laundry, cleaning, etc.		6 00	
Total		$121 00	
E Equipment—			
E 1. Office		$60 00	
F Contract and Open Order Service—			
F 1. General repairs		$200 00	
F 6. Transportation		10 00	
F 7. Communication		135 00	
F 9. General plant		12 00	
For expenses of legislative committees		3,500 00	
For expenses of joint committees		1,000 00	
Total		$4,857 00	
Total maintenance			5,038 00
Total appropriation			$48,888 00

SECRETARY OF STATE.

Personal Service—	
A 1. Salaries—	
Secretary of state	$6,500 00
Assistant secretary of state	3,000 00

Digitized by Google

Chief clerk		$2,000 00
Recording clerk		1,800 00
Assistant recording clerk		1,500 00
Stationery clerk		1,500 00
Statistician		1,800 00
Assistant statistician		1,350 00
Corporation clerk		1,500 00
Assistant corporation clerk		1,350 00
Corporation list clerk		1,500 00
Shipping clerk		1,400 00
Assistant shipping clerk		1,350 00
2 stenographers		2,160 00
Janitor and messenger		600 00
Total personal service		$29,310 00

Maintenance—			
C Supplies—			
C 4. Office		$1,725 00	
E Equipment—			
E 1. Office		$434 00	
F Contract and Open Order Service—			
F 6. Transportation		$10 00	
F 7. Communication		400 00	
F 9. General Plant—			
For distribution of books, reports, papers, etc.		3,000 00	
Stationery fund as provided in section 171, G. C.		9,100 00	
Total		$12,510 00	
Total maintenance			$14,669 00
Total appropriation			$43,979 00

AUTOMOBILE DEPARTMENT.

Personal Service—	
A 1. Salaries—	
State registrar	$2,400 00
Cashier	1,800 00
Shipping clerk	1,200 00
Clerk	1,080 00
Chauffeur clerk	1,500 00
2 stenographers	1,800 00

Digitized by Google

www.libtool.com.cn

	3 auto clerks		$3,400 00
	Janitor		360 00
	Auto inspector		1,200 00
	Extra auto clerks		2,450 00
	Extra stenographers		1,500 00
	Total		$18,690 00
A 3.	Unclassified—		
	Fees for chauffeur examiners		$2,500 00
	Total personal service		$21,190 00
Maintenance—			
C	Supplies—		
C 4.	Office—		
	Postage	$16,000 00	
	Other	15,000 00	
C 11.	General Plant—		
	Automobile and motorcycle tags	50,000 00	
	Total	$81,000 00	
E	Equipment—		
E 1.	Office	$1,000 00	
F	Contract and Open Order Service—		
F 6.	Transportation	$600 00	
F 7.	Communication	200 00	
F 9.	General plant	200 00	
	Total	$1,000 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$1,410 00	
	Total maintenance		$83,410 00
	Total appropriation		$104,600 00

BUREAU OF VITAL STATISTICS.

Personal Service—		
A 1.	Salaries—	
	Registrar	$2,000 00
	Statistician	1,500 00
	Assistant statistician	1,500 00
	Editor	1,350 00
	13 clerks	10,920 00
	5 stenographers	3,900 00

Digitized by Google

2 proofreaders		$1,560 00	General appropriations, 1915-1916.
Messenger		480 00	
Total personal service		$23,210 00	

www.libtool.com.cn

Maintenance—			
C Supplies—			
C 4. Office	$2,500 00		
C 11. General plant	100 00		
Total	$2,600 00		
E Equipment—			
E 1. Office	$25 00		
F Contract and Open Order Service—			
F 6. Transportation	$350 00		
F 7. Communication	140 00		
F 9. General plant	100 00		
Total	$590 00		
H Fixed Charges and Contributions—			
H 6. Rent—			
Office	$2,220 00		
Machine	240 00		
Total	$2,460 00		
Total maintenance		$5,675 00	
Total appropriation		$28,885 00	

COMMISSIONER OF SOLDIERS CLAIMS.

Personal Service—			
A 1. Salaries—			
Commissioner		$2,500 00	
2 clerks		1,440 00	
Notary		420 00	
Total personal service		$4,360 00	
Maintenance—			
C Supplies—			
C 4. Office	$220 00		
E 1. Office	55 00		
F Contract and Open Order Service—			
F 6. Transportation	50 00		

Digitized by Google

F 7.	Communication .	$40 00	
F 8.	Contingencies ...	25 00	
	Total	$115 00	
H	Fixed Charges and Contributions—		
H 8.	Contributions— Squirrel Hunters claims....	390 00	
	Total maintenance.....		780 00
	Total appropriation.....		$5,140 00

www.libtool.com.cn

OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME.

Personal Service—			
A 1.	Salaries—		
	Superintendent		$2,100 00
	Chief matron.....		600 00
	Storekeeper		900 00
	Assistant storekeeper.....		300 00
	Superintendent of schools.....		1,100 00
	27 teachers.....		12,025 00
	Poultry man.....		600 00
	34 matrons.....		16,320 00
	Minor officers and employes.....		40,365 00
	Total		$74,310 00
A 2.	Wages		2,816 25
A 3.	Unclassified—		
	Presents to discharged pupils, $25.00 each.....		$2,500 00
	Other		612 00
	Total		$3,112 00
	Total personal service.....		$80,238 25
Maintenance—			
C	Supplies—		
C 1.	Food	$56,000 00	
C 2.	Forage and veterinary	2,829 00	
C 3.	Fuel	16,640 00	
C 4.	Office	443 60	
C 5.	Medical and surgical	200 00	
C 6.	Laundry, cleaning, etc.....	2,000 00	
C 7.	Refrigerating ...	300 00	
C 8.	Educational and recreational ..	1,000 00	

Digitized by Google

www.libtool.com.cn

C 9.	Botanical and agricultural	$543 25	
C 11.	General plant...	1,560 50	
	Total	$81,516 35	
D	Materials—		
D 2.	Building	$2,575 30	
D 3.	General plant...	3,000 00	
	Total	$5,575 30	
E	Equipment—		
E 1.	Office	$100 00	
E 2.	Household	4,000 00	
E 3.	Medical and surgical	200 00	
E 4.	Livestock	685 00	
E 5.	Motorless vehicles	150 00	
E 7.	Wearing apparel	8,000 00	
E 8.	Educational and recreational ..	1,000 00	
E 9.	General plant...	2,000 00	
	Total	$16,135 00	
F	Contract and Open Order Service—		
F 1.	General repairs..	$4,000 00	
F 6.	Transportation .	2,000 00	
E 7.	Communication .	206 00	
F 9.	General plant...	637 00	
	Total	$6,843 00	
G	Additions and Betterments—		
G 2.	Structures and Parts—		
	Chicken house...	$750 00	
G 3.	Non-structural Improvements—		
	Tunnel	1,200 00	
	Fencing	100 00	
	Total	$2,050 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$200 00	
	Total maintenance.....		$112,319 65
	Total appropriation.....		$192,557 90

Digitized by Google

SUPREME COURT AND LAW LIBRARY.

General appropriations, 1915-1916.

www.hbook.com.cn

Personal Service—			
A 1. Salaries—			
Marshal and law librarian			$2,500 00
Assistant librarian and chief clerk			1,800 00
Assistant librarian			1,200 00
Assistant librarian			1,200 00
3 deputy marshals			3,550 00
4 secretaries			5,700 00
4 porters			3,060 00
Total personal service			$19,010 00
Maintenance—			
C Supplies—			
C 4. Office		$780 00	
C 6. Laundry, cleaning, etc.		30 00	
Total		$810 00	
E Equipment—			
E 1. Office		$300 00	
E 8. Educational and Recreational— Books and legal periodicals		3,350 00	
E 9. General plant		150 00	
Total		$3,800 00	
F Contract and Open Order Service—			
F 1. General repairs		$200 00	
F 6. Transportation		320 00	
F 7. Communication		900 00	
F 8. Contingencies		200 00	
F 9. General plant		238 00	
Total		$1,858 00	
Total maintenance			$6,468 00
Total appropriation			$25,478 00

CLERK SUPREME COURT.

Personal Service—			
A 1. Salaries—			
Clerk			$4,000 00
2 deputy clerks			3,300 00
Correspondence clerk			1,200 00
Messenger			720 00
Total personal service			$9,220 00

Digitized by Google

www.libtool.com.cn

Maintenance—			
C Supplies—			
C 4. Office	$323 50		
E Equipment—			
E 1. Office	70 00		
F Contract and Open Order Service—			
F 1. General repairs..	$11 00		
F 6. Transportation— Expressage	5 00		
F 7. Communication .	133 00		
Total	$149 00		
Total maintenance.....		542 50	
Total appropriation.....		$9,762 50	

SUPREME COURT REPORTER.

Personal Service—		
A 1. Salaries—		
Court reporter.....		$4,000 00
2 assistants.....		4,000 00
Clerk		1,500 00
Total personal service.....		$9,500 00
Maintenance—		
C Supplies—		
C 4. Office	$58 00	
E Equipment—		
E 1. Office	225 00	
F Contract and Open Order Service—		
F 6. Transportation .	10 00	
F 7. Communication .	75 00	
F 8. Contingencies ...	300 00	
Total	$385 00	
Total maintenance.....		$668 00
Total appropriation.....		$10,168 00

TAX COMMISSION OF OHIO.

Personal Service—		
A 1. Salaries—		
3 commissioners.....		$13,000 00
Secretary		3,000 00

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

	Auditor		$3,600 00
	Special accountant		3,000 00
	Special examiner		2,400 00
	8 clerks		12,300 00
	5 stenographers		5,100 00
	Corporation accountant		2,400 00
	Assistant		900 00
	Total		$45,700 00
A 2.	Wages—		
	Employment temporary experts		$5,000 00
	Extra stenographic work		500 00
	Total		$5,500 00
A 3.	Unclassified—		
	Witness fees		$300 00
	Fees paid for stockholders lists		1,000 00
	Total		$1,300 00
	Total personal service		$52,500 00
Maintenance—			
C	Supplies—		
C 4.	Office	$1,800 00	
E	Equipment—		
E 1.	Office	$500 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$100 00	
F 6.	Transportation—		
	Traveling expenses of commissioners	3,000 00	
	Traveling expenses of examiners	3,000 00	
	Expressage	200 00	
F 7.	Communication	900 00	
F 8.	Contingencies	1,000 00	
F 9.	General plant	12 00	
	Total	$8,212 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$4,000 00	
	Total maintenance		$14,512 00
	Total appropriation		$67,012 00

Digitized by Google

TOPOGRAPHIC SURVEY.

www.libtool.com.cn

F Contract and Open Order Service—

F 9. General Plant—

To be paid upon vouchers approved by the governor who is hereby authorized to arrange for carrying on such work, including surveying and monumenting jointly Ohio-Michigan boundary line with the representatives of the United States geological survey. The governor may accept or reject the work of the United States geological survey; and if he finds it necessary to have an assistant in this work he may employ a competent person and pay him a reasonable compensation out of the appropriation. This appropriation shall include one-half the cost of surveying and monumenting Ohio-Michigan boundary..... $27,500 00

For preparing and publishing 2,000 copies of the final report of the Ohio topographic survey. Moneys from this appropriation shall be paid upon vouchers approved by the governor who may delegate the work to a competent person and pay him a reasonable compensation from this appropriation. The governor is hereby authorized to make such distribution of a portion of the final reports as he may deem proper. The remaining copies shall be placed on sale with the state geologist at a price approximately the same as the cost of the printing and paper..... $9,000 00

Total appropriation..... $36,500 00

Digitized by Google

General appropriations, 1915-1916.

TREASURER OF STATE.

www.intoo.com.cn

Personal Service—			
A 1. Salaries—			
Treasurer of state			$6,500 00
Cashier			3,400 00
Chief clerk			2,400 00
2 bookkeepers			3,600 00
Bond clerk			1,800 00
Tax clerk			1,500 00
Insurance fund clerk			1,500 00
Correspondence clerk			1,020 00
Registrar of warrants			1,200 00
2 night watchmen			1,800 00
Messenger			1,000 00
Janitor			360 00
Total personal service			$26,080 00
Maintenance—			
C Supplies—			
C 4. Office			$1,700 00
E Equipment—			
E 1. Office—			
Cancelling machine		$175 00	
Other		125 00	
Total		$300 00	
F Contract and Open Order Service—			
F 7. Communication		$350 00	
F 9. General plant		120 00	
Total		$470 00	
H Fixed Charges and Contribution—			
H 7. Insurance—			
Premium on treasurer's bond		$1,800 00	
Total maintenance			$4,270 00
Total appropriation			$30,350 00

PUBLIC UTILITIES COMMISSION.

Personal Service—		
A 1. Salaries—		
3 commissioners		$15,000 00
Engine and boiler inspector		2,160 00

Digitized by Google

Inspector automatic couplers		$1,500 00
Secretary		3,000 00
Attorney		4,000 00
Superintendent bureau rates and service		3,000 00
Auditor and statistician		3,000 00
Assistant secretary		1,800 00
Assistant tariff clerk		1,200 00
Statistical clerk		1,500 00
Electrical expert		4,500 00
Electrical inspector		1,500 00
Gas expert		2,800 00
Assistant gas expert		1,500 00
Telephone expert		2,700 00
2 assistant telephone experts		4,200 00
6 inspectors		9,300 00
Appraisal clerk		1,500 00
Docket and index clerk		1,500 00
Journal and record clerk		1,400 00
2 clerk-stenographers		2,200 00
4 stenographers		3,600 00
2 telephone attendants		1,200 00
Total		$74,060 00
A 2. Wages—		
Consulting engineer		$1,500 00
Investigating issue of securities		5,000 00
Total		$6,500 00
A 3. Unclassified—		
Reporting hearings and transcribing testimony		$3,000 00
Total personal service		$83,560 00
Maintenance—		
C Supplies—		
C 4. Office	$1,943 00	
E Equipment—		
E 1. Office	$1,000 00	
E 9. General plant	500 00	
Total	$1,500 00	
F Contract and Open Order Service—		
F 1. General repairs	$25 00	
F 6. Transportation	13,500 00	
F 7. Communication	750 00	
F 8. Contingencies	500 00	
F 9. General plant	500 00	
Total	$15,275 00	

www.libtool.com.cn

Digitized by Google

www.libtool.com

H	Fixed Charges and Contributions—		
H 6.	Rent	$7,740 00	
	Total maintenance.....		$26,458 00
	Total appropriation.....		$110,018 00

PHYSICAL VALUATION.

Personal Service—			
A 1.	Salaries—		
	Appraisal engineer.....		$2,400 00
	Appraisal engineers not to exceed $1,800.00 each.....		45,000 00
	12 appraisal clerks not to exceed $1,500.00 each.....		16,500 00
	2 appraisal stenographers.....		2,200 00
	Total		$66,100 00
A 2.	Wages—		
	Additional Help—No appraisal engineer shall receive more than $1,800.00 per annum. No appraisal clerk shall receive more than $1,500.00 per annum. No appraisal stenographer shall receive more than $1,100.00 per annum		$25,000 00
	Total personal service.....		$91,100 00
Maintenance—			
C	Supplies—		
C 4.	Office	$100 00	
E	Equipment—		
E 1.	Office	$500 00	
E 9.	General plant...	200 00	
	Total	$700 00	
F	Contract and Open Order Service—		
F 1.	General repairs.	$50 00	
F 4.	Light, heat and power	25 00	
F 6.	Transportation .	6,000 00	
F 7.	Communication .	200 00	
F 8.	Contingencies ..	2,000 00	
F 9.	General plant...	100 00	
	Total	$8,375 00	

Digitized by Google

H Fixed Charges and Contributions—			
H 6. Rent.....	$1,720 00		General appropriations, 1915-1916.
Total maintenance.....		$10,895 00	
Total appropriation.....		$101,995 00	

www.libtool.com.cn

DEPARTMENT OF PUBLIC WORKS.

Personal Service—		
A 1. Salaries—		
Superintendent		$4,000 00
Assistant superintendent.....		2,500 00
Secretary		2,000 00
Agent canal lands.....		2,400 00
Surveyor canal lands.....		1,800 00
Construction engineer.....		166 67
Financial clerk.....		1,800 00
Expert letterer and map copyist...		1,500 00
4 clerk-stenographers.....		3,780 00
Surveyor and inspector.....		1,800 00
Civil engineer.....		1,800 00
3 surveyors and draftsmen.....		3,600 00
Transit man.....		900 00
Head and rear chainmen.....		1,440 00
11 foremen.....		11,660 00
50 patrolmen and watchmen.....		14,592 00
Total		$55,738 67
A 2. Wages—		
Laborers Miami and Erie canal...		$9,000 00
Teams Miami and Erie canal.....		500 00
Laborers Ohio and Erie canal....		7,000 00
Teams Ohio and Erie canal.....		400 00
Dredge crews.....		10,744 00
Total		$27,644 00
Not less than 1/3 of the money spent on Buckeye lake for dredge crews shall be used in improvements between Thornport and east end of Cranberry lake.		
Total personal service.....		$83,382 67
Maintenance—		
C Supplies—		
C 2. Forage and veterinary	$850 00	
C 3. Fuel	700 00	
C 4. Office	600 00	
C 10. Motor vehicles...	350 00	
C 11. General plant...	2,880 00	
Total	$5,380 00	

Digitized by Google

www.libtool.com.cn

D	Materials—	
	D 3. General Plant—	
	Maintenance Miami and Erie canal	$2,000 00
	Maintenance Ohio and Erie canal	2,000 00
	Total	$4,000 00
E	Equipment—	
	E 1. Office	$50 00
	E 9. General Plant—	
	For Ohio and Erie canal....	400 00
	For Miami and Erie canal....	500 00
	Dredge Hull....	2,500 00
	Other	557 50
	Total	$4,007 50
F	Contract and Open Order Service—	
	F 1. General repairs..	$75 00
	F 2. Motor vehicle repairs	200 00
	F 6. Transportation ..	3,655 00
	F 7. Communication .	835 00
	F 8. Contingencies ...	100 00
	F 9. General plant....	750 00
	Total	$5,615 00
G	Additions and Betterments—	
	G 1. Lands—	
	22 3/10 acres Gilbert McKee, Coshocton county	$1,758 17
	To purchase land for roadway..	800 00
	G 3. Non-structural Improvements—	
	Culvert at New Bremen	2,000 00
	2 gates for dry dock, Buckeye lake	800 00

Digitized by Google

www.libtool.com.cn

Repairing high water waste-way, Summit level	$150 00	General appropriations, 1915-1916.
Repairing banks Summit level..	300 00	
Cutting ditch—Mud Run—Tuscarawas county	500 00	
Revetment wall reinforced con-concrete, Indian lake, between bulkhead and wedge, 1,500 feet	19,360 00	
Revetment wall Massillon	5,000 00	
Improving channels, Indian lake, and removing stumps	1,200 00	
Repairing bank near Ruby bridge, St. Marys	600 00	
Repairing culverts between Yohl Spillway and Kossuth..	1,200 00	
Repairing culverts between Kossuth and Spencerville ..	800 00	
Cleaning out levels from Delphos to Jenning's creek aqueduct	850 00	
Repairing culvert at Delphos	400 00	
Wall near paper mill, South Cleveland	500 00	
High water wasteway above Five Mile lock, South Cleveland	500 00	

Digitized by Google

www.libtool.com.cn

Continuation of 8x12 culvert at Sagamore creek, above Fourteen Mile lock, South Cleveland	$1,900 00
Constructing levee near Middletown dam..	8,500 00
Repairs of bank, dam, feeder and wasteway of East reservoir	25,000 00
Dredging Tuscarawas feeder	4,000 00
State share sewage disposal plant, Buckeye lake	2,500 00
Provided, however, that the item for the state's share for construction of the sewage plant at Buckeye lake shall not be expended until persons interested shall contribute a like amount and deposit the same with the state superintendent of public works, under whose direction and supervision such disposal plant shall be constructed.	
Removing copperas water from canal at Conesville	400 00
Construction of sluice at Adams' mills..	500 00

Digitized by Google

www.libtool.com.cn

Wasteway at Kirkersville feeder	$1,000 00	
Completing levee at Six Mile dam	2,000 00	
Bridge over state ditch at Lakeview	450 00	
Repairs St. Marys aqueduct and culverts	600 00	
Repairs of aqueduct at Piqua and Eldean	200 00	
Repairs aqueduct, Lockland	1,200 00	
Repairs aqueduct over Holes creek, south of Dayton	850 00	
Repairs break in abandoned canal east of Black Hand station, Muskingum county	500 00	
Total	$80,518 17	
Total maintenance		$104,320 67
Total appropriation		$188,703 04

BOWLING GREEN STATE NORMAL SCHOOL.

Personal Service—		
A 1. Salaries—		
President		$3,800 00
Clerk		750 00
Financial clerk		1,500 00
Janitor		600 00
Superintendent buildings and grounds		1,000 00
2 extension teachers		4,000 00
Summer school		7,000 00
Other instructors and employes		37,620 00
Total		$56,270 00
A 2. Wages		$1,500 00
A 3. Unclassified		140 00
Total personal service		$57,910 00

Digitized by Google

General appropriations, 1915-1916.

Maintenance—

C	Supplies—		
	C 1.	Food	$100 00
	C 2.	Forage and veterinary	500 00
	C 3.	Fuel	3,011 00
	C 4.	Office	800 00
	C 5.	Medical and surgical	25 00
	C 7.	Refrigerating ...	75 00
	C 8.	Educational and recreational ..	2,500 00
	C 9.	Botanical and agricultural	445 00
	C 11.	General plant....	300 00
		Total	$7,756 00
E	Materials—		
	D 3.	General plant....	$200 00
E	Equipment—		
	E 1.	Office	$100 00
	E 2.	Household	50 00
	E 4.	Livestock	500 00
	E 8.	Educational and recreational ..	10,000 00
	E 9.	General Plant—	
		Weather strips..	1,000 00
		Furniture and equipment for science building	10,000 00
		Total	$21,650 00
F	Contract and Open Order Service—		
	F 1.	General repairs..	$100 00
	F 3.	Water	400 00
	F 4.	Light, heat and power	2,000 00
	F 6.	Transportation ..	200 00
		Board of trustees	1,000 00
		Executive officers.	600 00
		Extension teachers	1,500 00
	F 7.	Communication .	100 00
	F 8.	Contingencies ...	225 00
	F 9.	General plant....	450 00
		Total	$6,575 00

www.libtool.com.cn

Digitized by Google

www.libook.com.cn

General appropriations, 1915-1916.

G	Additions and Betterments—		
G 1.	Lands—		
	2 city lots.....	$2,000 00	
G 2.	Buildings—		
	Training school to cost complete $100,000.	$15,000	
G 3.	Non-structural Improvements—		
	Grading	$500 00	
	Paving service entrance road to institution..	1,000 00	
	Cement walks...	200 00	
	Lawns	125 00	
	Fruit, shade trees and shrubbery	100 00	
	Tiling lawns....	200 00	
	Temporary walks	500 00	
	Total	$19,625 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$50 00	
	Total maintenance.....		$55,856 00
	Total appropriation.....		$113,766 00

KENT STATE NORMAL SCHOOL.

Personal Service—		
A 1.	Salaries—	
	President	$4,500 00
	Assistant to president.....	1,800 00
	Dean	2,850 00
	2 extension teachers.....	4,000 00
	High school inspector.....	1,000 00
	Assistant librarian.....	650 00
	Clerk	900 00
	Student assistants.....	1,500 00
	Custodian and inspector.....	1,200 00
	Farmer	720 00
	Night watchman	720 00
	Fireman	720 00
	2 janitors.....	1,320 00
	Driver auto bus.....	720 00
	Superintendent grounds.....	720 00
	Licensed engineer.....	1,000 00
	Night fireman.....	600 00

Digitized by Google

General appropriations, 1915-1916.

	Summer school		$12,000 00
	Other professors and teachers		41,000 00
	Total		$77,920 00
A 2.	Wages		$1,194 00
A 3.	Unclassified		100 00
	Total personal service		$79,214 00
Maintenance—			
C	Supplies—		
C 2.	Forage and veterinary	$30 00	
C 3.	Fuel	450 00	
C 4.	Office	1,000 00	
C 5.	Medical	20 00	
C 6.	Laundry, cleaning, etc.	180 00	
C 7.	Refrigerating	225 00	
C 8.	Educational and recreational	1,800 00	
C 9.	Botanical and agricultural	800 00	
C 10.	Motor vehicle	200 00	
C 11.	General plant	1,400 00	
	Total	$6,105 00	
D	Materials—		
D 2.	Building	$700 00	
D 3.	General plant	500 00	
	Total	$1,200 00	
E	Equipment—		
E 1.	Office	$375 00	
E 6.	Motor vehicle	150 00	
E 8.	Educational and recreational	4,000 00	
E 9.	General plant	4,200 00	
	Total	$8,725 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$2,500 00	
F 2.	Motor vehicle	100 00	
F 3.	Water	1,000 00	
F 4.	Light, heat and power	4,300 00	
F 6.	Transportation— Trustees' traveling expenses	500 00	

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

	Extension teachers' traveling expense	$3,000 00	
	Executive officers' traveling expenses	200 00	
	Other	25 00	
	Expressage	300 00	
F 7.	Communication	200 00	
F 9.	General plant	400 00	
	Total	$12,525 00	
G	Additions and Betterments—		
G 2.	Structures and Parts—		
	Connecting corridors	$32,000 00	
	Toward the construction and complete equipment of a women's dormitory to cost complete $120,000.00	15,000 00	
G 3.	Non-structural Improvements—		
	Road, walks, grading, etc.	3,500 00	
	Total maintenance		$79,055 00
	Total appropriation		$158,269 00

MIAMI UNIVERSITY.

Personal Service—		
A 1.	Salaries—	
	President	$5,000 00
	Secretary and business manager	1,700 00
	Secretary to president	2,000 00
	Registrar	600 00
	3 engineers	2,940 00
	2 firemen	665 00
	8 janitors	5,000 00
	High school inspector	1,000 00
	Principal McGuffey's school	1,400 00
	2 extension teachers	3,800 00
	Summer school	11,000 00
	Professors, instructors and other employes	108,945 00
	Total	$144,050 00

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

A 2.	Wages— Student assistants, labor and clerical help		$7,000 00
A 3.	Unclassified— Commencement speakers, etc.		100 00
	Total personal service		$151,150 00
Maintenance—			
C	Supplies—		
C 1.	Food	$500 00	
C 2.	Forage and veterinary	90 00	
C 3.	Fuel	6,005 00	
C 4.	Office	890 00	
C 5.	Medical and surgical	82 00	
C 6.	Laundry, cleaning, etc.	200 00	
C 8.	Educational and recreational	900 00	
C 9.	Botanical and agricultural	110 00	
C 11.	General plant	500 00	
	Total	$9,277 00	
D	Materials—		
D 1.	Highway	$100 00	
D 2.	Building	250 00	
D 3.	General plant	300 00	
	Total	$650 00	
E	Equipment—		
E 1.	Office	$300 00	
E 2.	Household	25 00	
E 8.	Educational and recreational	6,000 00	
E 9.	General plant	800 00	
	Total	$7,125 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$400 00	
F 3.	Water	1,400 00	
F 4.	Light, heat and power	320 00	
F 6.	Transportation	4,000 00	
F 7.	Communication	250 00	
F 8.	Contingencies	1,100 00	
F 9.	General plant	2,300 00	
	Total	$9,770 00	

Digitized by Google

www.ibtool.com.cn

G	Additions and Betterments—		
	G 2. Structures and Parts—		
	Toward completing normal college building to cost complete $53,500.00 ...	$15,000 00	
	Equipment for normal college	4,825 00	
	Completing improvements to heating and lighting plant.	6,100 00	
	G 3. Non-structural improvements—		
	Grading	1,000 00	
	Drainage	200 00	
	Total	$27,125 00	
H	Fixed Charges and Contributions—		
	H 7. Insurance	$170 00	
	H 8. Contributions ..	25 00	
	H 9. Taxes	360 00	
	Total	$550 00	
	Total maintenance.....		$54,502 00
	Total appropriation.....		$205,652 00

OHIO UNIVERSITY.

Personal Service—		
A 1. Salaries—		
President		$6,000 00
2 deans.....		6,000 00
Registrar		2,100 00
16 professors.....		33,600 00
10 professors.....		18,000 00
Physical director.....		1,900 00
Principal training school.....		1,700 00
Principal rural school.....		1,800 00
Dean of women.....		1,700 00
3 extension teachers.....		6,000 00
Treasurer and purchasing agent...		2,000 00
Librarian		1,200 00

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

	Secretary-auditor		$600 00
	Bookkeeper		900 00
	3 engineers		2,560 00
	Fireman		720 00
	Other teachers and minor employes		54,738 00
	Extra teaching service — Spring term		1,000 00
	Summer school		15,000 00
	Total		$157,518 00
A 2.	Wages		4,000 00
	Total personal service		$161,518 00
Maintenance—			
C	Supplies—		
C 1.	Food	$700 00	
C 3.	Fuel	6,500 00	
C 4.	Office	2,500 00	
C 5.	Medical and surgical	100 00	
C 6.	Laundry, cleaning, etc.	140 00	
C 7.	Refrigerating	75 00	
C 8.	Educational and recreational	900 00	
C 9.	Botanical and agricultural	200 00	
C 11.	General plant	4,500 00	
	Total	$15,615 00	
D	Materials—		
D 3.	General plant	$3,000 00	
E	Equipment—		
E 1.	Office	$300 00	
E 3.	Medical and surgical	50 00	
E 8.	Educational and recreational	5,450 00	
E 9.	General plant	3,000 00	
	Total	$8,800 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$3,000 00	
F 3.	Water	1,600 00	
F 4.	Light, heat and power	500 00	
F 5.	Janitorial	400 00	
F 6.	Transportation	3,000 00	

Digitized by Google

www.libtool.com.cn

F 7. Communication .	$400 00	
F 8. Contingencies ...	250 00	
F 9. General plant....	1,000 00	
Total	$10,150 00	
G Additions and Betterments—		
G 2. Women's dormitory to cost complete with equipment $120,000.00 ...	$15,000 00	
G 3. Non-structural improvements, agricultural and school gardens and campus...	1,000 00	
Repairing Manasseh Cutler hall	3,000 00	
Total	$19,000 00	
H Fixed Charges and Contributions—		
H 7. Insurance	$400 00	
Total maintenance.....		$56,965 00
Total appropriation.....		$218,483 00

OHIO STATE UNIVERSITY.

Personal Service—		
A 1. Salaries—		
President		$7,000 00
Secretary and business manager..		5,000 00
Registrar		2,200 00
Purchasing agent.....		2,000 00
Secretary to entrance board.....		2,200 00
Store keeper.....		1,020 00
Dean of women.....		2,000 00
Professors, instructors and other employes		763,400 50
Total		$784,820 50
A 2. Wages—		
For farm labor, up-keep of buildings, campus, etc.....		$50,000 00
A 3. Unclassified		16,500 00
Total personal service.....		$851,320 50

Digitized by Google

General appropriations, 1915-1916.

Maintenance—

C	Supplies—		
	C 3.	Fuel	$23,000 00
	C 4.	Office	14,000 00
	C 8.	Educational and recreational ..	42,000 00
	C 9.	Botanical, agricultural, etc...	400 00
	C 11.	General plant....	1,200 00
		Total	$80,600 00
D	Materials—		
	D 1.	Highway	$800 00
	D 3.	General plant....	9,000 00
		Total	$9,800 00
E	Equipment—		
	E 1.	Office	$13,000 00
	E 4.	Livestock	4,000 00
	E 5.	Motorless vehicles	225 00
	E 8.	Educational and recreational ..	100,000 00
	E 9.	General plant....	14,000 00
		Total	$131,225 00
F	Contract and Open Order Service—		
	F 1.	General repairs..	$40,000 00
	F 3.	Water	8,000 00
	F 4.	Light, heat and power	23,000 00
	F 6.	Transportation ..	3,500 00
	F 7.	Communication .	2,000 00
	F 9.	General plant....	80,000 00
		All monies appropriated by the U. S. government under the Morrill act of 1890 and the Nelson amendment of 1907, and the Smith-Lever agricultural act, which may be received prior to July 1, 1917.....	.....
		Total	$156,500 00

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

G	Additions and Betterments—		
G 1.	Lands—		
	75 acres Hess tract, Clinton township	$55,000 00	
	12 acres more or less	5,000 00	
G 2.	Structures and Parts—		
	Home economics building to cost completed $150,000.00 ..	$75,000 00	
	New shops building to cost completed $120,000.00 ...	60,000 00	
	Total	$195,000 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$1,183 15	
H 8.	Contributions—		
	Private endowment bequeathed for a specific purpose	3,030 00	
	Total	$4,213 15	
	Total maintenance.....		$577,338 15
	Total appropriation.....		$1,428,658 65

AGRICULTURAL EXTENSION.

Personal Service—		
A 1.	Salaries—	
	Supervisor	$2,100 00
	Supervisor publications.....	3,000 00
	4 stenographers.....	2,880 00
	Instructors (two months).....	4,500 00
	Clerk, cow testing.....	720 00
	Instructors, assistants, county agents and field workers and all moneys paid by the federal government authorized by the Smith-Lever act.....	28,243 00
	Total	$41,443 00
A 3.	Unclassified	1,500 00
	Total personal service.....	$42,943 00

Digitized by Google

General appropriations, 1915-1916.

Maintenance—

C Supplies—

C 4. Office—

Postage	$1,000 00
Printing bulletins	4,000 00
Other	1,500 00
Cow testing.....	100 00
Ohio biological survey	812 50
C 8. Educational and recreational ..	977 00
Ohio biological survey	6 00
Total	$8,395 50

E Equipment—

E 1. Office—

Domestic science schools	$500 00
Dairying schools.	300 00
Other	200 00
Ohio biological survey	15 00
Total	$1,015 00

F Contract and Open Order Service—

F 6. Transportation ..	$6,000 00
Cow testing.....	400 00
Ohio biological survey	200 00
F 7. Communication .	220 00
F 9. General Plant— Current expense county agents.	$15,000 00
Total	$21,820 00

Total maintenance.....	$31,230 50
Total appropriation.....	$74,173 50

COMBINED NORMAL AND INDUSTRIAL DEPARTMENTS OF WILBERFORCE UNIVERSITY.

Personal Service—

A 1. Salaries—

Superintendent	$2,000 00
Principal normal department.....	1,650 00

www.libtool.com.cn

Digitized by Google

	Librarian		$1,000 00	General appropriations, 1915-1916.
	Farm manager		600 00	
	Attendant purification plant		360 00	
	Farm hand		360 00	
	Summer school		600 00	
	Minor instructors and employes		30,715 00	
	Total		$37,285 00	
A 2.	Wages		5,686 50	
A 3.	Unclassified		75 00	
	Total personal service		$43,046 50	

Maintenance—

C	Supplies—		
C 1.	Food	$150 00	
C 2.	Forage and veterinary	300 00	
C 3.	Fuel	6,100 00	
C 4.	Office	416 50	
C 5.	Medical and surgical	90 00	
C 6.	Laundry, cleaning, etc.	390 00	
C 7.	Refrigerating	135 00	
C 8.	Educational and recreational	2,190 00	
C 9.	Botanical and agricultural	250 00	
C 11.	General plant	550 00	
	Total	$10,571 50	
D	Materials—		
D 2.	Building	$2,278 00	
D 3.	General plant	1,111 03	
	Total	$3,389 03	
E	Equipment—		
E 1.	Office	$175 00	
E 2.	Household	1,250 00	
E 3.	Medical and surgical	202 00	
E 4.	Livestock	15 00	
E 5.	Motorless vehicles	125 00	
E 8.	Educational and recreational	5,500 00	
E 9.	General plant	1,161 00	
	Total	$8,428 00	

Digitized by Google

General appropriations, 1915-1916.

www.libtool.com.cn

F	Contract and Open Order Service—		
	F 1. General repairs..	$2,000 00	
	F 6. Transportation ..	875 00	
	F 7. Communication .	400 00	
	F 8. Contingencies ...	50 00	
	F 9. General Plant—		
	For moving and repairing building	1,000 00	
	Teaching service Wilberforce university	5,000 00	
	Other	700 00	
	Total	$10,025 00	
G	Additions and Betterments—		
	G 2. Structures and Parts—		
	Gymnasium complete	$40,000 00	
	Hospital ward..	4,800 00	
	2 teachers' cottages	3,200 00	
	Total	$48,000 00	
	G 3. Non-structural improvements—		
	Walks	$200 00	
	Constructing water system....	10,000 00	
	Total	$10,200 00	
I	Rotary Fund—		
	Manufacture and sales in industrial department	$1,500 00	
	Total maintenance.....		$92,113 52
	Total appropriation.....		$135,760 03

Digitized by Google

SECTION 3. The moneys herein appropriated shall not be expended to pay liabilities or deficiencies existing prior to July 1st, 1916, or incurred subsequent to June 30, 1917. General appropriations, 1916-1917.

www.libtool.com.cn

OHIO BOARD OF ADMINISTRATION.

		Items.	Appropriations.
Personal Service—			
A 1.	Salaries—		
		4 members	$17,583 33
		Fiscal supervisor and secretary	3,600 00
		Consulting engineer	3,000 00
		Purchasing agent	3,000 00
		Chief agriculturist	3,000 00
		Mechanical engineer	2,500 00
		Veterinarian	2,500 00
		Chief clerk fiscal department	2,400 00
		Horticulturist	2,000 00
		Superintendent of laundries	1,800 00
		Chief clerk purchasing department	1,680 00
		2 voucher clerks	3,000 00
		Assistant superintendent construction	1,500 00
		Civil engineer	1,380 00
		Draftsman	1,200 00
		Clerk	1,200 00
		9 clerk-stenographers	9,660 00
		Dietitian	900 00
		Filing clerk	780 00
		Clerk	720 00
		Telephone operator	540 00
		Messenger	840 00
		Mechanical draftsman and tracer	720 00
		19 managing officers	46,600 00
		Minor officers and employes	1,346,300 00

JUVENILE RESEARCH.

		Psychologist	3,500 00
		Diagnostician	1,500 00
		2 field workers	2,160 00
		Laboratory worker	720 00
		Stenographer	720 00
		Total	$1,467,003 33
A 2.		Wages	5,000 00
A 3.		Unclassified—	
		Prisoners' compensation	80,000 00
		Total personal service	$1,552,003 33

Digitized by Google

General appropriations,

Maintenance—

C	Supplies—		
C 1.	Food	$1,044,194	10
C 2.	Forage and veterinary	88,909	64
C 3.	Fuel	290,808	96
C 4.	Office	20,482	42
C 5.	Medical and surgical	27,842	56
C 6.	Laundry, cleaning, etc.	37,826	20
C 7.	Refrigerating	4,634	54
C 8.	Educational and recreational	3,817	58
C 9.	Botanical and agricultural	28,194	04
C 10.	Motor vehicle	2,277	48
C 11.	General plant	51,012	48
	Total	$1,600,000	00
D	Materials—		
D 2.	Buildings	$89,796	00
D 3.	General plant	160,204	00
	Total	$250,000	00
E	Equipment—		
E 1.	Office	$3,860	58
E 2.	Household	95,302	96
E 3.	Medical and surgical	5,316	25
E 4.	Livestock	137,465	12
E 5.	Motorless vehicles	2,814	94
E 6.	Motor vehicles	3,921	65
E 7.	Wearing apparel	184,159	68
E 8.	Educational and recreational	8,469	16
E 9.	General plant	83,689	66
	Total	$525,000	00
F	Contract and Open Order Service—		
F 1.	General repairs	$22,346	12
F 2.	Motor vehicle	1,400	00
F 3.	Water	15,874	43
F 4.	Light, heat and power	46,212	99
F 6.	Transportation	17,513	14
F 7.	Communication	8,049	80
F 9.	General plant	78,603	52
	Total	$190,000	00

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

H	Fixed Charges and Contributions—			
H 6.	Rent	$5,223 10		General appropriations, 1916-1917.
H 7.	Insurance	882 00		
	Total	$6,105 10		
	Total maintenance except additions and betterments		$2,571,105 10	
G	Additions and Betterments—			
G 2.	Buildings—			
	ATHENS STATE HOSPITAL.			
	Dairy house.....		$1,000 00	
	Laundry equipment.....		4,910 00	
	BOYS' INDUSTRIAL SCHOOL.			
	Silo		350 00	
	Addition dairy barn.....		1,500 00	
	CLEVELAND STATE HOSPITAL.			
	Remodeling laundry for female cottage		10,000 00	
	COLUMBUS STATE HOSPITAL.			
	2 cottages to complete.....		70,000 00	
	Tubercular shacks.....		10,000 00	
	2 elevators.....		5,500 00	
	DAYTON STATE HOSPITAL.			
	To complete cottage.....		30,000 00	
	Horse barn.....		4,000 00	
	New flexstone floor women's dining room.....		3,807 00	
	New flexstone floor men's dining room.....		3,807 00	
	New wooden floor dormitory, Ward No. 19.....		720 00	
	OHIO HOSPITAL FOR EPILEPTICS.			
	To complete two cottages.....		70,000 00	
	Storage barn.....		3,000 00	

Digitized by Google

	Remodeling kitchen and equipment	$7,300 00
	Wing men's dining room	40,000 00
	Porches	4,000 00

www.libtool.com.cn

INSTITUTION FOR FEEBLE-MINDED.

	To complete cottage custodial farm	30,000 00
	Storage barn	2,500 00
	To complete 2 cottages	70,000 00
	New laundry	30,000 00

GIRLS' INDUSTRIAL SCHOOL.

	Barn	3,000 00

MASSILLON STATE HOSPITAL.

	To complete receiving cottage	30,000 00
	To complete cottage No. 4	30,000 00
	New cottage	70,000 00

NEW PRISON FARM.

	Silo	400 00

STATE SANITORIUM.

	Hospital	50,000 00

TOLEDO STATE HOSPITAL.

	Addition east wing female hospital	15,000 00
	Horse barn	4,000 00
	2 silos	700 00
	Foundation for infirmary building	3,500 00
G 3.	Non-structural Improvements—	

NEW PRISON FARM.

	Fencing	1,000 00
	Roads and drainage	1,500 00
	Total	$611,494 00
	Total appropriation	$4,734,602 43

Digitized by Google

AGRICULTURAL COMMISSION.

www.libtool.com.cn

GENERAL OFFICES.

Personal Service—	
A 1. Salaries—	
3 members commission	$15,000 00
Secretary	3,000 00
Stenographer	1,800 00

DIVISION OF AGRICULTURE.

Chief assistant	$2,600 00
Chief clerk	1,400 00
Fertilizer and feed clerk	1,800 00
Clerk and deputy inspector	1,400 00
Mailing clerk	1,200 00
Farm superintendent	1,800 00
Superintendent fair grounds	1,000 00
Clerk	1,080 00
Bookkeeper	1,300 00
8 stenographers	6,960 00
Clerk	660 00
Crop improvement organizer	2,500 00
3 deputy inspectors fertilizer and feed	3,600 00
Field agent junior contest work	1,600 00
3 extra inspectors part time	1,260 00
Chief inspector orchards and nurseries	2,400 00
9 deputy inspectors orchards and nurseries	10,740 00
State veterinarian	3,600 00
Assistant state veterinarian	1,600 00
Pathologist	3,000 00
Assistant pathologist	1,400 00
Chief field veterinarian	1,600 00
15 field veterinarians	19,080 00
Local veterinarian in charge	1,800 00
12 laborers serum plant	7,920 00
Messenger	840 00

DAIRY AND FOOD DIVISION.

Chief division	$2,000 00
Chief clerk	1,200 00
Bookkeeper	1,200 00
Stenographer	1,000 00
Clerk	720 00
2 inspectors weights and measures	2,700 00
5 dairy inspectors	6,000 00
4 drug inspectors	4,800 00
9 food inspectors	10,800 00

Digitized by Google

General appropriations, 1916-1917.

Cannery inspector	$1,200 00
3 narcotic inspectors	3,600 00
Messenger	840 00

www.libtool.com.cn

EXPERIMENT STATION.

Director	$4,000 00
10 deputy chiefs	24,800 00
Bursar	2,000 00
5 associates	9,800 00
39 assistants	47,400 00
Fair superintendent	1,600 00
Librarian	1,300 00
Photographer	780 00
6 office assistants	5,980 00
6 field assistants	4,800 00
2 engineers	1,860 00
Mechanic	900 00
Printer	960 00
Mailing clerk	780 00
4 farm managers	4,260 00
Butter maker	1,200 00
Herdsman	960 00
Herdsman	840 00
Shepherd	840 00
5 foremen	4,200 00
Assistant foreman	960 00
Proof reader	720 00
Stenographer	660 00
Clerk	660 00
16 county agents	6,900 00
Editor	1,800 00
Clerk	720 00

FISH AND GAME DIVISION.

Chief warden	$3,000 00
Clerk	1,800 00
Bookkeeper	1,200 00
3 stenographers	2,340 00
2 clerks	1,800 00
25 wardens	22,500 00
Superintendent London hatchery	1,080 00
Laborer	720 00
Superintendent Lake Erie hatchery	1,200 00
Assistant superintendent and engineer	1,080 00
2 firemen	1,440 00
Master patrol boat	1,080 00
Marine engineer	900 00
Total	$311,020 00

Digitized by Google

A 2.	**Wages—**			
	Veterinary examiners		$150 00	General appropriations, 1916-1917.
	Clerks, compositors, printing helpers, pressmen for experiment station		50,000 00	
	Clerks and laborers for state fair and serum plant		12,180 00	
	Supplementary institute work		2,600 00	
	County farmers' institute		10,500 00	
	For fish and game work on Lake Erie		3,000 00	
	Extra game wardens		10,000 00	
	Total		$88,430 00	
A 3.	**Unclassified—**			
	General offices—extra help		$200 00	
	Dairy and food—analysis fees		3,000 00	
	Division of agriculture—analysis fees		500 00	
	Experimental work in connection with the control and eradication of hog cholera in connection with the federal government		5,000 00	
	Promoting junior contest work		8,000 00	
	Total		$16,700 00	
	Total personal service		$416,150 00	
Maintenance—				
C	**Supplies—**			
C 1.	Food	$25 00		
C 2.	Forage and veterinary	24,200 00		
C 3.	Fuel—			
	Lake Erie hatchery	1,000 00		
	Experiment station	5,000 00		
	Other	400 00		
C 4.	Office	12,475 90		
C 6.	Laundry, cleaning, etc.	341 50		
C 7.	Refrigerating	235 00		
C 9.	Botanical and agricultural	3,100 00		
C 10.	Motor vehicle	1,100 00		
C 11.	General Plant—			
	Pigs for serum tests	50,000 00		
	Cream for experiment station	11,000 00		
	Other	5,380 50		
	Total	$114,257 90		

Digitized by Google

www.libtool.com.cn

D	Materials—		
	D 1.	Highway	$1,000 00
	D 2.	Buildings	4,000 00
	D 3.	General plant...	3,000 00
		Total	$8,000 00
E	Equipment—		
	E 1.	Office	$1,039 65
	E 4.	Livestock—	
		For purchase and propagation of game birds	45,000 00
		Other	1,500 00
	E 5.	Motorless vehicles	500 00
	E 6.	Motor vehicles...	750 00
	E 7.	Wearing apparel	120 00
	E 8.	Educational and recreational ..	1,250 00
	E 9.	General plant...	9,675 00
		Total	$59,834 65
F	Contract and Open Order Service—		
	F 1.	General repairs.	$3,410 00
	F 2.	Motor vehicle...	500 00
	F 3.	Water	400 00
	F 4.	Light, heat and power	1,300 00
	F 6.	Transportation .	112,760 00
	F 7.	Communication .	3,327 00
	F 8.	Contingencies ..	7,200 00
	F 9.	General Plant—	
		For uses and purposes of the state fair.....	85,500 00
		Other	2,562 00
		Total	$216,959 00
G	Additions and Betterments—		
	G 2.	Structures, Parts—	
		Experiment station—	
		Animal husbandry building ...	$5,000 00

Digitized by Google

	Print shop.....	$6,000 00	
	Green house—to repair	2,500 00	
	Total	$13,500 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$4,567 20	
H 7.	Insurance	412 50	
H 8.	Contributions ..	65 00	
	Total	$5,044 70	
	Total maintenance.....		$417,596 25
	Total appropriation.....		$833,746 25

www.libtool.com.cn

ARCHAEOLOGICAL AND HISTORICAL SOCIETY.

Personal Service—			
A 1.	Salaries—		
	Treasurer		$300 00
	Secretary		1,000 00
	Curator		2,500 00
	Assistant curator.....		1,500 00
	2 assistant librarians.....		1,340 00
	Stenographer		720 00
	3 janitors.....		2,160 00
	4 caretakers.....		1,285 00
	Bookkeeper		150 00
	Author "Ohio in the Civil War" for payment in full for his complete work		2,000 00
	Total		$12,955 00
A 2.	Wages		250 00
	Total personal service.....		$13,205 00
Maintenance—			
C	Supplies—		
C 4.	Office—		
	Publications	$2,400 00	
	Other	300 00	
C 11.	General plant....	250 00	
	Total	$2,950 00	
E	Equipment—		
E 8.	Educational and Recreational—		
	Books, maps, engravings, etc..	$1,000 00	

Digitized by Google

www.libtool.com.cn

E 9.	General Plant—		
	Museum equipment	$600 00	
	Printing room equipment ...	100 00	
	Total	$1,700 00	
F	Contract and Open Order Service—		
F 1.	General repairs..	$950 00	
F 3.	Water	56 00	
F 4.	Light, heat and power	2,400 00	
F 6.	Transportation ..	750 00	
F 7.	Communication .	105 00	
F 8.	Contingencies ...	150 00	
F 9.	General Plant— Exploration of mounds	1,000 00	
	Total	$5,411 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$89 40	
	Total maintenance.....		$10,150 40
	Total appropriation.....		$23,355 40

ATTORNEY GENERAL.

Personal Service—			
A 1.	Salaries—		
	Attorney general.....		$6,500 00
	First assistant attorney general....		4,000 00
	Second assistant attorney general..		2,500 00
	Chief clerk.....		1,500 00
	9 stenographers.....		10,600 00
	Willis tax clerk.....		2,000 00
	Messenger		600 00
	Total		$27,700 00
A 3.	Unclassified—		
	Special counsel.....		$55,000 00
	Extra stenographic work.....		800 00
	Expense of investigation.....		5,000 00
	Total personal service.....		$88,500 00

Digitized by Google

www.libtool.com.cn

Maintenance—			
C Supplies—			
C 4. Office.....		$1,346 00	
E Equipment—			
E 1. Office—			
Carpets, chairs, etc.....		$600 00	
Other.....		429 00	
Total.....		$1,029 00	
F Contract and Open Order Service—			
F 1. General repairs..		$25 00	
F 5. Transportation ..		4,500 00	
F 7. Communication .		750 00	
F 8. Contingencies ...		1,050 00	
F 9. General Plant—			
Costs in cases....		2,500 00	
Other.....		66 00	
Total.....		$8,891 00	
Total maintenance.....			$11,266 00
Total appropriation.....			$99,766 00

AUDITOR OF STATE.

Personal Service—		
A 1. Salaries—		
Auditor.....		$6,500 00
deputy auditor.....		3,000 00
Chief clerk.....		2,400 00
2 bookkeepers.....		4,350 00
Liquor tax deputy.....		2,000 00
Filing clerk.....		1,600 00
Excise clerk.....		1,500 00
Settlement clerk.....		1,500 00
Index clerk.....		1,500 00
Statistical clerk.....		2,000 00
4 clerks.....		6,000 00
2 auditors of vouchers.....		3,600 00
3 stenographers and typists.....		3,240 00
2 messengers and janitors.....		1,480 00
Chief examiner.....		2,800 00
4 examiners.....		8,550 00
2 assistant examiners.....		3,000 00
Clerk and stenographer.....		1,500 00
Total personal service.....		$56,520 00

Digitized by Google

General appropriations, 1916-1917.

www.libtool.com.cn

Maintenance—			
C	Supplies—		
C 4.	Office	$1,400 00	
E	Equipment—		
E 1.	Office	$1,000 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$100 00	
F 6.	Transportation	900 00	
F 7.	Communication	500 00	
F 8.	Contingencies	1,500 00	
F 9.	General plant	200 00	
	Total	$3,200 00	
	Total maintenance		$5,600 00
	Total appropriation		$62,120 00

BUREAU OF INSPECTION AND SUPERVISION OF PUBLIC OFFICES.

Personal Service—			
A 1.	Salaries—		
	Deputy inspectors		$5,416 66
	Chief clerk		1,500 00
	Statistician		1,800 00
	Stenographer		1,200 00
	Clerk-stenographer in charge of findings		1,100 00
	Assistant clerk		960 00
	Multigraph operator		900 00
	Janitor		360 00
	Total		$13,236 66
A 2.	Wages		150 00
	Total personal service		$13,386 66
Maintenance—			
C	Supplies—		
C 4.	Office	$775 00	
E	Equipment—		
E 1.	Office	500 00	
F	Contract and Open Order Service—		
F 6.	Transportation	950 00	
	Total maintenance		$2,225 00
	Total appropriation		$15,611 66

Digitized by Google

www.libtool.com.cn

General appropriations, 1916-1917.

Personal Service—		
A 1. Salaries—		
Superintendent		$5,000 00
Assistant superintendent		3,000 00
Chief examiner		3,000 00
12 examiners		29,400 00
Statistician		1,200 00
3 clerk-stenographers		3,400 00
Assistant commissioner		3,000 00
Financial clerk		1,800 00
3 inspectors		6,600 00
Expert accountant		3,000 00
Confidential clerk		1,800 00
Stenographer and clerk		1,200 00
Chief examiner		2,500 00
2 inspector-examiners		3,300 00
Clerk-stenographer		1,200 00
Total personal service		$69,400 00
Maintenance—		
C Supplies—		
C 4. Office — Banking department	$971 50	
Securities department	486 00	
Loan agent regulation	400 00	
Total	$1,857 50	
E Equipment—		
E 1. Office — Banking department	$345 00	
Securities department	102 50	
Loan agent regulation	170 00	
Total	$617 50	
F Contract and Open Order Service—		
F 6. Transportation—		
Banking department	$12,390 00	
Securities department	5,500 00	
Loan agent regulation	3,020 00	

Digitized by Google

www.libtool.com.cn

F 7.	Communication—		
	Banking department	$694 00	
	Securities department	150 00	
	Loan agent regulation	577 00	
F 8.	Contingencies—		
	Banking department	250 00	
	Securities department	75 00	
	Total	$22,656 00	
H	Fixed Charges and Contributions—		
H 6.	Rent—		
	Banking department	$1,697 25	
	Securities department	600 00	
	Loan agent regulation	600 00	
	Total	$2,897 25	
	Total maintenance		$28,028 25
	Total appropriation		$97,428 25

COMMISSION FOR THE BLIND.

Personal Service—			
A 1.	Salaries—		
	Executive secretary		$3,500 00
	Assistant executive secretary		1,800 00
	10 clerks		7,160 00
	8 salespeople		4,787 64
	9 home teachers		3,780 00
	3 shop assistants		2,080 00
	6 eye nurses		6,360 00
	Publicity agent		200 00
	Total		$29,667 64
A 2.	Wages		1,740 00
	Total personal service		$31,407 64
Maintenance—			
C	Supplies—		
C 4.	Office	$1,750 00	
C 5.	Medical and surgical	25 00	

Digitized by Google

www.libtool.com.cn

C 6.	Laundry, cleaning, etc.....	$15 00	
C 8.	Educational and recreational ..	150 00	
C 11.	General plant....	500 00	
	Total	$2,440 00	
E	Equipment—		
E 1.	Office	$200 00	
E 3.	Medical and surgical	50 00	
E 9.	General plant....	700 00	
	Total	$950 00	
F	Contract and Open Order Service—		
F 1.	General repairs..	$100 00	
F 3.	Water	15 00	
F 4.	Light, heat and power	250 00	
F 6.	Transportation ..	11,600 00	
F 7.	Communication .	300 00	
	Total	$12,265 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$2,175 00	
H 7.	Insurance	250 00	
H 8.	Contributions— To make good losses incurred in the employment of the blind	12,000 00	
	Total	$14,425 00	
	Total maintenance.....		$30,080 00
	Total appropriation.....		$61,487 64

BUREAU OF BUILDING AND LOAN ASSOCIATIONS.

Personal Service—		
A 1.	Salaries—	
	Inspector	$3,600 00
	Deputy inspector.....	2,000 00
	Assistant deputy.....	1,800 00
	Assistant examiner.....	1,500 00
	2 clerks.....	2,700 00

Digitized by Google

	Statistician		$1,200 00
	9 examiners		16,200 00
	Total personal service		$29,000 00
Maintenance—			
C	Supplies—		
	C 4. Office	$435 00	
E	Equipment—		
	E 1. Office	$10 00	
F	Contract and Open Order Service—		
	F 1. General repairs	5 00	
	F 6. Transportation	7,100 00	
	F 7. Communication	185 00	
	Total	$7,290 00	
H	Fixed Charges and Contributions—		
	H 6. Rent	$985 00	
	Total maintenance		$8,720 00
	Total appropriation		$37,720 00

STATE BOARD OF CHARITIES.

Personal Service—			
A 1.	Salaries—		
	Secretary		$3,000 00
	Agent		1,800 00
	3 assistant agents		4,500 00
	Cashier and clerk		1,200 00
	5 clerks and stenographers		3,960 00
	CHILDREN'S WELFARE.		
	Director		2,400 00
	Assistant director		1,500 00
	5 visitors		6,300 00
	3 clerk-stenographers		2,340 00
	Total		$27,000 00
A 2.	Wages		100 00
A 3.	Unclassified		250 00
	Total personal service		$27,350 00
Maintenance—			
C	Supplies—		
	C 4. Office	$1,699 00	

www.libtool.com.cn

Digitized by Google

www.hanool.com.cn

E	Equipment—		
E 1.	Office	$206 63	
E 8.	Educational and recreational	50 00	
	Total	$256 53	
F	Contract and Open Order Service—		
F 1.	General repairs	$40 00	
F 6.	Transportation—		
	Expressage	65 00	
	Traveling expense	11,342 00	
F 7.	Communication	325 00	
F 8.	Contingencies	450 00	
F 9.	General plant	590 00	
	Total	$12,812 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$2,127 50	
	Total maintenance		$16,895 03
	Total appropriation		$44,245 03

CIVIL SERVICE COMMISSION.

Personal Service—		
A 1.	Salaries—	
	3 commissioners	$12,000 00
	Secretary	3,000 00
	6 clerks	6,420 00
	9 stenographers	8,820 00
	Efficiency examiner	2,400 00
	Efficiency clerk	1,560 00
	4 examiners	7,400 00
	Chief clerk	1,800 00
	Publicity clerk (part time)	720 00
	Messenger	600 00
	Total	$44,720 00
A 2.	Wages—	
	Special examiners and investigators	$4,000 00
	Extra clerk hire	1,000 00
	Total	$5,000 00
	Total personal service	$49,720 00

Digitized by Google

General appropriations, 1916-1917.

Maintenance—			
C Supplies—			
C 4. Office		$2,000 00	
E Equipment—			
E 1. Office		$500 00	
F Contract and Open Order Service—			
F 6. Transportation ..		2,500 00	
F 7. Communication .		500 00	
F 9. General plant....		200 00	
Total		$3,200 00	
H Fixed Charges and Contributions—			
H 6. Rent		$4,500 00	
Total maintenance.....			$10,200 00
Total appropriation.....			$59,920 00

DENTAL BOARD.

Personal Service—			
A 1. Salaries—			
Secretary			$600 00
A 2. Wages—			
Per diem of examiners.....			$1,500 00
Stenographic help.....			400 00
Total			$1,900 00
Total personal service.....			$2,500 00
Maintenance—			
C Supplies—			
C 4. Office		$300 00	
E Equipment—			
E 1. Office		50 00	
F Contract and Open Order Service—			
F 1. General repairs..		10 00	
F 6. Transportation ..		385 00	
F 7. Communication .		15 00	
Total		$410 00	
H Fixed Charges and Contributions—			
H 7. Insurance		5 00	
Total maintenance.....			765 00
Total appropriation.....			$3,265 00

Digitized by Google

BOARD OF EMBALMING EXAMINERS.

www.libtool.com.cn

Personal Service—				
A 1.	Salaries—			
	Secretary		$900 00	General appropriations, 1916-1917.
A 2.	Wages—			
	Per diem of members.....		450 00	
	Total personal service.....		$1,350 00	
Maintenance—				
C	Supplies—			
C 4.	Office—			
	Postage, stationery, etc.....	$100 00		
	Printing	125 00		
C 11.	General Plant—			
	Cadavers	135 00		
	Total	$360 00		
F	Contract and Open Order Service—			
F 6.	Transportation ..	$150 00		
F 8.	Contingencies ...	50 00		
	Total	$200 00		
	Total maintenance.....		$560 00	
	Total appropriation.....		$1,910 00	

EXECUTIVE DEPARTMENT.

Personal Service—			
A 1.	Salaries—		
	Governor		$10,000 00
	Secretary to governor.....		5,000 00
	Executive clerk.....		3,000 00
	Correspondence clerk.....		2,000 00
	Commission clerk.....		1,800 00
	Stenographer		1,200 00
	Messenger		1,000 00
	Total personal service.....		$24,000 00
Maintenance—			
C	Supplies—		
C 3.	Fuel	$25 00	
C 4.	Office	1,200 00	
	Total	$1,225 00	
E	Equipment—		
E 1.	Office	$50 00	

Digitized by Google

www.libtool.com.cn

F	Contract and Open Order Service—		
F 6.	Transportation ..	$500 00	
F 7.	Communication .	700 00	
F 8.	Contingencies ...	6,000 00	
	Total	$7,200 00	
	Total maintenance.....		$8,475 00
	Total appropriation.....		$32,475 00

BOARD OF PARDONS.

Personal Service—			
A 1.	Salaries—		
	Four members of board.....		$3,800 00

BUDGET COMMISSION.

A 1.	Salaries—		
	Commissioner		$4,000 00
	Deputy commissioner		2,500 00
	Secretary		1,300 00
	Messenger		240 00
	Total		$8,040 00
A 2.	Wages		800 00
A 3.	Unclassified		1,500 00
	Total personal service.....		$10,340 00
Maintenance—			
C	Supplies—		
C 4.	Office	$200 00	
D	Materials—		
D 3.	General plant....	$15 00	
E	Equipment—		
E 1.	Office	$100 00	
F	Contract and Open Order Service—		
F 6.	Transportation ..	$800 00	
F 7.	Communication .	200 00	
F 9.	General plant....	500 00	
	Total	$1,500 00	
H	Fixed Charges and Contributions—		
H 6.	Rent—		
	Rent typewriters tables	$60 00	
	Total maintenance.....		$1,875 00
	Total appropriation.....		$12,215 00

Digitized by Google

STATE FIRE MARSHAL.

www.libtool.com.cn

A 1.	Salaries—		
	Marshal		$3,000 00
	2 deputy marshals		3,300 00
	Chief inspector		1,800 00
	Statistician		1,200 00
	5 assistants		7,500 00
	22 assistants		26,750 00
	Electrician		1,500 00
	2 clerks		2,340 00
	6 stenographers		4,800 00
	Total		$52,190 00
A 2.	Wages—		
	Assistants		2,000 00
A 3.	Unclassified—		
	Fees, mileage and maintenance of witnesses, township clerks, special attorneys and stenographers		5,474 00
	Total		$59,664 00
Maintenance—			
C	Supplies—		
C 4.	Office—		
	Postage	$1,500 00	
	Bulletins, etc.	4,123 50	
	Total	$5,623 50	
E	Equipment—		
E. 1	Office	$200 00	
F	Contract and Open Order Service—		
F 6.	Transportation	$14,715 00	
F 7.	Communication	1,100 00	
	Total	$15,815 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$3,195 00	
	Total maintenance		24,833 50
	Total appropriation		$84,497 50

Digitized by Google

General appropriations, 1916-1917.

HEADQUARTERS OHIO G. A. R.

Personal Service—		
A 1. Salaries—		
Assistant adjutant general.....		$1,200 00
Clerk		750 00
Total personal service.....		$1,950 00
Maintenance—		
H Fixed Charges and Contributions—		
H 6. Rent	$480 00	
Total appropriation.....		$2,430 00

GEOLOGICAL SURVEY.

Personal Service—		
A 1. Salaries—		
Geologist		$1,500 00
7 assistant geologists.....		3,850 00
Clerk		780 00
Total		$6,130 00
A 2. Wages		50 00
Total personal service.....		$6,180 00
Maintenance—		
C Supplies—		
C 4. Office	$209 50	
C 11. General plant....	30 00	
Total	$239 50	
E Equipment—		
E 9. General Plant— Purchase of survey publications	$40 00	
F Contract and Open Order Service—		
F 1. General repairs..	$10 00	
F 6. Transportation ..	1,900 00	
F 7. Communication .	56 00	
F 9. General plant....	150 00	
Total	$2,116 00	
Total maintenance.....		2,395 50
Total appropriation.....		$8,575 50

www.hanpol.com.cn

Digitized by Google

BOARD OF HEALTH.

www.libtool.com.cn

Personal Service—		
A 1.	**Salaries—**	
	Secretary and executive officer....	$3,500 00
	Assistant secretary.....	3,000 00
	Record clerk.....	1,200 00
	Financial clerk.....	1,500 00
	17 clerks and stenographers.....	14,340 00
	Bacteriologist	3,000 00
	Assistant bacteriologist.....	2,000 00
	Assistant bacteriologist and chemist	2,000 00
	2 laboratory assistants.....	2,800 00
	3 laboratory helpers.....	1,680 00
	Director division sanitary engineering	3,000 00
	5 assistant engineers.....	7,060 00
	Director division communicable diseases	2,750 00
	Assistant epidemiologist.....	1,700 00
	State inspector plumbing.....	1,800 00
	2 deputy inspectors plumbing....	2,850 00
	Chief division of tuberculosis.....	3,000 00
	Superintendent publications and organizer	1,700 00
	Exhibit director.....	1,500 00
	State supervising nurse.....	1,600 00
	Visiting nurse.....	1,400 00
	Public health nurse.....	1,300 00
	Statistician	1,600 00
	Chief division occupational diseases	3,000 00
	Assistant division occupational diseases	1,600 00
	2 janitors.....	1,320 00
	Director division child hygiene....	2,400 00
	2 hostlers antitoxin stables.....	960 00
	2 antitoxin chemists.....	1,920 00
	Chemist analysis work.....	4,000 00
	Total	$81,480 00
A 2.	**Wages—**	
	Per diem of board members.....	$840 00
	5 inspectors division communicable diseases	900 00
	Total	$1,740 00
A 3.	**Unclassified—**	
	Referee fees.....	$1,000 00
	Total personal service.....	$84,220 00

Digitized by Google

General appropriations, 1916-1917.

Maintenance—

C Supplies—

C 2.	Forage and veterinary	$1,500 00
C 4.	Office	3,800 00
C 5.	Medical and surgical	1,500 00
C 7.	Refrigerating ...	300 00
C 11.	General plant....	2,000 00
	Total	$9,100 00

E Equipment—

E 1.	Office	$250 00
E 3.	Medical and surgical	3,450 00
E 4.	Livestock	600 00
E 8.	Educational and recreational ..	1,200 00
E 9.	General plant....	3,000 00
	Total	$8,500 00

F Contract and Open Order Service—

F 1.	General repairs..	$250 00
F 4.	Light, heat and power	1,000 00
F 6.	Transportation, express and freight	1,500 00
	Traveling expense	12,000 00
F 7.	Communication .	1,000 00
F 9.	General plant....	3,200 00
	For prevention of blindness among infants as per H. B. No. 470, approved May 27th, 1915....	5,000 00
	Total	$23,950 00

Total maintenance.....	$41,550 00
Total appropriation.....	$125,770 00

www.libtool.com.cn

Digitized by Google

STATE HIGHWAY DEPARTMENT.

General appropriations, 1916-1917.

www.libtool.com.cn

Personal Service—			
A 1.	Salaries—		
	Commissioner		$4,000 00
	3 deputy commissioners		9,000 00
	8 division engineers		16,800 00
	9 engineers		14,400 00
	Map maker		1,500 00
	2 draftsmen		2,200 00
	3 superintendents		4,500 00
	Testing engineer		2,000 00
	2 assistants		2,400 00
	Chemist		1,500 00
	Chief clerk		2,000 00
	File clerk		1,200 00
	Bookkeeper		1,500 00
	Assistant bookkeeper		1,000 00
	Clerk		1,200 00
	Assistant superintendent		900 00
	6 stenographers		5,400 00
	Voucher clerk		1,100 00
	Secretary		2,000 00
	Messenger		600 00
	Total		$75,200 00
A 2.	Wages		3,500 00
	Total personal service		$78,700 00
Maintenance—			
C	Supplies—		
C 4.	Office—		
	Printing	$6,500 00	
	Other	3,500 00	
C 10.	Motor vehicle	2,500 00	
C 11.	General plant	5,000 00	
	Total	$17,500 00	
E	Equipment—		
E 1.	Office	$500 00	
E 6.	Motor vehicle	8,000 00	
E 8.	Educational and recreational	800 00	
E 9.	General plant	3,000 00	
	Total	$12,300 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$1,000 00	

Digitized by Google

www.libtool.com.cn

F 2.	Motor vehicle repairs	$3,500 00	
F 6.	Transportation ..	17,000 00	
F 7.	Communication .	1,600 00	
F 9.	GeneralPlant—		
	To construct, improve, maintain and repair inter-county highways as provided in section 6859-2 of the General Code, and all sections supplementary or amendatory thereof	826,300 00	
	Total		$957,900 00
	To construct, improve, maintain and repair main market roads as provided in section 6859-3 of the General Code, and all sections supplementary or amendatory thereof.		305,000 00
	To repair, maintain, protect, police, and patrol public highways as provided in section 6309 of the General Code, and all sections supplementary or amendatory thereof		650,000 00
H	Fixed Charges and Contributions—		
H 6.	Rent		6,000 00
H 7.	Insurance		300 00
	Total		$6,300 00
	Total appropriation.....		$1,919,200 00

INDUSTRIAL COMMISSION.

EXECUTIVE AND GENERAL.

Personal Service—		
A 1.	Salaries—	
	3 members commission.....	$14,000 00
	Secretary	3,000 00
	Assistant secretary.....	1,800 00

Digitized by Google

Assistant secretary	$1,200 00
Minute clerk	1,500 00
Cashier-paymaster	2,000 00
Postmaster-custodian	1,500 00
Special deputy	2,400 00
Bookkeeper	1,500 00
9 stenographers and clerks	8,310 00
Librarian	900 00
Messenger	600 00
Telephone operator	720 00
4 branch office deputies	7,200 00
4 branch office clerks	2,820 00

STATE INSURANCE.

Director of claims	2,400 00
Deputy director of claims	2,000 00
7 claim examiners	8,500 00
3 reviewers of claims	4,440 00
28 clerks, stenographers and typists	26,500 00
Special deputy	1,000 00
5 claim investigators, one of whom shall be a woman	6,600 00
Chief medical examiner	3,500 00
4 assistant medical examiners	6,500 00
Special medical examiner	1,800 00
Actuary	3,500 00
Assistant actuary	1,320 00
Rating actuary	2,000 00
Chief clerk actuary department	1,800 00
Assistant actuary department	1,000 00
2 bookkeepers	1,900 00
4 stenographers	3,780 00
8 clerks	8,000 00
Chief auditor insurance department	2,400 00
8 clerks	7,800 00
5 bookkeepers	4,700 00
Adjustment clerk	1,200 00
14 clerks and stenographers	11,040 00
22 payroll auditors	26,400 00

INVESTIGATION AND STATISTICS.

Chief statistician and mediator	$3,500 00
Assistant statistician	1,800 00
17 statistical clerks	16,860 00
3 stenographers	2,400 00
4 special male investigators	4,800 00
Female investigator	1,200 00
7 superintendents' employment offices	11,100 00
2 assistant superintendents	2,700 00
9 clerks	6,870 00

Digitized by Google

www.libtool.com.cn

WORKSHOPS AND FACTORIES.

Chief deputy	$3,000 00
Assistant	2,500 00
Deputy	2,000 00
Safety engineer	2,500 00
Chief clerk	1,800 00
Recording clerk	1,500 00
4 stenographers	3,600 00
High explosive inspector	1,500 00
28 district deputies	33,600 00
8 lady visitors	9,600 00

MINING DEPARTMENT.

Chief deputy	$3,500 00
Chief clerk	1,500 00
Map and record clerk	900 00
Gas and oil map and record clerk	1,000 00
Stenographer	900 00
12 district deputies	21,600 00
Oil and gas well inspector	1,200 00
Caretaker mine recue car	1,200 00
Clerk	900 00

EXAMINERS OF STEAM ENGINEERS.

Chief deputy	$3,000 00
Assistant deputy	1,800 00
Chief clerk	1,500 00
Clerk	1,000 00
10 district deputies	15,000 00

BOILER INSPECTION.

Chief deputy	$3,000 00
Assistant deputy	2,000 00
Chief clerk	1,800 00
4 clerks	4,800 00
Clerk-stenographer	900 00
8 district deputies	14,400 00

FILM CENSORSHIP.

3 members of board	$4,500 00
Custodian of films	900 00
7 stenographers and typists	5,700 00
4 operators	3,200 00
Clerk-stenographer	750 00
Total	$399,310 00

Digitized by Google

A 2.	Wages—			
	Per diem members board boiler rules		$500 00	General appropriations, 1916-1917.
	Other		435 00	
A 3.	Unclassified—			
	Local medical examinations		$5,500 00	
	Witness fees		500 00	
	Other		500 00	
	Women's employment work, Cleveland		2,500 00	
	Women's employment work, Cincinnati		1,500 00	
	Total		$10,500 00	
	Total personal service		$410,745 00	
Maintenance—				
C	Supplies—			
C 4.	Office	$21,900 00		
C 5.	Medical and surgical	100 00		
C 11.	General Plant—			
	Leaders for films	8,125 00		
	Other	805 00		
	Total	$30,930 00		
E	Equipment—			
E 1.	Office	$3,060 00		
E 3.	Medical and surgical	200 00		
E 9.	General plant	2,000 00		
	Total	$5,260 00		
F	Contract and Open Order Service—			
F 1.	General repairs	$455 00		
F 4.	Light, heat and power	925 00		
F 5.	Janitorial	645 00		
F 6.	Transportation	50,658 00		
F 7.	Communication	3,610 00		
F 8.	Contingencies	200 00		
F 9.	General Plant— Mileage rescue car	1,500 00		

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

	Other	$950 00	
	For industrial safety and welfare work $10,000.00; provided however, that $5,000.00 of the $10,000.00 hereby appropriated shall not be available for expenditure until the manufacturers of Ohio have contributed $5,000.00 for industrial safety and welfare work and deposited the same with the industrial commission.		
	Total		$68,943 00
H	Fixed Charges and Contributions—		
H 6.	Rent	$27,751 04	
H 7.	Insurance	300 00	
	Total	$28,051 04	
	Total maintenance.....		$133,184 04
	Total appropriation.....		$543,929 04

DEPARTMENT OF PUBLIC INSTRUCTION.

Personal Service—		
A 1.	Salaries—	
	Superintendent	$4,000 00
	Assistant superintendent.....	2,500 00
	2 high school inspectors.....	4,000 00
	6 high school inspectors half time.	6,000 00
	Chief clerk.....	1,750 00
	Examination clerk.....	1,800 00
	2 stenographers.....	1,440 00
	Filing clerk.....	900 00
	Statistician	1,500 00

Digitized by Google

Messenger and shipping clerk.....		$840 00	General appropriations, 1916-1917.
88 county superintendents.....		85,000 00	
450 district superintendents.....		270,000 00	
72 normal school supervisors.....		72,000 00	
Total		$451,730 00	
A 2. Wages—			
Per diem board of school examiners		$1,000 00	
Total personal service.....		$452,730 00	
Maintenance—			
C Supplies—			
C 4. Office	$1,500 00		
E Equipment—			
E 1. Office	$250 00		
F Contract and Open Order Service—			
F 6. Transportation .	$5,400 00		
F 7. Communication .	197 00		
F 8. Contingencies ..	500 00		
F 9. General plant...	35 00		
Total	$6,132 00		
H Fixed Charges and Contributions—			
H 8. Contributions—			
Model rural schools as per sections 7655-5 and 7654-7 of the General Code	$12,000 00		
Total maintenance.....		$19,882 00	
Total appropriation.....		$472,612 00	

INSURANCE DEPARTMENT.

Personal Service—	
A 1. Salaries—	
Superintendent	$4,500 00
Deputy superintendent.....	3,000 00
Actuary	3,000 00
Chief clerk.....	2,100 00
2 examiners.....	3,600 00
Statistician	1,800 00
Warden	2,100 00
Bookkeeper	1,800 00

Digitized by Google

www.libtool.com.cn

	Correspondence clerk		$1,200 00
	4 assistant actuaries		4,860 00
	4 clerks		5,100 00
	Messenger		900 00
	Stenographer		900 00
	Extra clerks (part time)		1,000 00
	Total personal service		$35,860 00
Maintenance—			
C	Supplies—		
	C 4. Office		$1,200 00
E	Equipment—		
	E 1. Office	$100 00	
F	Contract and Open Order Service—		
	F 1. General repairs	$30 00	
	F 6. Transportation—		
	Express	125 00	
	Traveling expense	4,000 00	
	F 7. Communication	340 00	
	F 8. Contingencies	100 00	
	Total	$4,595 00	
H	Fixed Charges and Contributions—		
	H 6. Rent	$3,355 00	
	Total maintenance		$9,250 00
	Total appropriation		$45,110 00

THE JUDICIARY.

Personal Service—			
A 1.	Salaries—		
	122 judges common pleas court		$366,000 00
	24 judges courts of appeals		144,000 00
	6 justices supreme court		39,000 00
	Chief justice supreme court		7,000 00
	3 judges superior court Cincinnati		9,000 00
	8 stenographers		14,400 00
	Total personal service		$579,400 00
Maintenance—			
F	Contract and Open Order Service—		
	F 6. Traveling expense		43,800 00
	Total appropriation		$623,200 00

Digitized by Google

LEGISLATIVE REFERENCE DEPARTMENT.

www.libtool.com.cn

Personal Service—			
A 1.	Salaries—		
	Draftsman		$1,500 00
	Librarian		1,080 00
	Stenographer		840 00
	Total		$3,420 00
A 2.	Wages		$600 00
A 3.	Unclassified—		
	Services for drafting, etc		$1,000 00
	Total personal service		$5,020 00
Maintenance—			
C	Supplies—		
	C 4. Office	$200 00	
	C 11. General plant	200 00	
	Total	$400 00	
E	Equipment—		
	E 1. Office	$25 00	
	E 9. General plant	200 00	
	Total	$225 00	
F	Contract and Open Order Service—		
	F 6. Transportation	$100 00	
	F 7. Communication	170 00	
	F 9. General plant	100 00	
	Total	$370 00	
	Total maintenance		$995 00
	Total appropriation		$6,015 00

STATE LIBRARY.

Personal Service—		
A 1.	Salaries—	
	Librarian	$3,000 00
	Assistant librarian	1,200 00
	Assistant secretary	900 00
	Document clerk	1,100 00
	8 library assistants	7,020 00
	Stenographer	720 00
	Messenger	900 00
	Total	$14,840 00
A 2.	Wages	400 00
	Total personal service	$15,240 00

Digitized by Google

General appropriations, 1916-1917.

Maintenance—			
C Supplies—			
C 4. Office		$350 00	
E Equipment—			
E 8. Educational and Recreational—			
Books and papers		$5,000 00	
E 9. General plant....		100 00	
Total		$5,100 00	
F Contract and Open Order Service—			
F 6. Transportation—			
Expressage		$70 00	
Traveling expense		300 00	
F 7. Communication ..		160 00	
Total		$530 00	
Total maintenance.....			$5,980 00
Total appropriation.....			$21,220 00

www.libtool.com.cn

LIBRARY ORGANIZER.

Personal Service—			
A 1. Salaries—			
Library organizer.....			$1,500 00
Field assistant.....			1,200 00
Office assistant.....			720 00
Total personal service.....			$3,420 00
Maintenance—			
C Supplies—			
C 4. Office		$450 00	
E Equipment—			
E 1. Office		$275 00	
F Contract and Open Order Service—			
F 6. Transportation—			
Traveling expense		$1,000 00	
Expressage		35 00	
F 7. Communication .		75 00	
Total		$1,110 00	
Total maintenance.....			1,835 00
Total appropriation.....			$5,255 00

Digitized by Google

TRAVELING LIBRARY.

www.libpool.com.cn

Personal Service—			
A 1. Salaries—			
Superintendent			$1,200 00
Stenographer			780 00
5 library assistants			3,780 00
Total personal service			$5,760 00
Maintenance—			
C Supplies—			
C 4. Office		$280 00	
E Equipment—			
E 1. Office		100 00	
E 9. General Plant—			
Books		4,000 00	
Total		$4,100 00	
F Contract and Open Order Service—			
F 1. General repairs		$15 00	
F 4. Light, heat and power		96 00	
F 6. Transportation		225 00	
F 7. Communication		80 00	
Total		$416 00	
H Fixed Charges and Contributions—			
H 6. Rent		$2,062 44	
Total maintenance			$6,838 14
Total appropriation			$12,618 14

LIMA STATE HOSPITAL.

Personal Service—	
A 1. Salaries—	
Superintendent	$4,000 00
Chief clerk	900 00
2 storekeepers	1,332 00
3 physicians	3,700 00
Chief engineer	1,800 00
3 engineers	3,228 00
Farm superintendent	1,200 00
21 head attendants	11,340 00
92 attendants	44,160 00
Minor employes	36,168 00
Total personal service	$107,828 00

Digitized by Google

General appropriations, 1916-1917.

Maintenance—

C	Supplies—		
	C 1.	Food	$60,000 00
	C 2.	Forage and veterinary	1,000 00
	C 3.	Fuel	12,000 00
	C 4.	Office	500 00
	C 5.	Medical and surgical	1,000 00
	C 6.	Laundry, cleaning, etc.....	1,500 00
	C 7.	Refrigerating ...	80 00
	C 8.	Educational and recreational ..	50 00
	C 9.	Botanical and agricultural	2,000 00
	C 10.	Motor vehicle....	150 00
	C 11.	General plant....	2,500 00
		Total	$80,780 00
D	Materials—		
	D 1.	Highway	$300 00
	D 2.	Building	500 00
	D 3.	General plant....	5,000 00
		Total	$5,800 00
E	Equipment—		
	E 2.	Household	$1,500 00
	E 4.	Livestock	3,000 00
	E 6.	Motor vehicle....	100 00
	E 7.	Wearing apparel.	8,000 00
	E 8.	Educational and recreational ..	50 00
	E 9.	General plant....	500 00
		Total	$13,150 00
F	Contract and Open Order Service—		
	F 1.	General repairs..	$1,000 00
	F 2.	Motor vehicle repairs	100 00
	F 3.	Water	25 00
	F 4.	Light, heat and power	150 00
	F 6.	Transportation ..	500 00
	F 7.	Communication .	300 00
	F 8.	Contingencies ...	100 00
	F 9.	General plant....	500 00
		Total	$2,675 00

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

G Additions and Betterments—		
G 2. Structures and Parts—		
Poultry house...	$1,250 00	
G 3. Non-structural Improvements—		
Interior decoration of hospital	2,000 00	
Total	$3,250 00	
H Fixed Charges and Contributions—		
H 6. Rent	$720 00	
Total maintenance.....		$106,375 00
Total appropriation.....		$214,303 00

LIQUOR LICENSING BOARD.

Personal Service—		
A 1. Salaries—		
3 commissioners.....		$15,000 00
Secretary		3,000 00
Chief clerk.....		2,000 00
Bookkeeper		1,500 00
Auditor		1,500 00
Docket clerk.....		1,500 00
4 stenographers.....		3,660 00
Chief inspector.....		1,800 00
14 inspectors.....		18,200 00
3 special inspectors.....		4,500 00
County commissioners.....		76,800 00
Secretaries, clerks and stenographers		22,000 00
Total		$151,460 00
A 2. Wages—		
Temporary clerks and stenographers		$4,800 00
A 3. Unclassified		$1,000 00
Total personal service.....		$157,260 00
Maintenance—		
C Supplies—		
C 4. Office	$11,000 00	
E Equipment—		
E 1. Office	$2,000 00	

Digitized by Google

www.libtool.com.cn

F	Contract and Open Order Service—		
F 4.	Light, heat and power	$800 00	
F 6.	Transportation ..	29,800 00	
F 7.	Communication .	4,800 00	
F 8.	Contingencies ...	5,000 00	
F 9.	General plan....	14,500 00	
	Total	$54,900 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$27,450 00	
H 7.	Insurance	1,272 50	
	Total	$28,722 50	
	Total maintenance.....		$96,622 50
	Total appropriation.....		$253,882 50

STATE MEDICAL BOARD.

Personal Service—			
A 1.	Salaries—		
	Secretary		$2,800 00
	2 clerk-stenographers.....		2,220 00
	Examiner		600 00
	Total		$5,620 00
A 2.	Wages—		
	Per diem members of board.....		$2,250 00
	Osteopathic examining committee..		200 00
	Special examiners.....		200 00
	Inspection		1,200 00
	Total		$3,850 00
	Total personal service.....		$9,470 00
Maintenance—			
C	Supplies—		
C 4.	Office	$500 00	
C 11.	General plant....	200 00	
	Total	$700 00	
F	Contract and Open Order Service—		
F 6.	Transportation ..	$2,953 00	
F 7.	Communication .	130 00	

Digitized by Google

F 8.	Contingencies ...	$150 00	
F 9.	General plant....	800 00	
	Total	$4,033 00	
	Total maintenance.....		$4,733 00
	Total appropriation.....		$14,203 00

www.libtool.com.cn

DEPARTMENT OF NURSE REGULATION.

Personal Service—			
A 1.	Salaries—		
	Secretary		$1,200 00
	Chief examiner.....		1,500 00
	Entrance examiner.....		700 00
	Clerk-stenographer		840 00
	Total		$4,240 00
A 2.	Wages—		
	Committee members.....		$100 00
	Total personal service.....		$4,340 00
Maintenance—			
C	Supplies—		
C 4.	Office	$316 00	
F	Contract and Open Order Service—		
F 6.	Transportation ..	$660 00	
F 7.	Communication .	25 00	
F 8.	Contingencies ...	100 00	
F 9.	General plant....	100 00	
	Total	$885 00	
	Total maintenance.....		$1,201 00
	Total appropriation.....		$5,541 00

MISCELLANEOUS.

STATE BOARD OF UNIFORM STATE LAWS.

Maintenance—			
F	Contract and Open Order Service—		
F 9.	General Plant—		
	For the uses and purposes of such board.....		$500 00

EMERGENCY BOARD.

Maintenance—			
F	Contract and Open Order Service—		
F 8.	Contingencies—		
	For the uses and purposes of the emergency board.....		200,000 00

Digitized by Google

General appropriations, 1916-1917.

OHIO NATIONAL GUARD.

www.libtool.com.cn

Personal Service—			
A 1.	Salaries—		
	Superintendent state arsenal.....		$1,800 00
	Clerk state arsenal.....		960 00
	3 caretakers field artillery.....		1,440 00
	2 caretakers signal corps.....		600 00
	4 caretakers cavalry.....		1,200 00
	Machinist state arsenal.....		1,140 00
	Total		$7,140 00
A 2.	Wages—		
	Drill pay.....		$50,000 00
	Camp pay.....		60,000 00
	Total		$110,000 00
A 3.	Unclassified—		
	Inspections and examinations.....		$4,760 00
	Total personal service.....		$121,900 00
Maintenance—			
C	Supplies—		
C 1.	Subsistence	$22,000 00	
C 10.	Motor vehicles...	700 00	
C 11.	General plant....	700 00	
	Total	$23,400 00	
E	Equipment—		
E 6.	Motor vehicles...	800 00	
E 7.	Wearing Apparel—		
	Uniforms and equipment ...	3,000 00	
E 9.	General plant....	700 00	
	Total	$4,500 00	
F	Contract and Open Order Service—		
F 6.	Transportation—		
	Freight and express	$3,500 00	
	Traveling expense	40,000 00	
F 9.	General Plant—		
	Incidental expenses military companies	36,212 10	
	Horse hire.....	8,200 00	

Digitized by Google

www.libtool.com.cn

Incidental camp expense	$12,000 00	
Expenses Camp Perry	5,000 00	
Promotion rifle practice	10,000 00	
Maintenance Essex Ship Company	6,000 00	
Maintenance Dorothea Ship Company	6,000 00	
Total	$126,912 10	

ARMORY FUND.

G Additions and Betterments—		
G 2. Structures and Parts—		
Construction of armories	$100,000 00	
H Fixed Charges and Contributions—		
H 6. Rent—		
Rent of armories	80,000 00	
Total maintenance.....		$334,812 10
Total appropriation.....		$456,712 10

ADJUTANT GENERAL.

Personal Service—	
A 1. Salaries—	
Adjutant general.....	$3,500 00
Assistant adjutant general.....	2,000 00
Assistant quartermaster general...	2,000 00
Chief clerk.....	1,600 00
Financial clerk.....	1,500 00
Index clerk.....	720 00
Civil war record clerk.....	1,200 00
Bond and payroll clerk.....	1,200 00
Roster clerk.....	1,200 00
Commission clerk.....	1,200 00
2 quartermaster clerks.....	2,400 00
2 stenographers.....	1,800 00
Messenger	840 00
Total personal service.....	$21,160 00

Digitized by Google

www.libtool.com.cn

Maintenance—			
C Supplies—			
C 4. Office		$1,343 00	
E Equipment—			
E 1. Office		100 00	
F Contract and Open Order Service—			
F 6. Transportation ..		355 00	
F 7. Communication ..		800 00	
Total		$1,155 00	
Total maintenance.....			$2,598 00
Total appropriation.....			$23,758 00

STATE HOUSE AND GROUNDS.

Personal Service—		
A 1. Salaries—		
Superintendent of laborers.....	$1,000	00
11 janitors.....	7,920	00
2 night policemen.....	1,600	00
2 visitors' attendants.....	1,440	00
2 day policemen.....	1,440	00
2 janitors flag room.....	1,440	00
Carpenter	1,000	00
Chief engineer.....	1,200	00
2 engineers.....	1,800	00
3 firemen.....	2,700	00
2 elevator attendants.....	1,440	00
Total personal service.....	$22,980	00

Maintenance—			
C Supplies—			
C 2. Forage and veterinary		$120 00	
C 3. Fuel		5,000 00	
C 6. Laundry, cleaning, etc.....		300 00	
C 9. Botanical and agricultural		150 00	
C 11. General plant...		150 00	
Total		$5,720 00	
D Materials—			
D 3. General plant...		$350 00	
E Equipment—			
E 9. General plant....		$1,500 00	

Digitized by Google

www.libtool.com.cn

General appropriations, 1916-1917.

F	Contract and Open Order Service—		
F 1.	General repairs..	$500 00	
F 3.	Water	600 00	
F 4.	Light, heat and power	11,000 00	
F 6.	Transportation ..	100 00	
F 7.	Communication .	30 00	
F 9.	General plant....	50 00	
	Total	$12,280 00	
	Total maintenance.....		$19,850 00
	Total appropriation.....		$42,830 00

STATE OIL INSPECTOR.

Personal Service—			
A 1.	Salaries—		
	Inspector		$3,500 00
	Chief clerk.....		1,500 00
	Total		$5,000 00
C 3.	Unclassified—		
	Fees and salaries of deputy inspectors		$42,000 00
	Total personal service.....		$47,000 00
Maintenance—			
C	Supplies—		
C 4.	Office	$606 00	
F	Contract and Open Order Service—		
F 6.	Transportation ..	$4,300 00	
F 7.	Communication .	200 00	
	Total	$4,500 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$816 00	
H 7.	Insurance	290 00	
	Total	$1,106 00	
	Total maintenance.....		$6,212 00
	Total appropriation.....		$53,212 00

Digitized by Google

STATE BOARD OF PHARMACY.

www.lnlool.com.cn

Personal Service—			
A 1. Salaries—			
Secretary			$1,800 00
Entrance examiner			200 00
Total			$2,000 00
A 2. Wages—			
Per diem of board members			1,500 00
Stenographic help			150 00
Total			$1,650 00
Total personal service			$3,650 00
Maintenance—			
C Supplies—			
C 4. Office		$700 00	
F Contract and Open Order Service—			
F 5. Janitorial		$25 00	
F 6. Transportation		1,275 00	
F 7. Communication		120 00	
F 8. Contingencies		380 00	
F 9. General Plant—			
Prosecutions		200 00	
Total		$2,000 00	
Total maintenance			$2,700 00
Total appropriation			$6,350 00

COMMISSIONERS OF PUBLIC PRINTING.

Personal Service—			
A 1. Salaries—			
Clerk			$900 00
C Supplies—			
C 11. General Plant—			
Printing paper		$65,000 00	
Printing paper for experiment station		1,000 00	
Total		$66,000 00	
Total maintenance			$66,000 00
Total appropriation			$66,900 00

Digitized by Google

SUPERVISOR OF PUBLIC PRINTING.

www.libtool.com.cn

Personal Service—			
A 1. Salaries—			
Supervisor			$2,000 00
Clerk			1,020 00
Total personal service			$3,020 00
Maintenance—			
C Supplies—			
C 4. Office		$95 00	
F Contract and Open Order Service—			
F 6. Transportation		50 00	
F 7. Communication		104 00	
F 8. Contingencies		25 00	
F 9. General Plant—			
State printing		110,000 00	
Total		$110,179 00	
Total maintenance			$110,274 00
Total appropriation			$113,294 00

STATE BINDERY.

Personal Service—			
A 1. Salaries—			
Superintendent			$1,800 00
Bookkeeper and clerk			840 00
Fore lady			660 00
16 bindery workers			7,596 00
2 rulers			2,640 00
2 folding machine operators			1,860 00
2 laborers			1,248 00
Minor employes			14,640 00
Total personal service			$31,284 00
Maintenance—			
C Supplies—			
C 11. General plant		$8,000 00	
E Equipment—			
E 9. General plant		$50 00	
F Contract and Open Order Service—			
F 1. General repairs		$300 00	
F 3. Water		100 00	
F 4. Light, heat and power		600 00	

Digitized by Google

F 6.	Transportation ..	$500 00	
F 7.	Communication .	100 00	
F 8.	Contingencies ...	50 00	
	Total	$1,650 00	
H	Fixed Charges and Contributions—		
H 6.	Rent—		
	Rent of building	$4,000 00	
	Rent of gold-laying machine...	100 00	
	Total	$4,100 00	
	Total maintenance	$13,800 00	
	Total appropriation.....		$45,084 00

www.libtool.com.cn

PROSECUTION AND TRANSPORTATION OF CONVICTS.

	Fees, costs, mileage and other expenses provided by statute	$155,000 00

REFORMATORY FOR WOMEN.

Personal Service—			
A 1.	Salaries—		
	Managing officer.....		$2,000 00
	Engineer		1,200 00
	Chief matron.....		1,200 00
	Physician		1,200 00
	6 matrons.....		3,360 00
	2 firemen.....		1,560 00
	Stenographer		600 00
	Other employes.....		10,500 00
	Total		$21,620 00
A 2.	Wages		1,680 00
	Total personal service.....		$23,300 00
Maintenance—			
C	Supplies—		
C 1.	Food	$15,000 00	
C 2.	Forage and veterinary	1,000 00	
C 3.	Fuel	5,000 00	
C 4.	Office	200 00	
C 5.	Medical and surgical	200 00	
C 6.	Laundry, cleaning, etc.....	600 00	
C 7.	Refrigerating ...	100 00	

Digitized by Google

C 8.	Educational and recreational ..	$150 00	
C 9.	Botanical and agricultural	500 00	
C 11.	General plant....	1,000 00	
	Total	$23,750 00	
D	Materials—		
D 2.	Building	$500 00	
D 3.	General plant...	3,000 00	
	Total	$3,500 00	
E	Equipment—		
E 1.	Office	$75 00	
E 2.	Household	3,000 00	
E 3.	Medical and surgical	200 00	
E 4.	Livestock	200 00	
E 5.	Motorless vehicles	100 00	
E 7.	Wearing apparel.	1,500 00	
E 8.	Educational and recreational ..	300 00	
E 9.	General plant...	1,500 00	
	Total	$6,875 00	
F	Contract and Open Order Service —		
F 1.	General repairs..	$200 00	
F 6.	Transportation ..	1,200 00	
F 7.	Communication .	200 00	
F 9.	General plant....	1,500 00	
	Total	$3,100 00	
G	Additions and Betterments—		
G 2.	Buildings—		
	Dairy barn.....	$5,000 00	
	Farm cottage....	2,500 00	
	Silo, piggery and other farm buildings	2,350 00	
	Total	$9,850 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$25 00	
	Total maintenance.....		$47,100 00
	Total appropriation.....		$70,400 00

Digitized by Google

General appropriations, 1916-1917.

HOUSE OF REPRESENTATIVES.

www.libtool.com.cn

Personal Service—

A 1.	Salaries—		
	128 members		$128,000 00
	Clerk		3,000 00
	Assistant clerk		1,825 00
	Recording clerk (six months)		600 00
	Total		$133,425 00
A 2.	Wages—		
	10 assistant clerks		$6,000 00
	4 sergeants-at-arms		2,400 00
	9 stenographers		5,400 00
	Assistant postmaster		420 00
	2 telephone attendants		840 00
	2 cloak room attendants		840 00
	5 doorkeepers		2,100 00
	Custodian (eight months) for senate and house		1,200 00
	6 porters		2,520 00
	8 pages		2,400 00
	5 committee room attendants		2,100 00
	Porter (eight months)		480 00
	Total		$26,700 00
	Total personal service		$160,125 00

Maintenance—

C	Supplies—		
C 4.	Office	$8,725 00	
C 6.	Laundry, cleaning, etc.	100 00	
	Total		$8,825 00
E	Equipment—		
E 1.	Office	$60 00	
E 9.	General Plant— Carpets, etc.	500 00	
	Total		$560 00
F	Contract and Open Order Service—		
F 1.	General repairs	$1,000 00	
F 6.	Transportation— Mileage of members	9,000 00	
	Other	300 00	

Digitized by Google

www.libtool.com.cn

F 7. Communication ..	$1,500 00	
F 9. General Plant—		
Other	310 00	
Total	$12,110 00	
H Fixed Charges and Contributions—		
H 8. Contributions—		
Picture of members	$300 00	
Picture of speaker	12 00	
Flowers for funerals	50 00	
Total	$362 00	
Total maintenance.....		$21,857 00
Total appropriation.....		$181,982 00

SENATE.

Personal Service—		
A 1. Salaries—		
36 senators.....		$36,000 00
Lieutenant governor.....		1,500 00
Clerk		3,000 00
Assistant clerk.....		1,825 00
Custodian		1,800 00
Recording clerk.....		1,825 00
Porter (eight months).....		480 00
Total		$46,430 00
A 2. Wages—		
5 clerks.....		$3,000 00
4 sergeants-at-arms.....		2,400 00
4 pages.....		1,200 00
3 doorkeepers.....		1,260 00
2 custodians cloak room.....		840 00
2 telephone attendants.....		840 00
5 porters.....		2,100 00
7 stenographers.....		4,200 00
Recording clerk (two months)....		200 00
Total		$16,040 00
Total personal service.....		$62,470 00
Maintenance—		
C Supplies—		
C 4. Office	$3,985 00	

Digitized by Google

www.libtool.com.cn

E	Equipment—		
	E 1. Office	$35 00	
F	Contract and Open Order Service—		
	F 1. General repairs..	$100 00	
	F 6. Transportation—		
	Mileage for members	2,500 00	
	Other	100 00	
	F 7. Communication .	1,000 00	
	F 9. General Plant—		
	Expense legislative committees	4,000 00	
	Other	132 00	
	Total	$7,832 00	
H	Fixed Charges and Contributions—		
	H 6. Rent—		
	Typewriters and desks	$100 00	
	Total maintenance.....		$11,952 00
	Total appropriation.....		$74,422 00

SECRETARY OF STATE.

Personal Service—		
A 1.	Salaries—	
	Secretary of State.....	$6,500 00
	Assistant secretary of state.....	3,000 00
	Chief clerk	2,000 00
	Recording clerk.....	1,800 00
	Assistant recording clerk.....	1,500 00
	Stationery clerk.....	1,500 00
	Statistician	1,800 00
	Assistant statistician.....	1,350 00
	Corporation clerk.....	1,500 00
	Assistant corporation clerk.....	1,350 00
	Corporation list clerk.....	1,500 00
	Shipping clerk.....	1,400 00
	Assistant shipping clerk.....	1,350 00
	2 stenographers.....	2,160 00
	Janitor and messenger.....	600 00
	Total personal service.....	$29,310 00
Maintenance—		
C	Supplies—	
	C 4. Office	$1,725 00

Digitized by Google

E	Equipment—		
	E 1. Office	$50 00	
F	Contract and Open Order Service—		
	F 6. Transportation ..	10 00	
	F 7. Communication .	400 00	
	F 9. General Plant—		
	For distribution of books, reports, papers, etc.	3,000 00	
	Stationery fund as provided in section 171, G. C.	9,100 00	
	Total	$12,510 00	
	Total maintenance.....		$14,285 00
	Total appropriation.....		$43,595 00

www.lbiool.com.cn

AUTOMOBILE DEPARTMENT.

Personal Service—		
A 1.	Salaries—	
	State registrar.....	$2,400 00
	Cashier	1,800 00
	Shipping clerk.....	1,200 00
	Clerk	1,080 00
	Chauffeur clerk.....	1,500 00
	3 stenographers...	2,700 00
	4 automobile clerks.....	4,400 00
	Janitor	360 00
	Auto inspector.....	1,200 00
	Extra auto clerks.....	2,450 00
	Extra stenographers.....	1,500 00
	Total	$20,590 00
A 3.	Unclassified—	
	Fees for chauffeur examiners.....	2,500 00
	Total personal service.....	$23,090 00

Maintenance—			
C	Supplies—		
	C 4. Office—		
	Postage	$18,000 00	
	Other	17,000 00	
	C 11. General Plant—		
	Automobile and motor cycle tags	60,000 00	
	Total	$95,000 00	

Digitized by Google

www.libtool.com.cn

E	Equipment—		
	E 1. Office	$250 00	
F	Contract and Open Order Service—		
	F 6. Transportation ..	600 00	
	F 7. Communication .	200 00	
	F 9. General plant....	200 00	
	Total	$1,000 00	
H	Fixed Charges and Contributions—		
	H 6. Rent	$1,410 00	
	Total maintenance.....		$97,660 00
	Total appropriation.....		$120,750 00

BUREAU OF VITAL STATISTICS.

Personal Service—		
A 1.	Salaries—	
	Registrar	$2,000 00
	Statistician	1,500 00
	Assistant statistician.....	1,500 00
	Editor	1,350 00
	13 clerks.....	10,920 00
	5 stenographers.....	3,900 00
	2 proofreaders.....	1,560 00
	Messenger	480 00
	Total personal service.....	$23,210 00

Maintenance—			
C	Supplies—		
	C 4. Office	$2,500 00	
	C 11. General plant....	100 00	
	Total	$2,600 00	
E	Equipment—		
	E 1. Office	$100 00	
F	Contract and Open Order Service—		
	F 6. Transportation ..	$350 00	
	F 7. Communication .	140 00	
	F 9. General plant....	100 00	
	Total	$590 00	

Digitized by Google

www.hnlopi.com.cn

F	Contract and Open Order Service—		
H 6.	Rent—		
	Office	$2,220 00	
	Machines	240 00	
	Total	$2,460 00	
	Total maintenance.....		$5,750 00
	Total appropriation.....		$28,960 00

COMMISSIONER OF SOLDIERS CLAIMS.

Personal Service—			
A 1.	Salaries—		
	Commissioner		$2,500 00
	2 clerks		1,440 00
	Notary		420 00
	Total personal service.....		$4,360 00
Maintenance—			
C	Supplies—		
C 4.	Office	$220 00	
F	Contract and Open Order Service—		
F 7.	Communication .	40 00	
F 8.	Contingencies ...	25 00	
	Total	$65 00	
	Total maintenance.....		$285 00
	Total appropriation.....		$4,645 00

OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME.

Personal Service—		
A 1.	Salaries—	
	Superintendent	$2,100 00
	Chief matron.....	600 00
	Storekeeper	900 00
	Assistant storekeeper.....	300 00
	Superintendent of schools.....	1,100 00
	27 teachers.....	12,025 00
	Poultry man.....	600 00
	34 matrons.....	16,320 00
	Minor officers and employes.....	40,365 00
	Total	$74,310 00
A 2.	Wages	2,816 25

Digitized by Google

General appropriations, 1916-1917.

www.libtool.com.cn

A 3.	Unclassified—			
	Presents to discharged pupils, $25.00 each			$2,500 00
	Other			612 00
	Total			$3,112 00
	Total personal service			$80,238 25
Maintenance—				
C	Supplies—			
C 1.	Food	$56,000 00		
C 2.	Forage and veterinary	2,829 00		
C 3.	Fuel	16,640 00		
C 4.	Office	443 60		
C 5.	Medical	200 00		
C 6.	Laundry, cleaning, etc	2,000 00		
C 7.	Refrigerating	300 00		
C 8.	Educational and recreational	1,000 00		
C 9.	Botanical and agricultural	543 25		
C 11.	General plant	1,560 50		
	Total	$81,516 35		
D	Materials—			
D 2.	Building	$2,575 30		
D 3.	General plant	3,000 00		
	Total	$5,575 30		
E	Equipment—			
E 1.	Office	$100 00		
E 2.	Household	4,000 00		
E 3.	Medical and surgical	200 00		
E 4.	Livestock	685 00		
E 5.	Motorless vehicles	100 00		
E 7.	Wearing apparel	8,000 00		
E 8.	Educational and recreational	1,000 00		
E 9.	General plant	2,000 00		
	Total	$16,085 00		
F	Contract and Open Order Service—			
F 1.	General repairs	$1,500 00		
F 6.	Transportation	2,000 00		
F 7.	Communication	206 00		
F 9.	General plant	637 00		
	Total			$4,343 00

Digitized by Google

www.hzbook.com.cn

H Fixed Charges and Contributions—		
H 7. Insurance	$200 00	
Total maintenance.....		$107,719 65
Total appropriation.....		$187,957 90

SUPREME COURT AND LAW LIBRARY.

Personal Service—		
A 1. Salaries—		
Marshal and law librarian.....		$2,500 00
Assistant librarian and chief clerk.		1,800 00
Assistant librarian		1,200 00
Assistant librarian		1,200 00
3 deputy marshals.....		3,550 00
4 secretaries.....		5,700 00
4 porters.....		3,060 00
Total personal service.....		$19,010 00
Maintenance—		
C Supplies..		
C 4. Office	$780 00	
C 6. Laundry, cleaning, etc.....	40 00	
Total	$820 00	
E Equipment—		
E 1. Office	$300 00	
E 8. Educational and Recreational— Books and legal periodicals ...	3,350 00	
E 9. General plant....	150 00	
Total	$3,800 00	
F Contract and Open Order Service—		
F 1. General repairs..	$200 00	
F 6. Transportation ..	320 00	
F 7. Communication .	900 00	
F 8. Contingencies ...	200 00	
F 9. General plant....	238 00	
Total	$1,858 00	
Total maintenance.....		$6,478 00
Total appropriation.....		$25,488 00

Digitized by Google

General appropriations, 1916-1917.

CLERK SUPREME COURT.

www.libtool.com.cn

Personal Service—			
A 1. Salaries—			
Clerk			$4,000 00
2 deputy clerks			3,300 00
Correspondence clerk			1,200 00
Messenger			720 00
Total personal service			$9,220 00
Maintenance—			
C Supplies—			
C 4. Office		$323 50	
E Equipment—			
E 1. Office—			
Carpets, etc.		$400 00	
F Contract and Open Order Service—			
F 1. General repairs—			
Redecorating office, etc.		$161 00	
F 6. Transportation—			
Expressage		3 00	
F 7. Communication		133 00	
Total		$297 00	
Total maintenance			$1,020 50
Total appropriation			$10,240 50

SUPREME COURT REPORTER.

Personal Service—			
A 1. Salaries—			
Court reporter			$3,000 00
2 assistants			4,000 00
Clerk			1,500 00
Total personal service			$8,500 00
Maintenance—			
C Supplies—			
C 4. Office		$58 00	
E Equipment—			
E 1. Office		225 00	
F Contract and Open Order Service—			
F 6. Transportation		10 00	

Digitized by Google

F 7. Communication .	$75 00		
F 8. Contingencies ...	300 00		
Total	$385 00		
Total maintenance.....			$668 00
Total appropriation.....			$9,168 00

www.libtool.com.cn

TAX COMMISSION OF OHIO.

Personal Service—			
A 1. Salaries—			
3 commissioners.....			$13,000 00
Secretary			3,000 00
Auditor			3,600 00
Special accountant.....			3,000 00
Special examiner.....			2,400 00
8 clerks.....			12,300 00
5 stenographers.....			5,100 00
Corporation accountant.....			2,400 00
Assistant			900 00
Total			$45,700 00
A 2. Wages—			
Employment temporary expert...			$5,000 00
Extra stenographic work.....			500 00
Total			$5,500 00
A 3. Unclassified—			
Witness fees.....			$300 00
Fees paid for stockholders' lists...			1,000 00
Total.....			$1,300 00
Total personal service.....			$52,500 00
Maintenance—			
C Supplies—			
C 4. Office	$1,800 00		
E Equipment—			
E 1. Office	500 00		
F Contract and Open Order Service—			
F 1. General repairs..	100 00		
F 6. Transportation—			
Traveling expenses commissioners	3,000 00		
Traveling expenses examiners	3,000 00		
Expressage	200 00		
F 7. Communication .	900 00		

Digitized by Google

www.libtool.com.cn

F 8.	Contingencies ...	$1,000 00	
F 9.	General plant....	12 00	
	Total	$8,212 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$4,000 00	
	Total maintenance.....		$14,512 00
	Total appropriation.....		$67,012 00

TREASURER OF STATE.

Personal Service—			
A 1.	Salaries—		
	Treasurer of state.....		$6,500 00
	Cashier		3,400 00
	Chief clerk.....		2,400 00
	2 bookkeepers.....		3,600 00
	Bond clerk.....		1,800 00
	Tax clerk.....		1,500 00
	Insurance fund clerk.....		1,500 00
	Correspondence clerk.....		1,020 00
	Registrar of warrants.....		1,200 00
	2 night watchmen.....		1,800 00
	Messenger		1,000 00
	Janitor		360 00
	Total personal service.....		$26,080 00
Maintenance—			
C	Supplies—		
C 4.	Office		$1,700 00
E	Equipment—		
E 1.	Office	$100 00	
F	Contract and Open Order Service—		
F 7.	Communication ..	350 00	
F 9.	General plant....	120 00	
	Total	$470 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance— Premium on treasurer's bond	1,800 00	
	Total maintenance.....		$4,070 00
	Total appropriation.....		$30,150 00

Digitized by Google

PUBLIC UTILITIES COMMISSION.

General appropriations, 1916-1917.

www.libtool.com.cn

Personal Service—

A 1. Salaries—		
3 commissioners		$15,000 00
Engine and boiler inspector		2,160 00
Inspector automatic couplers		1,500 00
Secretary		3,000 00
Attorney		4,000 00
Superintendent bureau rates and service		3,000 00
Auditor and statistician		3,000 00
Assistant secretary		1,800 00
Assistant tariff clerk		1,200 00
Statistical clerk		1,500 00
Electrical expert		4,500 00
Electrical inspector		1,500 00
Gas expert		2,800 00
Assistant gas expert		1,500 00
Telephone expert		2,700 00
2 assistant telephone experts		4,200 00
6 inspectors		9,300 00
Appraisal clerk		1,500 00
Docket and index clerk		1,500 00
Journal and record clerk		1,400 00
2 clerk-stenographers		2,200 00
4 stenographers		3,600 00
2 telephone attendants		1,200 00
Total		$74,060 00
A 2. Wages—		
Consulting engineer		$1,500 00
Investigating issue of securities		5,000 00
Total		$6,500 00
A 3. Unclassified—		
Reporting hearings and transcribing testimony		$3,000 00
Total personal service		$83,560 00

Maintenance—

C Supplies—		
C 4. Office	$1,943 00	
E Equipment—		
E 1. Office	$1,000 00	
E 9. General plant	500 00	
Total	$1,500 00	

Digitized by Google

www.libtool.com.cn

F	Contract and Open Order Service—		
F 1.	General repairs..	$25 00	
F 6.	Transportation .	13,500 00	
F 7.	Communication .	750 00	
F 8.	Contingencies ...	500 00	
F 9.	General plant....	500 00	
	Total	$15,275 00	
H	Fixed Charges and Contributions—		
H 6.	Rent	$7,740 00	
	Total maintenance.....		$26,458 00
	Total appropriation.....		$110,018 00

PHYSICAL VALUATION.

Personal Service—		
A 1.	Salaries—	
	Appraisal engineer.....	$2,400 00
	Appraisal engineers not to exceed $1,800.00 each.....	45,000 00
	12 appraisal clerks not to exceed $1,500.00 each.....	16,500 00
	2 appraisal stenographers.....	2,200 00
	Total	$66,100 00
A 2.	Wages—	
	Additional help—No appraisal engineer shall receive more than $1,800.00 per annum. No appraisal clerk shall receive more than $1,500.00 per annum. No appraisal stenographer shall receive more than $1,100.00 per annum	$25,000 00
	Total personal service.....	$91,100 00

Maintenance—			
C	Supplies—		
C 4.	Office	$100 00	
E	Equipment—		
E 1.	Office	$500 00	
E 9.	General plant....	200 00	
	Total	$700 00	

Digitized by Google

F	Contract and Open Order Service—		
	F 1. General repairs..	$50 00	
	F 4. Light, heat and power	25 00	
	F 6. Transportation ..	6,000 00	
	F 7. Communication .	200 00	
	F 8. Contingencies ...	2,000 00	
	F 9. General plant....	100 00	
	Total	$8,375 00	
H	Fixed Charges and Contributions—		
	H 6. Rent	$1,720 00	
	Total maintenance.....		$10,895 00
	Total appropriation.....		$101,995 00

DEPARTMENT OF PUBLIC WORKS.

Personal Service—			
A 1.	Salaries—		
	Superintendent		$4,000 00
	Assistant superintendent.....		2,500 00
	Secretary		2,000 00
	Agent canal lands.....		2,400 00
	Surveyor canal lands.....		1,800 00
	Financial clerk.....		1,800 00
	Expert letterer and map copyist...		1,500 00
	4 clerk-stenographers.....		3,780 00
	Surveyor and inspector.....		1,800 00
	Civil engineer.....		1,800 00
	2 surveyors and draftsmen.....		2,400 00
	Transit man.....		900 00
	Head and rear chainmen.....		1,440 00
	11 foremen.....		11,660 00
	50 patrolmen and watchmen.....		14,592 00
	Total		$54,372 00
A 2.	Wages—		
	Laborers Miami and Erie canal...		$9,000 00
	Teams Miami and Erie canal.....		500 00
	Laborers Ohio and Erie canal.....		7,000 00
	Teams Ohio and Erie canal.....		400 00
	Dredge crews.....		10,744 00
	Not less than 1-3 of the money spent on Buckeye lake for dredge crews shall be used in improvements between Thornport and east end of Cranberry lake.		
	Total		$27,644 00
	Total personal service.....		$82,016 00

Digitized by Google

General appropriations, 1916-1917.

Maintenance—			
C	Supplies—		
	C 2. Forage and veterinary	$850 00	
	C 3. Fuel	700 00	
	C 4. Office	600 00	
	C 10. Motor vehicles	350 00	
	C 11. General plant	2,880 00	
	Total	$5,380 00	
D	Materials—		
	D 3. General Plant—		
	Maintenance Miami and Erie canal	$2,000 00	
	Maintenance Ohio and Erie canal	2,000 00	
	Total	$4,000 00	
E	Equipment—		
	E 9. General Plant—		
	Dredge for Lake St. Marys	$14,000 00	
	Other	475 00	
	Total	$14,475 00	
F	Contract and Open Order Service—		
	F 1. General repairs	$75 00	
	F 2. Motor vehicle repairs	200 00	
	F 6. Transportation	3,655 00	
	F 7. Communication	835 00	
	F 8. Contingencies	100 00	
	F 9. General plant	750 00	
	Total	$5,615 00	
G	Additions and Betterments—		
	Total maintenance		$29,470 00
	Total appropriation		$111,486 00

BOWLING GREEN STATE NORMAL SCHOOL.

Personal Service—			
A 1.	Salaries—		
	President		$3,800 00
	Clerk		750 00

www.libtool.com.cn

Digitized by Google

	Financial clerk	$1,500 00	General appropriations, 1916-1917.
	Janitor	600 00	
	Superintendent buildings and grounds	1,000 00	
	2 extension teachers	4,000 00	
	Summer school—All summer school fees and	7,000 00	
	Other instructors and employes	43,000 00	
	Total	$61,650 00	
A 2.	Wages	$1,750 00	
A 3.	Unclassified	140 00	
	Total personal service	$63,540 00	

Maintenance—

C	Supplies—		
C 1.	Food	$50 00	
C 2.	Forage and veterinary	300 00	
C 3.	Fuel	3,000 00	
C 4.	Office	1,000 00	
C 7.	Refrigerating	80 00	
C 8.	Educational and recreational	1,000 00	
C 9.	Botanical and agricultural	200 00	
C 11.	General plant	300 00	
	Total	$5,930 00	
D	Materials—		
D 3.	General plant	$140 00	
E	Equipment—		
E 1.	Office	$100 00	
E 8.	Educational and recreational	4,000 00	
E 9.	General plant	200 00	
	Total	$4,300 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$100 00	
F 3.	Water	400 00	
F 4.	Light, heat and power	2,000 00	
F 6.	Transportation—		
	Board of trustees	1,000 00	
	Executive officers	800 00	
	Extension teachers	1,500 00	

Digitized by Google

	Express and freight	$150 00	
F 7.	Communication	150 00	
F 8.	Contingencies	400 00	
	Total	$6,500 00	
G	Additions and Betterments—		
G 2.	Buildings—		
	To complete training school	85,000 00	
G 3.	Non-structural Improvements—		
	Paving	500 00	
	Cement walks	800 00	
	Lawns	125 00	
	Fruit and shade trees	100 00	
	Total	$86,525 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$50 00	
	Total maintenance		$103,445 00
	Total appropriation		$166,985 00

KENT STATE NORMAL SCHOOL.

Personal Service—		
A 1.	Salaries—	
	President	$4,500 00
	Assistant to president	1,800 00
	Dean	2,850 00
	2 extension teachers	4,000 00
	High school inspector	1,000 00
	Assistant librarian	650 00
	Clerk	900 00
	Student assistants	3,000 00
	Custodian and inspector	1,200 00
	Farmer	720 00
	Night watchman	720 00
	Fireman	720 00
	2 janitors	1,320 00
	Superintendent of grounds	720 00
	Driver auto bus	720 00
	Licensed engineer	1,000 00
	Summer school—All summer schools fees and	9,000 00
	Night fireman	600 00
	Other professors and teachers	45,250 00
	Total	$80,670 00

www.libtool.com.cn

Digitized by Google

A 2.	Wages		$600 00	General appropriations, 1916-1917.
A 3.	Unclassified		100 00	
	Total personal service		$81,370 00	

www.libtool.com.cn

Maintenance—

C	Supplies—		
C 2.	Forage and veterinary	$40 00	
C 3.	Fuel	450 00	
C 4.	Office	1,500 00	
C 5.	Medical and surgical	20 00	
C 6.	Laundry cleaning, etc.	200 00	
C 7.	Refrigerating	225 00	
C 8.	Educational and recreational	1,200 00	
C 9.	Botanical and agricultural	900 00	
C 10.	Motor vehicle	200 00	
C 11.	General plant	1,500 00	
	Total	$6,235 00	
D	Materials—		
D 2.	Building	$700 00	
D 3.	General plant	300 00	
	Total	$1,000 00	
E	Equipment—		
E 1.	Office	$375 00	
E 6.	Motor vehicles	100 00	
E 8.	Educational and recreational	5,000 00	
E 9.	General plant	1,000 00	
	Total	$6,475 00	
F	Contract and Open Order Service—		
F 1.	General repairs	$1,000 00	
F 2.	Motor vehicle	100 00	
F 4.	Light, heat and power	4,300 00	
F 6.	Transportation—		
	Trustees' traveling expenses	$500 00	
	Extension teachers' traveling expenses	3,000 00	
	Executive officers' traveling expenses	100 00	

Digitized by Google

www.libtool.com.cn

	Expressage and other	$425 00	
F 7.	Communication	200 00	
F 9.	General plant	400 00	
	Total	$10,025 00	
G	Additions and Betterments—		
G 2.	Structures and Parts—		
	To complete and equip women's dormitory	$105,000 00	
	Total maintenance		$128,735 00
	Total appropriation		$210,105 00

MIAMI UNIVERSITY.

Personal Service—		
A 1.	Salaries—	
	President	$5,000 00
	Secretary and business manager	1,700 00
	Secretary to president	2,000 00
	Registrar	600 00
	3 engineers	2,940 00
	2 firemen	665 00
	8 janitors	5,000 00
	High school inspector	1,000 00
	Principal McGuffey's school	1,400 00
	2 extension teachers	3,800 00
	Summer school	13,500 00
	Professors, instructors and other employes	108,945 00
	Total	$146,550 00
A 2.	Wages—	
	Student assistants, labor and clerical help	7,000 00
A 3.	Unclassified—	
	Commencement speakers, etc.	100 00
	Total personal service	$153,650 00
Maintenance—		
C	Supplies—	
C 1.	Food	$500 00
C 2.	Forage and veterinary	90 00
C 3.	Fuel	6,005 00

Digitized by Google

www.libtool.com.cn

C 4.	Office	$890 00
C 5.	Medical and surgical	82 00
C 6.	Laundry, cleaning, etc.....	200 00
C 8.	Educational and recreational ..	900 00
C 9.	Botanical and agricultural	110 00
C 11.	General plant....	500 00
	Total	$9,277 00
D	Materials—	
D 1.	Highway	$100 00
D 2.	Building	420 00
D 3.	General plant...	308 00
	Total	$828 00
E	Equipment—	
E 1.	Office	$50 00
E 8.	Educational and recreational ..	8,000 00
E 9.	General plant....	500 00
	Total	$8,550 00
F	Contract and Open Order Service—	
F 1.	General repairs..	$1,000 00
F 3.	Water	1,458 00
F 4.	Light, heat and power	320 00
F 6.	Transportation ..	4,500 00
F 7.	Communication .	250 00
F 8.	Contingencies ...	1,500 00
F 9.	General plant...	2,400 00
	Total	$11,428 00
G	Additions and Betterments—	
G 2.	Structures and Parts—	
	To complete normal college building	$38,500 00
	To finish equipping normal college building	4,000 00
	To remodel main building	2,000 00

Digitized by Google

	Remodel gymnasium	$3,000 00	
	Wiring connections normal school building	700 00	
	Total	$48,200 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$500 00	
H 9.	Taxes	360 00	
	Total	$860 00	
	Total maintenance		$79,143 00
	Total appropriation		$232,793 00

www.libtool.com.cn

OHIO UNIVERSITY.

Personal Service—			
A 1.	Salaries—		
	President		$6,000 00
	2 deans		6,000 00
	Registrar		2,100 00
	16 professors		33,600 00
	10 professors		18,600 00
	Physical director		2,000 00
	Principal training school		1,700 00
	Principal rural school		1,900 00
	Dean of women		1,800 00
	3 extension teachers		6,000 00
	Treasurer and purchasing agent		2,000 00
	Librarian		1,300 00
	Secretary-auditor		600 00
	Bookkeeper		900 00
	Other teachers and minor employes		61,628 00
	Extra teaching service—spring term		1,000 00
	Summer school		16,000 00
	Total		$163,128 00
A 2.	Wages		$4,000 00
	Total personal service		$167,128 00
Maintenance—			
C	Supplies—		
C 1.	Food	$700 00	
C 3.	Fuel	6,500 00	

Digitized by Google

C 4.	Office	$2,500 00
C 5.	Medical and surgical	100 00
C 6.	Laundry, cleaning, etc.....	140 00
C 7.	Refrigerating ...	75 00
C 8.	Educational and recreational ..	900 00
C 9.	Botanical and agricultural	200 00
C 11.	General plant....	4,500 00
	Total	$15,615 00

D	Materials—	
D 3.	General plant...	3,000 00

E	Equipment—	
E 1.	Office	300 00
E 3.	Medical and surgical	50 00
E 8.	Educational and recreational ..	5,000 00
E 9.	General plant....	2,000 00
	Total	$7,350 00

F	Contract and Open Order Service—	
F 1.	General repairs..	$3,500 00
F 3.	Water	1,750 00
F 4.	Light, heat and power	500 00
F 5.	Janitorial	400 00
F 6.	Transportation ..	3,000 00
F 7.	Communication ..	400 00
F 8.	Contingencies ...	250 00
F 9.	General plant...	1,000 00
	Total	$10,800 00

G	Additions and Betterments—	
G 2.	Structures and Parts— Repair chapel building	$1,450 00

Digitized by Google

www.libtool.com.cn

	To complete and equip women's dormitory	$105,000 00	
G 3.	Non-structural Improvements— Walks and fencing	700 00	
	Total	$107,150 00	
II	Fixed Charges and Contributions—		
H 7.	Insurance	$450 00	
	Total maintenance.....		$144,365 00
	Total appropriation.....		$311,493 00

OHIO STATE UNIVERSITY.

Personal Service—			
A 1.	Salaries—		
	President		$7,000 00
	Secretary and business manager....		5,000 00
	Registrar		2,200 00
	Purchasing agent.....		2,000 00
	Secretary to entrance board.....		2,200 00
	Storekeeper		1,020 00
	Dean of women.....		2,000 00
	Professors, instructors and other employes		836,242 00
	Total		$857,662 00
A 2.	Wages— For farm labor, upkeep of buildings, campus, etc.....		$44,000 00
A 3.	Unclassified		$18,000 00
	Total personal service.....		$919,662 00
Maintenance—			
C	Supplies—		
C 3.	Fuel	$23,000 00	
C 4.	Office	15,000 00	
C 8.	Educational and recreational ..	42,000 00	
C 9.	Botanical and agricultural	400 00	
C 11.	General plant....	1,200 00	
	Total	$81,600 00	

Digitized by Google

D	Materials—	
D 1.	Highway	$1,000 00
D 3.	General plant....	10,000 00
	Total	$11,000 00

www.libtool.com.cn

E	Equipment—	
E 1.	Office	$3,000 00
E 4.	Livestock	3,000 00
E 8.	Educational and recreational ..	70,000 00
E 9.	General Plant—	
	Equipment for home economics building and shops building	19,000 00
	Other	9,000 00
	Total	$104,000 00

F	Contract and Open Order Service—	
F 1.	General repairs...	$15,000 00
F 3.	Water	8,325 00
F 6.	Transportation ..	3,000 00
F 7.	Communication .	2,000 00
F 9.	General Plant—	
	Expense of summer school and miscellaneous	$80,000 00
	All moneys appropriated by the U. S. government under the Morrill act of 1890, and the Nelson amendment of 1907, and the Smith - Lever agricultural extension act, which may be received prior to July 1, 1917.	
	Total	$108,325 00

Digitized by Google

General appropriations, 1916-1917.

G	Additions and Betterments—		
G 2.	Structures—		
	To complete home economics building...	$75,000 00	
	To complete new shops building	60,000 00	
	Total	$135,000 00	
H	Fixed Charges and Contributions—		
H 7.	Insurance	$1,083 15	
H 8.	Contributions—		
	Endowment bequeathed for specific purposes	$3,030 00	
	Total	$4,213 15	
	Total maintenance.....		$444,138 15
	Total appropriation.....		$1,363,800 15

www.libtool.com.cn

AGRICULTURAL EXTENSION.

Personal Service—			
A 1.	Salaries—		
	Supervisor		$2,100 00
	Supervisor publication.....		3,000 00
	5 stenographers.....		3,600 00
	Instructors (two months).....		5,400 00
	Clerk, cow testing.....		720 00
	Instructors, assistants, county agents and field workers and all monies paid by the federal government authorized by the Smith-Lever act		$35,245 00
	Total		$50,065 00
A 3.	Unclassified		1,300 00
	Total personal service.....		$51,365 00
Maintenance—			
C	Supplies—		
C 4.	Office	$4,400 00	
	Biological survey	740 00	
	Cow testing.....	150 00	
	Total	$5,290 00	

Digitized by Google

www.libpol.com.cn

E	Equipment—		
E 8.	Educational and recreational ...	$1,000 00	
	Biological survey	15 00	
	Total	$1,015 00	
F	Contract and Open Order Service—		
F 6.	Transportation ..	$6,000 00	
	Ohio biological survey	400 00	
	Cow testing.....	900 00	
F 7.	Communication—		
	Cow testing.....	200 00	
F 9.	General plant....	1,200 00	
	County agents expense	17,000 00	
	Total	$25,700 00	
	Total maintenance.....		$32,005 00
	Total appropriation.....		$83,370 00

COMBINED NORMAL AND INDUSTRIAL DEPARTMENT OF WILBERFORCE UNIVERSITY.

Personal Service—			
A 1.	Salaries—		
	Superintendent		$2,000 00
	Principal normal department.....		1,650 00
	Librarian		1,000 00
	Farm manager.....		600 00
	Attendant purification plant.....		360 00
	Farm hand.....		360 00
	Summer school.....		600 00
	Minor instructors and employes...		32,415 00
	Total		$38,985 00
A 2.	Wages		4,186 50
A 3.	Unclassified		75 00
	Total personal service.....		$43,246 50
Maintenance—			
C	Supplies—		
C 1.	Food	$150 00	
C 3.	Fuel	7,200 00	
C 4.	Office	400 00	

Digitized by Google

www.libtool.com.cn

	C 5.	Medical and surgical	$90 00
	C 6.	Laundry, cleaning, etc.....	430 00
	C 7.	Refrigerating	120 00
	C 8.	Educational and recreational ..	3,000 00
	C 9.	Botanical and agricultural	300 00
	C 11.	General plant....	400 00
		Total	$12,090 00
D	Materials—		
	D 2.	Building	$2,399 50
	D 3.	General plant...	1,207 78
		Total	$3,607 28
E	Equipment—		
	E 1.	Office	$34 50
	E 2.	Household	1,500 00
	E 4.	Livestock	20 00
	E 5.	Motorless vehicles	75 00
	E 8.	Educational and Recreational—	
		Books	1,500 00
		Other	2,510 65
	E 9.	General plant....	280 00
		Total	$5,920 15
F	Contract and Open Order Service—		
	F 1.	General repairs..	$2,000 00
	F 6.	Transportation ..	875 00
	F 7.	Communication .	400 00
	F 8.	Contingencies ...	50 00
	F 9.	General Plant—	
		Teaching service Wilberforce university	5,000 00
		Other	700 00
		Total	$9,025 00
G	Additions and Betterments—		
	G 2.	Structures and Parts—	
		Recitation building complete..	$60,000 00

Digitized by Google

G 3. Non-structural Improvements—		
Cement walks...	$300 00	
Gravel walks....	100 00	
Total	$400 00	
Total	$60,400 00	
Total maintenance.....		$91,042 43
Total appropriation.....		$134,288 93

www.libtool.com.cn

How monies appropriated shall be expended.

SECTION 4. The sums set forth in the column designated "Items" in sections 2 and 3 of this act opposite the several classifications of detailed purposes shall not be expended for any other purposes except as herein provided.

Authority to expend the monies appropriated in sections 2 and 3 of this act otherwise than in accordance with the detailed classifications therein mentioned but within the same category of purposes for which the appropriation is made in the column in sections 2 and 3 of this act designated "Appropriations" may be granted to any department, institution, board or commission for which such appropriations are made in said section, by a board consisting of the governor or any competent, disinterested person to be appointed by him for such purpose, the chairman of the finance committee of the house of representatives and senate respectively, the attorney general and the auditor of state. Application for such authority shall be made to the president of said board in writing, and the consent of not less than three members of such board shall be required for the granting of such authority. The governor, or a person appointed by him shall be president, and the auditor of state shall be the secretary of the board provided herein. The secretary shall make a complete record of authority so granted. All actions of the board shall be certified in duplicate by its secretary to the governor. All meetings of the board shall be open to the public.

The necessary expenses of the chairman of the finance committees of the house of representatives and senate, when engaged in their duties as members of said board, shall be paid from the funds for the expenses of legislative committees, upon itemized vouchers approved by the president and secretary of the board.

In case of any variance between the several sums in a column designated "Appropriations" and the aggregate amount of the sums in such column the respective specified sums shall be deemed to have been appropriated; and in case of any variance between the amount of any appropriation made in section 2 or 3 of this act and the aggregate amount of the sums set forth in the column designated

Digitized by Google

"Items" in said section, corresponding to such appropriation, the board provided for herein shall, with the advice and assistance of the department, institution, board or commission affected thereby, adjust the amounts of the detailed classifications in said column so as to correspond in the aggregate with the corresponding appropriation. Amounts designated as "Total Maintenance" and "Total Appropriation" shall always be deemed to be in the column designated "Appropriations."

www.libtool.com.cn

Definitions.

SECTION 5. DEFINITIONS. Unclassified personal service includes services personal in character, or of such a nature that a part is personal in character which part it is not expedient to segregate, and such as is paid on a fee or lump sum basis. Forage and veterinary, as used in sections 2 and 3, means food or medicine for animals; botanical and agricultural, applies to seeds, bulbs, fertilizers and supplies of similar nature; general plant includes things not readily classified under the other sub-heads; contract and open order service comprehends service or goods purchased under continuous contract, as water by the amount used, transportation by miles traveled, etc.; rotary fund means a fund set aside for the purpose of enabling an institution or department to carry on a function or activity on a cost basis. Money obtained from the function or activity for which the rotary fund is provided, shall be turned into the treasury and all such money so turned into the treasury between July 1, 1915, and June 30, 1917, both inclusive, is hereby appropriated for the purpose of such rotary funds, respectively. All monies to the credit of existing rotary funds are hereby re-appropriated, and all existing rotary funds are hereby continued in full force and effect until June 30, 1917.

How monies appropriated shall be drawn.

SECTION 6. The monies appropriated in sections 2 and 3 of this act shall be drawn upon a requisition or voucher presented to the auditor, approved by the head of the department or by the trustees of an institution or by the members of a board or commission, or by an officer or employe of such department, institution, board or commission, specially designated by resolution or order to approve and present such requisition or voucher, a copy of which resolution or order shall be filed with the auditor of state. Such requisitions or vouchers shall set forth in itemized form and specify the classification of the service rendered, material furnished, or expenses incurred, and the date of purchase or time of service, and show that competitive bids were secured, unless otherwise provided by law; or unless in the judgment of the board provided in section 4 herein, it is impracticable because of the peculiar nature or location of the work to be done, in which case the above mentioned board may in writing authorize the department affected to proceed to do the work, or that it was an emergency requiring purchase; and all institutions, boards, commissions, and departments to which appropriations are

Digitized by Google

herein made shall render to the auditor of state an itemized account of such receipts and expenditures as may be required by the auditor of state; and such institutions, boards, commissions or departments shall be subject to inspection by the auditor of state; and it shall be the duty of the auditor of state to see that these provisions are complied with.

In so far as the labor of inmates of state institutions under control of the board of administration is employed, expenditures for repairs and improvements shall be exempt from section 2314 of the General Code.

When certain monies available.

SECTION 7. Any monies in the state treasury to the credit of the highway department appropriated in H. B. No. 314, approved March 12, 1915, under the classification "F 9. General Plant Service," or appropriated to the city of Columbus for paving contiguous to state property, against which no liabilities shall have been incurred prior to July 1, 1915, shall be available for expenditures, at any time prior to July 1, 1917, for the purposes for which they were originally appropriated, section 2 of the law approved March 12, 1915, entitled "An act to make appropriations, etc." (H. B. 314) to the contrary notwithstanding.

Transfer of functions of department to another shall not affect the availability of appropriations.

SECTION 8. A transfer, in whole or in part, of the functions of any existing department, board or commission, for the uses and purposes of which appropriations are made in sections 2 and 3 of this act, to any other department, board or commission by law which takes effect after the date on which this act shall become effective, shall not affect the availability of any such appropriations except as hereinafter provided. On and after the date on which any such law shall become effective such appropriations shall be available for the proper uses and purposes of the department, board or commission to which such functions are thereby transferred, and such department, board or commission shall on and after such date have the exclusive power and authority to incur liabilities against such appropriations and to draw vouchers on account thereof as provided in section 4 hereof, to the extent only, however, of the balances then remaining to the credit of such appropriations in excess of the amount of contingent liabilities theretofore incurred, which shall be considered the net balances thereof for the purposes of this section. In the event that any department, board or commission, for the uses and purposes of which an appropriation is made in sections 2 and 3 of this act, is abolished by any such law, and any function of such department, board or commission so abolished is not transferred to any other department, board or commission by the provisions of such law, the net balances of appropriations available for the uses and purposes of such abolished department, board or commission in the discharge of such function shall, on the date on which such law shall become effective, lapse into the fund from which they were appropriated.

Digitized by Google

www.libtool.com.cn

If any appropriation account, whether for personal service or otherwise, created by sections 2 and 3 of this act for the uses and purposes of a department, board or commission which is abolished, or any function, or functions, of which are transferred to any other department, board or commission by the provisions of any law so taking effect as aforesaid is primarily available in the discharge of all or several of the functions of such first department, board or commission, the board created by section 4 of this act shall, immediately upon the taking effect of such law, at a meeting, open to the public, and after consultation with each of the departments, boards or commissions to be affected by its action, ascertain and determine the proportion of the net balance of any such appropriation account which will be needed in the discharge of each of the functions or group of functions so transferred to a single department, board or commission, or the proportion thereof which will no longer be needed by reason of the abolition of any such functions. The board shall determine the amount of the net balance of such appropriation account attributable to each of the functions for which the original appropriation was made, and the auditor of state shall divide the appropriation accounts on the books of his office in accordance therewith, and in the event of the abolition of a function shall lapse the proportion of the net balance of such appropriation account determined by the board to be attributable to such abolished function, into the fund from which the original appropriation was taken.

Filing of apportionment by departments and boards of appropriations for salaries not fixed by law.

SECTION 9. Each department, board or commission for which an appropriation is made in section 2 or 3 of this act for the payment of the salaries of a specified number of employes whose salaries are not fixed by law shall, within ten days after July 1, 1915, as to appropriation accounts created by section 2 of this act, and on or before July 1, 1916, as to such accounts created by section 3 of this act, and subject to the provisions of this section, apportion such appropriation account and assign to each position to which the same relates a specified amount or part thereof. Such department, board or commission shall file such apportionment, in writing, with the president of the board provided for in section 4 of this act, which board shall examine the same and see that the provisions of law and of this act are complied with in making such apportionment. Said board may change such apportionment in order to comply with such law or the provisions of this act, and, when satisfied that the same is in all respects legal and in accordance with the provisions of this act, shall certify such apportionment, with any modification it may make, to the auditor of state, with the approval of a majority of its members endorsed thereon. Subject to the approval of said board, any department, board or commission may change the salary or compensation attached to any such position under its control. No department, board or com-

Digitized by Google

mission may apportion or expend, nor may the board provided for in section 4 of this act permit to be apportioned or expended, the total amount of any such appropriation in the payment of salaries of a less number of assistants, clerks or employes from that specified in such an appropriation; but in the event that fewer than the specified number of assistants, clerks or other employes are paid from such total appropriation, such department, board or commission and the board shall assign to each vacant position to which such appropriation relates to a substantial salary, having regard to the grade of service.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER,
Attorney General.

SECTION 10. This act shall not take effect until July 1, 1915.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 5th day of June, A. D. 1915. 248G.

COLUMBUS, OHIO, June 5, 1915.

To the General Assembly:

House Bill No. 701 "to make general appropriations," subject to the following exceptions, is filed herewith in the office of the secretary of state with my approval.

No doubt many of these items disapproved are meritorious. However, the conditions of the state treasury and the necessity for the exercise of the most frugal care in the expenditure of public funds leads me, upon serious reflection and after painstaking investigation, to disapprove certain items hereinafter specifically set forth.

With these items excepted the bill still makes liberal provisions for the various state institutions; the public service will not be interfered with and at the same time wise economy will be practiced in expenditures.

The items disapproved are as follows:

EXCEPTIONS.

1. OHIO BOARD OF ADMINISTRATION.

G 1. Lands—
55 acres near Toledo hospital..... $16,500 00

G 2. Structures and Parts—
Columbus State Hospital—
2 cottages to cost $140,000.00 complete $70,000.00 to be reduced to one cottage to cost $70,000.00 ..... 35,000 00

Digitized by Google

www.libtool.com.cn

	Dayton State Hospital—	
	Cottage to cost complete $70,000.00	40,000 00
	Institution for Feeble Minded—	
	Power house custodial farm	18,000 00
	2 cottages to cost complete $140,000.00 $70,000.00 to be reduced to 1 cottage to cost complete $70,000.00	35,000 00
	Massillon State Hospital—	
	Receiving cottage to cost complete $70,000.00	40,000 00
	Ohio State Reformatory—	
	To construct dining room and kitchen	75,000 00
	For services consulting architects and superintendent	2,500 00
G 3.	Non-Structural Improvements—	
	Dayton State Hospital—	
	Coal handling equipment	10,000 00
	Ohio Hospital for Epileptics—	
	Motors to replace steam engine	2,300 00
	Five h. p. motor machine shops	110 00
	Thirty h. p. motor carpenter shops	295 00
	Thirty h. p. motor laundry	295 00
	Thirty h. p. motor for ammonia compressor	295 00
	Thirty h. p. motor for farm	295 00
	Transformer	1,700 00
2.	LIMA STATE HOSPITAL.	
G 2.	Structures and Parts—	
	Chief engineer's residence	3,000 00
	Horse barn	3,000 00
G-3.	Non-Structural—	
	Yard lights	10,000 00
3.	REFORMATORY FOR WOMEN.	
	Personal Service—	
A 1.	Salaries—	
	Superintendent construction	2,100 00

Digitized by Google

4. HOUSE OF REPRESENTATIVES.

Personal Service—
A 2. Wages—
Recording clerk 2 months..... 300 00

5. SENATE.

Personal Service—
A 2. Wages—
Recording clerk 2 months..... 200 00

6. BOWLING GREEN STATE NORMAL SCHOOL.

G Additions and Betterments—
G 1. Lands—
2 city lots..... 2,000 00

7. KENT STATE NORMAL SCHOOL.

G 2. Structures and Parts—
Connecting corridors..... 32,000 00

8. OHIO STATE UNIVERSITY.

G Additions and Betterments—
G 1. Lands—
75 acres Hess track Clinton township 55,000 00
12 acres (more or less)..... 5,000 00

SECTION 3. The moneys herein appropriated shall not be expended to pay liabilities or deficiencies existing prior to July 1st, 1916, or incurred subsequent to June 30, 1917.

9. OHIO BOARD OF ADMINISTRATION.

Columbus State Hospital—
2 cottages to complete $70,000.00 to be reduced to 1 cottage to complete.... 35,000 00

Dayton State Hospital—
To complete cottage..... 30,000 00

Ohio Hospital for Epileptics—
Wing men's dining room..... 40,000 00
Porches 4,000 00

Institution for Feeble Minded—
To complete 2 cottages $70,000.00 to be reduced to complete 1 cottage.... 35,000 00
New laundry 30,000 00

Digitized by Google

Massillon State Hospital—
To complete receiving cottage..... 30,000 00

Toledo State Hospital—
Horse barn 4,000 00

10. AGRICULTURAL COMMISSION.

Personal Service—
A 1. Salaries—
3 members commission..... 15,000 00

G Additions and Betterments—
G 2. Structures and Parts—
Experiment Station—
Print shop 6,000 00

11. LIQUOR LICENSING BOARD.

Personal Service—
A 1. Salaries—
3 commissioners..... 15,000 00
Secretary 3,000 00

A 2. Wages—
Temporary clerks and stenographers 4,800 00

A 3. Unclassified 1,000 00

Maintenance—
F 8. Contingencies 5,000 00

12. REFORMATORY FOR WOMEN.

G Additions and Betterments—
G 2. Buildings—
Dairy barn..... 5,000 00

13. HOUSE OF REPRESENTATIVES.

Personal Service—
A 1. Salaries—
128 members 128,000 00

A 2. Wages—
Ten assistant clerks..... 6,000 00
4 sergeants at arms..... 2,400 00
9 stenographers..... 5,400 00
Assistant postmaster..... 420 00
2 telephone attendants..... 840 00
2 cloak room attendants..... 840 00
5 doorkeepers..... 2,100 00

www.libook.com.cn

Digitized by Google

	6 porters	$2,520 00
	8 pages	2,400 00
	5 committee room attendants	2,100 00

www.libtool.com.cn

Maintenance—

C Supplies—

C 4.	Office	8,725 00
C 6.	Laundry, cleaning, etc.	100 00

E Equipment—

E 1.	Office	60 00

F Contract and Open Order Service—

F 6.	Transportation—	
	Mileage of members	9,000 00
	Other	300 00
F 7.	Communication	1,500 00
F 9.	General Plant—	
	Other	310 00

H Fixed Charges and Contributions—

H 8.	Contributions—	
	Pictures of members	300 00
	Picture of speaker	12 00
	Flowers for funerals	50 00

14.

Personal Service—

A 1.	Salaries—	
	36 senators	36,000 00
A 2.	Wages—	
	5 clerks	3,000 00
	4 sergeant at arms	2,400 00
	4 pages	1,200 00
	3 doorkeepers	1,260 00
	2 custodians cloak room	840 00
	2 telephone attendants	840 00
	5 porters	2,100 00
	7 stenographers	4,200 00
	Recording clerk—2 months	200 00

Maintenance—

C Supplies—

C 4.	Office	3,985 00

E Equipment—

E 1.	Office	35 00

Digitized by Google

F	Contract and Open Order Service—	
F 1.	General repairs.....	$100 00
F 6.	Transportation—	
	Mileage for members.....	2,500 00
	Other	100 00
F 9.	General Plant—	
	Expense legislative committees	4,000 00
	Other	132 00
H	Fixed Charges and Contributions—	
H 6.	Rent—	
	Typewriters and desks...	100 00

www.libtool.com.cn

Excepting the foregoing items hereby disapproved, House Bill No. 701 is filed herewith in the office of the secretary of state with my approval.

FRANK B. WILLIS,
Governor.

June 5th, 1915.

[House Bill No. 721.]

AN ACT

To make sundry appropriations.

Be it enacted by the General Assembly of the State of Ohio:

Sundry appropriations.

SECTION 1. The following sums for the purposes herein specified are hereby appropriated out of any monies in the state treasury not otherwise appropriated. Appropriations herein enumerated for the payment of which specific funds in the state treasury are provided by law are hereby made from such specific funds. Any sum necessary to satisfy all other appropriations herein made is hereby appropriated out of any monies in the state treasury to the credit of the general revenue fund.

SECTION 2. The monies herein appropriated shall be paid upon the approval of a special auditing committee consisting of the major appointee authorized by section 270-5 of the General Code, commonly known as the budget commissioner, the attorney general, the auditor of state, the chairman of the finance committee of the senate and the chairman of the finance committee of the house of representatives. Such auditing committee is hereby authorized and directed to make careful inquiry as to the validity of each and every claim herein made and pay only so much thereof as may be found to be correct and just. No part of

Digitized by Google

the sums herein appropriated in settlement of claims for personal damage shall be paid for attorneys' fees in filing or prosecuting such claims. Sundry appropriations.

SECTION 3. Appropriations, subject to the conditions and limitations provided in sections 1 and 2 herein, are hereby made as follows:

REFUNDERS OF MONEY ERRONEOUSLY COLLECTED.

Cabin Creek Consolidated Coal Co., Cincinnati, tax refunder	$147 17
Peoples State Bank, Archbold, O., tax refunder	43 13
Kanawha & Michigan Ry. Co., tax refunder	223 20
Roessler & Hassenlacher Chemical Co., tax refunder	17 97
W. F. Gates, liquor license application fee	79 60
Oscar Harris, liquor tax refunder	19 00
Mr. Peyton for senate cafe, liquor tax refunder	4 50
Geo. P. A. Perrano, liquor tax refunder	9 25
Howard N. Ragland, liquor tax refunder	19 15
Harry Lynch, liquor tax refunder	38 50
S. M. Thompson, liquor tax refunder	6 00
L. E. Myers, liquor tax refunder	16 15
Abel & Coonrad, liquor tax refunder	58 00
I. O. Fought, liquor tax refunder	50
Rudolph Huebner, liquor tax refunder	10 50
F. P. Jennings, liquor tax refunder	1 50
S. L. James, liquor tax refunder	1 00
B. A. Fouche, liquor tax refunder	12 60
Alfred Beetman, liquor tax refunder	4 35
Henry Schlienkofer, liquor tax refunder	30 00
Louis Goodfriend, liquor tax refunder	25 00
Jacob Moxkovitz, liquor tax refunder	20 50
Pauls & Lucas, liquor tax refunder	46 00
Louis M. Distel, liquor tax refunder	15 00
August Jatsek, liquor tax refunder	6 92
John J. Soltesz, liquor tax refunder	8 65
A. W. Craver, liquor tax refunder	18 20
William Fail, liquor tax refunder	10 00
John Sanders, liquor tax refunder	17 00
Bowler & Maloney, liquor tax refunder	10 00
The Van Camp Packing Co., tax refunder	89 02
Cuyahoga county, for moneys erroneously turned into the state treasury	1,033 83
Ohio Light & Power Co., water rental refunder	58 81
Golding Sons Co., tax refunder	17 10
Nicola Building Co., tax refunder	123 60
Newcastle Oil & Gas Co., tax refunder	360 00
American Linseed Co., tax refunder	446 40
Manhattan Electrical Supply Co., 17 Park Place New York City, tax refunder	125 13

Digitized by Google

Sundry appropriations.

L. M. Barnhart, notarial fee refunder	$1 00
Agricultural commission, veterinarian examination fee refunder	107 50
Helm Clay Products Co., tax refunder	2 00
Defiance Utilities Co., tax refunder	65 00
Metal and Iron Co., tax refunder	15 00
Rev. W. A. Perrins, services as senate chaplain	400 00
W. H. Anderson & Co	129 00

www.libtool.com.cn

IN FULL SETTLEMENT OF PERSONAL DAMAGE CLAIMS.

Lieut. Col. Geo. P. Zwerner, in full payment of all claims for injury due to an explosion which occurred during the inaugural ceremonies of Gov. Frank B. Willis, January 11, 1915. The money herein appropriated shall be used for the purchase in full, or in part, of a home for said Lt. Col. Geo. P. Zwerner	$2,500 00
Bessie Barbara Stemple	600 00
Walter J. Stemple, Mary Madeline Stemple and Lillian Lenore Stemple	2,400 00

The two preceding items are allowed for settlement in full of all claims on account of the death of Lieut. J. O. Stemple. The probate judge of the county in which the aforesaid Bessie Barbara Stemple resides is hereby authorized and directed to appoint a suitable person as trustee for said Walter J. Stemple, Mary Madeline Stemple and Lillian Lenore Stemple, which trustee shall give bond approved by said probate judge for the faithful performance of such trust and who shall use such money in properly caring for and rearing said children. No part of the money hereby appropriated to the aforesaid claimants shall be paid for attorneys' fees for filing or prosecuting this claim.

Leroy E. Trempe, in full payment for all damages received as a result of injuries sustained while on duty in the Ohio National Guard at Grand Rapids, Ohio, September, 1913	500 00
William C. Reickert, loss of clothing while on duty at Bridgeport	25 00
Roy W. Schofield in full settlement for injuries received as a result of being kicked by a horse while on duty in the Ohio National Guard	200 00

Digitized by Google

Albert E. Schendel, for injuries received while a soldier of the O. N. G. caused by explosion while being instructed in the use of high explosives	$2,200 00	Sundry appropriations.
Nicholas and Mary Wetzel for full payment of all expenses incurred in caring for Chas. E. Wetzel, deceased, who was a member of the Ohio National Guard and whose death followed closely on exposure during the Dayton flood	500 00	
Jos. T. Garvin in full payment for loss of both eyes and right hand caused by explosion while a member of the O. N. G.	2,000 00	
Chas. E. Munger, for the purchase of an artificial leg for Reuben C. Munger who was injured while being employed at the Toledo state hospital	125 00	
Wm. M. Brown in full settlement for damages received by reason of injury while in the service of the Ohio National Guard	354 75	
Floyd Reed in full payment of damages resulting from injuries while on duty in the Ohio National Guard	250 00	
To Mrs. Frederick Martin, for the death of her son Paul, who was killed while in the employ of the state of Ohio, and working for the National Guard, at Camp Perry, Ohio	3,500 00	
W. C. Binder in full payment of damages resulting from exposure while on duty in the Ohio National Guard	390 00	
To Derwood F. Beverly, for the death of his son Roland Beverly deceased, Bat. "A" field artillery, who was instantly killed by the explosion of a field piece at Sparta, Wis.	5,500 00	
To William C. Gau, for the death of his son, Howard W. Gau, deceased, Battery "A," field artillery, who was instantly killed by the explosion of a field piece at Sparta, Wis.	5,000 00	

IN FULL SETTLEMENT OF PROPERTY DAMAGE CLAIMS.

Sears & Simpson, in full settlement of claims against the state resulting from an error in ordering certain blank forms engraved	150 00
City of Bucyrus, damage done to sidewalk while constructing armory	132 15
Flora Shafer, in full settlement of claims for damage as a result of dumping dredge material upon land	30 00

Digitized by Google

Sundry appropriations.

Wm. B. Weidel and Margaret Weidel, in full settlement for damage caused by a break in the canal which resulted in flooding the land of the aforesaid	$50 00
B. Chamberlain, payment in full for damages to pile driver	86 82
E. Finnefrock, in full payment for damages resulting from operation of dredge adjacent to the property of the aforesaid	50 00
Geo. A. Reible, in full settlement of claims for damage due to flood of 1913, and to dumping of dredge material on land of aforesaid	50 00
Ella J. Kerr for full payment of damages resulting from flood	161 19
Joseph Clark in full payment in damages to horses used by the Ohio National Guard	50 00
C. A. Meinka, in full payment for damages to horses used by the Ohio National Guard.	100 00
Ellen Sweetman in full payment for damages to stone fence destroyed by the National Guard during the Dayton flood	100 00
Geo. Clause in full settlement of damage to building destroyed by the Ohio National Guard during the Dayton flood	400 00
Louis Inglefinger, in full payment of damage to a building destroyed by the National Guard during the Dayton flood	200 00
Josephine Phiffer in full settlement for damage to building destroyed by the National Guard during the Dayton flood	500 00
Bertha Munger in full settlement of damage to building destroyed by the National Guard during the Dayton flood	250 00
Wm. Saint in full settlement of damage to building destroyed by the National Guard during the Dayton flood	300 00
H. H. Black in full settlement of damage to building destroyed by the National Guard during the Dayton flood	450 00
W. W. Alexander & Co., in full payment of damage to building during flood 1913	1,545 83
T. J. Backus in full payment of damages to house during the Dayton flood	700 00
Gustave Vogt in full settlement of damage due to flood of 1913	200 00
Cuyahoga Realty Co., Akron, O., in full payment of damage resulting from flood of 1913	727 87
Peter W. Artz in full payment of damage resulting from the destruction of 4 horses infected with glanders	800 00

www.libtool.com.cn

Digitized by Google

Alexander Skilken in full payment of damage resulting from the destruction of horse infected with glanders.....	$150 00	Sundry appropriations.
To adjutant general for the purpose of laying a cement sidewalk and erecting cluster lights at the armory at Ottawa, Ohio....	490 00	
E. Munier, in full payment for damages to team while in use by the Ohio National Guard	100 00	
Jas. Farrell, for clothing destroyed in fire at the state hospital, July, 1912.....	125 00	

TO PROVIDE FOR THE PAYMENT IN FULL OF CERTAIN SALARIES, WAGES, ETC.

Adjutant general, to be used in payment of services rendered by certain citizens of Hamilton and vicinity who were used temporarily by the Ohio National Guard during the flood of 1913.....	$1,870 00
Agricultural commission, salary of bookkeeper from February 16, 1915 to June 30, 1915.	450 00
Agricultural commission, salaries and expenses of farmers institute lecturers.....	2,160 29
Agricultural commission, R. Hosbury, services rendered	150 00
Board of administration to be credited to the manufacturing fund and used for payment of salaries and wages.....	18,000 00
Industrial commission, in settlement of claims for services rendered after February 15, 1915	84 00
Traveling library, salary of Mary L. Conrad to June 1, 1915.....	150 00
salary of Agnes V. Clark to June 1, 1915.....	210 00
salary of Juliet Smith to June 1, 1915.....	180 00
State highway department, in settlement of claims for services rendered after February 15, 1915.....	785 49
Lima state hospital, salaries of commissioners.	1,125 00
Public utilities commission, in settlement of claims for services rendered after February 15, 1915.....	1,333 33
F. E. Baker and C. H. Saner for services rendered $10.00 each.....	20 00
C. B. Galbreath, services rendered in indexing the reports of the constitutional convention. This sum shall be paid in full settlement of all services rendered and expenses incurred by aforesaid for such work	1,500 00

Digitized by Google

Sundry appropriations.

Ira I. Morrison for services rendered in completing records of constitutional convention	$305 00
The sergeant-at-arms of the house of representatives, to be paid upon itemized account rendered to the auditor of state at the rate of $5.00 per day for the time actually employed during 1915-16	300 00
The sergeant-at-arms of the house of representatives to be paid upon itemized account rendered to the auditor of state at the rate of $5.00 per day for time actually employed during 1916-17	300 00

www.libtool.com.cn

IN FULL SETTLEMENT OF MISCELLANEOUS CLAIMS.

Settlement of claims for labor performed in Pike county state highway petition No. 615 to:

Chas. Knox	$0 37
G. Tener	75
James Rhoads	22 23
Harvey Kisling	12 24
E. L. Fry	15 10
J. S. Kisling	2 32
Horace Knox	3 00
Harold Fry	10 67
Joe Swayne	4 85
Elwood Smith	6 30
Eli Moore	86 55
W. W. Butler	25 11
Lloyd Butler	2 31
Lionel Rhoads	4 50
Max Garman	5 42
D. E. Settee	16 55
O. A. Tener	29 00
F. M. Porter	190 90
J. T. Kisling	3 77
Pearl Brice	5 25
John McMillen	3 00

Settlement of claims for material furnished for Pike county state highway petition No. 615:

J. R. Thomas (coal)	$3 75
Peebles Hardware Co	7 50

Adjutant general—storm door for state house	$250 00
Ohio board of administration for state's share of cost of paving adjacent to Toledo state hospital	10,000 00
To purchase H. L. Peeke 9-13/100 acres of land for the uses and purposes of the Mansfield reformatory	2,000 00

Digitized by Google

www.libool.com.cn

Archaeological and Historical society for printing and distributing archaeological reports	$8,500 00	Sundry appropriations.
State board of charities for expenses in securing foster homes for children	450 00	
Industrial commission to be paid upon the order of the probate court of Greene county to the estate of the late Jeff Goings	350 00	
Ohio state library for traveling expenses of library commissioners	100 00	
Supervisor of public printing expense of moving bindery	2,250 00	
Supervisor of public printing for purchase of machinery and expense of installing same	3,000 00	
Public utilities commission for expense of securing services needed in reporting and transcribing testimony	350 00	
John B. Miles—cost in case of State of Ohio vs. P. C. C. & St. L. R. R. Co	52 80	
Department of banks and banking rent	636 44	
State inspector of oils rent	306 00	
Ohio state university expense of county agents	2,000 00	
Superintendent of public works for repairing culvert on Sidney feeder to the Miami and Erie canal two miles above Lockington	900 00	
Estate of ex-Senator Oron F. Hypes for mileage due	86 40	
John P. Crawford Co. K. 14th Regt. O. V. V. I. veteran bounty	100 00	
Village of Eaton for paving and building sidewalks adjacent to armory	576 16	
To defray expenses of preparing volumes II and III of the "Ohio Legislative History" all vouchers pertaining hereto shall be approved by the president of the senate and speaker of the house of representatives	3,200 00	
For the purpose of defraying the expense ten days of house and senate employes	2,592 50	
New South Lyme school—for teaching service	9,000 00	
New South Lime school—for equipment	2,000 00	
Wing, Myler & Turney in full payment for legal services rendered the Ohio National Guard	300 00	
Doyle, Lewis and Emery, Kohn, Northrup, Ritter and McMahon, attorney fees in Lucas county legislative election contests	400 00	
Hogan & Dempsey, C. C. Williams and F. D. Albery, for professional services rendered the contestees in Franklin county legislative election contests	700 00	

Digitized by Google

Sundry appropriations.

Williams and Donohue for services rendered contestee in Perry county legislative election contest	$150 00
Robert P. Dickinson for sacks furnished in time of flood	24 50
Union Gas & Electric Co., for material furnished in repairing breaches in canal banks in time of flood	3,167 97
Department of public works, for the purchase of a filing case	159 00
Board of trustees, Miami university, in full payment of expenses involved in the Moore vs. Benton case and the State vs. Moore case	750 00
Barton Walters, Circleville, O., balance due to error	7 80
Henry Mosler painting portrait of Governor Cox	500 00
Walter Lilllie, frame for Governor Cox portrait	50 00
Department of public works—maintenance of state property at Buckeye lake, and cement walks	2,000 00
Commissioners of public printing for print paper	4,000 00
F. J. Heer Printing Co., state printing	10,000 00
The Federal Printing Co. state printing	6,700 00
Springfield Publishing Co. state printing	10,000 00
Miami Light, Heat and Power Co., for repairs on canal near Piqua	912 80
Turkey Foot Lodge No. 529, I. O. O. F., for materials and labor	332 71
Wm. E. McBane for veterinary services rendered to horses employed by the Ohio National Guard	30 00
Winchester Repeating Arms Co., for ammunition furnished to the Ohio National Guard	541 95
The Citizens National bank of Caldwell, Ohio, amount due on note of Co. E. Seventh regiment, O. N. G	162 00
Massillon Electric and Gas Co., for materials furnished to improve and repair Crystal feeder	862 22
P. B. Johnston for expenses incurred while an examiner for the bureau of building and loan associations in May 1905 and May and June 1907	132 75
To defray expense of publishing amendments to the constitution of Ohio submitted to the voters in the election of 1915	12,000 00
S. B. Taylor, expenses for Col. Geo. P. Zwerner	528 55
Board of administration for purchase of land for Massillon state hospital	6,000 00

Digitized by Google

FOR ARMORIES, MEMORIALS, ETC.

www.libtool.com.cn

For the participation in an exposition to be held at Chicago in honor of the half century anniversary of negro freedom. The governor is hereby authorized and directed to appoint a commission who shall issue vouchers upon the auditor of state for the payment of all claims against this appropriation	$5,000 00
All balances remaining unexpended in the appropriation for the erection of a memorial building to commemorate the life and services of Col. Wm. Jennings and his company of soldiers (103 O. L. 607), such balances to remain subject to all the terms and conditions of the original appropriation.	
To an honorary commission of three persons, appointed by the governor, appointment not requiring confirmation by the senate, to serve without compensation. Said commission to enter into a contract, to be approved by the governor, for erection of a memorial monument in commemoration of the life and work of Thomas Kirker, second governor of Ohio, in the Kirker cemetery, Adams county, Ohio. After appointment the commission shall organize and elect one of their members chairman. The chairman shall approve and sign all vouchers for the payment of costs in the erection of this memorial monument, for which there is hereby appropriated the sum of.....	2,500 00
Adjutant general, for the construction of an armory at Mt. Vernon.....	10,000 00
Adjutant general, for the construction of a memorial and armory at Chillicothe..... Provided however that the above named sums for the armory at Mt. Vernon and for the memorial and armory at Chillicothe shall not be available until the citizens of Mt. Vernon and Chillicothe, respectively shall have contributed $10,000.00 and $15,000.00 respectively, toward the construction of such armories.	15,000 00
The National McKinley Birthday Memorial association for memorial at Niles.....	25,000 00
Ft. Meigs memorial commission for building roads, improving grounds, erecting monuments, markers, etc.....	7,000 00

Digitized by Google

Sundry appropriations.

Adjutant general—to construct, enlarge and furnish an armory building in the city of Akron..... $75,000 00

www.libtool.com.cn

Provided however that the above sum shall not be available until the citizens of Akron shall have deeded to the state of Ohio a lot suitable for a site for such armory and until the state armory board shall have accepted the same; and provided further that the above sum shall not be available until the citizens of Akron shall have contributed $50,000.00 toward the construction, enlargement and furnishing such armory.

This act is not of a general or permanent nature and does not require a General Code number.
EDWARD C. TURNER, *Attorney General.*

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Passed May 27, 1915.

Filed in the office of the Secretary of state at Columbus, Ohio, on the 5th day of June, A. D. 1915. 249G.

COLUMBUS, OHIO, June 5, 1915.

To the General Assembly:

House bill No. 721 "to make sundry appropriations," subject to certain exceptions hereinafter specifically set forth, is filed herewith in the office of the secretary of state with my approval.

Space and time forbid a detailed discussion of the various items disapproved. In some cases insufficient evidence was produced to sustain a valid claim against the state for the amount provided in the several items excepted; in others the claims had already been cancelled by the payment of amounts which, in the judgment of former general assemblies as expressed in legislative enactment, were received as payment in full of said claims; in others the appropriations were not deemed necessary from the standpoint of equity or of the public welfare; in still others, while the subject-matter of the claim seemed just, the amount appropriated was deemed excessive.

These reasons and an earnest determination to secure the practice of wise economy in the expenditure of the public funds have led me, after most careful consideration, to disapprove the following items:

1. Rev. W. A. Perrins, services as senate chaplain $400 00
2. Albert E. Shendel, for injuries received while a soldier of the O. N. G. caused by explosion while being instructed in the use of high explosives 2,200 00
3. Jos. T. Garvin, in full payment for loss of both eyes and right hand caused by explosion while a member of the O. N. G..... 2,000 00

Digitized by Google

4.	Mrs. Frederick Martin, for the death of her son Paul, who was killed while in the employ of the state of Ohio, and working for the O. N. G. at Camp Perry, Ohio.....	$3,500 00
5.	Derwood F. Beverly, for the death of his son, Roland Beverly, deceased, Bat. "A" field artillery, who was instantly killed by the explosion of a field piece at Sparta, Wis.....	5,500 00
6.	William C. Gau, for the death of his son, Howard W. Gau, deceased, Battery "A," field artillery, who was instantly killed by the explosion of a field piece at Sparta, Wis.....	5,000 00
7.	James Farrell, for clothing destroyed in fire at the state hospital, July, 1912..	125 00
8.	To defray expenses of preparing volumes II and III of the "Ohio Legislative History" all vouchers pertaining hereto shall be approved by the president of the senate and speaker of the house of representatives.....	3,200 00
9.	Wing, Myler & Turney in full payment for legal services rendered the O. N. G.....	300 00
10.	Doyle, Lewis and Emery, Kohn, Northup, Ritter and McMahon, attorney fees in Lucas county legislative election contests.....	400 00
	Hogan & Dempsey, C. C. Williams and F. D. Albery, for professional services rendered the contestees in Franklin county legislative election contests..	700 00
	Williams and Donohue for services rendered contestee in Perry county legislative election contest.....	150 00
11.	Board of administration for purchase of land for Massillon state hospital.....	6,000 00
12.	Department of public works—maintenance of state property at Buckeye lake, and cement walks.....	2,000 00
13.	For the purpose of defraying the expense ten days of house and senate employes	2,592 50
14.	New South Lyme school—for equipment.	2,000 00
	New South Lyme school—for teaching equipment	9,000 00

Excepting these items which are disapproved, I herewith file said house bill No. 721 in the office of the secretary of state with my approval.

FRANK B. WILLIS,
Governor.

June 5th, 1915.

Digitized by Google

www.libtool.com.cn

Digitized by Google

JOINT RESOLUTIONS

www.libtool.com.cn

[House Joint Resolution No. 3.]

JOINT RESOLUTION.

Relative to appointing a committee to inquire into and investigate the transaction of the state banking department and to recommend the enactment of such measures as to insure better protection to the creditors and owners of banks which are closed by the department.

WHEREAS, It is charged that a number of high officials of the state banking department have been dismissed upon the charge that they were retained in the department by a state bank superintendent long after the time had expired when their services were needed by the department, to pay a political debt; and

WHEREAS, Charges have been made that a superintendent of the banking department for political purposes added many names of persons to the pay roll of the department and kept them when their services were not required for a prompt dispatch of the business of the department; and

WHEREAS, It is currently reported that a person who has been officially connected with the banking department now is interested in large tracts of real estate which were formerly owned by promoting companies licensed to do business in this state under the blue sky law; and

WHEREAS, It is charged that one assistant to the superintendent has been convicted and a superintendent of the state banking department indicted, charged with criminal mismanagement and embezzlement of the funds of institutions taken over by the banking department; and

WHEREAS, It has been charged that in the liquidation of banks by the state department unwarranted and extravagant fees have been allowed officials appointed to close up the affairs of these banks; and

WHEREAS, It is charged that valid claims belonging to banks in liquidation against solvent debtors have been turned over to favored attorneys without any attempt on the part of the banking department or the liquidating agent in charge to collect same, thereby wasting the assets of the bank in the process of liquidation; and

WHEREAS, It is charged that it has been the custom of the department to hire favored attorneys and pay them large sums of money out of the assets of banks in liquidation; and

WHEREAS, It is charged that papers have been abstracted from the files of the banking department; and

WHEREAS, It is charged that copies of reports giving the financial condition of various banks have been made and taken out of the office; and

WHEREAS, It is charged that certain conditions of banks have been divulged by the state examiners; and

Digitized by Google

WHEREAS, It is charged that banks were closed upon the order of the superintendent, which paid the creditors one hundred cents on the dollar, and interest on all indebtedness, paid extravagant fees of liquidation and then, after forced sale and securities, had a balance left for the stock owners of the bank; and

WHEREAS, It has been set forth by judicial decisions "that the court was helpless before the acts of bank examiners, superintendents or deputies in piling up expense and mismanaging assets of a bank; and the state bank examiner could not be interfered with, whatever the examiner did; that the examiner was supreme in control of the bank"; and

WHEREAS, Complaints have been made by owners of some of the banks closed upon the order of the state bank superintendent, that their banks were solvent and that every demand of the banking department would have been met had a reasonable time been given and had ordinary business judgment been exercised in making the demand, but being refused this consideration, they lost many thousands of dollars; therefore,

Be it resolved by the General Assembly of Ohio: That three senators appointed by the president of the senate and three members of the house of representatives, appointed by the speaker thereof, shall constitute a committee, who shall, by and with the assistance of the attorney general's department, make an investigation of the conduct of affairs of the banking department of the state of Ohio.

Said committee shall have full power to summon witnesses, to compel their attendance, to administer oaths relative to their testimony, to make examinations, and to compel the production of whatever books, records and documents that may be necessary for their full and complete investigation of the subject matter.

Said committee shall proceed with due promptness to discharge its duties, and upon the completion thereof shall make a report of its findings with a recommendation of such law or laws as in the opinion may be necessary to cure abuses, if any are found in the conduct of the state banking department, and that will give creditors or owners of banks closed by order of the department ample protection against harmful and extravagant handling of the assets of such defunct banks.

Said committee may, in its discretion, employ a stenographer and an expert accountant at current rates, and prosecute its investigation by holding sessions in such place or places of the state as in its judgment it thinks proper. To carry out the provisions of this resolution, said committee is authorized to expend from the money heretofore or hereafter appropriated to discharge the expense of legislative committee, such sum of money as may be necessary, not exceeding fifteen hundred dollars, same to be paid by the state treasurer on the warrant of the state auditor, which warrant shall issue upon filing itemized expense accounts from time to time, the same to be approved by the chairman of the committee.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 8, 1915.

1.

Digitized by Google

[House Joint Resolution No. 4.]

JOINT RESOLUTION

www.libtool.com.cn

Providing for the transfer of seventeen thousand dollars from the personal service fund to the maintenance fund of moneys appropriated to the credit of the supervisor of public printing.

Be it resolved by the General Assembly of the State of Ohio:

That the auditor of state is hereby authorized and directed to transfer the sum of seventeen thousand dollars from the personal service fund to the maintenance fund out of any moneys now appropriated to the credit of the personal service fund of the department of supervisor of public printing and state bindery, and the auditor of state is further authorized and directed to honor any voucher presented by the supervisor of public printing out of the maintenance fund for such amount above mentioned.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 8, 1915.

2.

[House Joint Resolution No. 14.]

JOINT RESOLUTION

Ordering extra copies of H. B. No. 145.

Be it resolved by the General Assembly of the State of Ohio:

That the clerk be, and he hereby is, instructed to cause to be printed two thousand extra copies of H. B. No. 145—Mr. Smith, of Morgan.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

3.

[House Joint Resolution No. 5.]

JOINT RESOLUTION

Suggested form of legislation for giving the state's assent to the act of congress of May 8, 1914.

WHEREAS, The congress of the United States has passed an act approved by the president, May 8, 1914, entitled "An act to provide for co-operative agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act of congress approved July 2, 1862, and of acts supplementary thereto, and the United States department of agriculture," and,

WHEREAS, It is provided in section 3 of the act aforesaid, that the grants of money authorized by this act shall be paid annually "to each

Digitized by Google

state which shall by action of its legislature assent to the provisions of this act," therefore be it

Resolved by the General Assembly of Ohio: That the assent of the legislature of the state of Ohio be and is hereby given to the provisions and requirements of said act, and that the trustees of Ohio state university be and they are hereby authorized and empowered to receive the grants of money appropriated under said act, and to organize and conduct agricultural extension work which shall be carried on in connection with the college of agriculture of Ohio state university, in accordance with the terms and conditions expressed in the act of congress aforesaid.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

4.

[Senate Joint Resolution No. 1.]

JOINT RESOLUTION

Be it resolved by the General Assembly of the State of Ohio:

That a committee of three on the part of the senate and five on the part of the house of representatives be appointed to wait upon and inform the governor that the two houses of the eighty-first general assembly have organized and are ready to receive any communication he may desire to transmit.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

5.

[Senate Joint Resolution No. 2.]

JOINT RESOLUTION

Be it resolved by the General Assembly of the State of Ohio:

That a committee of five on the part of the senate and five on the part of the house, be appointed to make the necessary arrangements for the inauguration of the governor-elect, Honorable Frank B. Willis, on Monday, January 11, 1915.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

6.

Digitized by Google

[Senate Joint Resolution No. 3.]

JOINT RESOLUTION

www.libtool.com.cn

Be it resolved by the General Assembly of the State of Ohio:

That the two houses of the general assembly meet in joint convention in accordance with the provision of the constitution and the law on Tuesday, January 5, 1915, at 11 o'clock a. m., to witness the opening of the votes cast at, and hearing the publishing and declaring of the results of the election held on the first Tuesday after the first Monday in November, 1914, for governor and other constitutional state officers.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

7.

[Senate Joint Resolution No. 4.]

JOINT RESOLUTION

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses of the general assembly adjourn today that it be to meet Monday, January 11th, at 10 o'clock a. m.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

8.

[Senate Joint Resolution No. 5.]

JOINT RESOLUTION

Be it resolved by the General Assembly of the State of Ohio:

That the clerk of the senate and the clerk of the house of representatives be and they are hereby directed to have printed in pamphlet form a list of the members of the senate and house, together with a list of the standing committees of each house, 2,000 copies for the use of the senate and 3,000 copies for the use of the house of representatives.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

9.

Digitized by Google

[Senate Joint Resolution No. 6.]

JOINT RESOLUTION

www.libtool.com.cn

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses of the general assembly adjourn today, that it be to meet Monday, January 18th, at 5 o'clock p. m.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

10.

[Senate Joint Resolution No. 7.]

JOINT RESOLUTION

WHEREAS, The governor of the state, in his message to this general assembly, has made the following observation and recommendation:

"Our first consideration should be not a question of appointment to office, important and proper as these questions are, but rather a reduction in the number of offices to be filled.

"It is urged that careful investigation be undertaken at once, either through your regularly appointed committees or through a joint committee of the senate and the house of representatives especially designated for the purpose of ascertaining definitely what official positions can be abolished and what salaries can be reduced without impairing the efficiency of the public service." And

WHEREAS, It is desired by the general assembly to attain the greatest possible economy consistent with efficiency in the administration of the government of the state; therefore,

Be it resolved by the General Assembly of the State of Ohio: That three members of the senate, appointed by the president of the senate, and three members of the house of representatives, appointed by the speaker of the house, shall constitute a committee who shall investigate the various departments of the state government and definitely ascertain what official positions can be abolished and what salaries can be reduced without impairing the efficiency of the public service.

Said committee shall organize and proceed forthwith to the performance of its duties. Said committee, or a majority thereof, shall have full power to summon witnesses, to compel their attendance, to administer oaths relative to the testimony, to make examinations and to compel the production of whatever books, records and documents that may be necessary and to do all things necessary and proper for their full and complete investigation of the subject matter hereof.

Resolved, That said committee, or a majority thereof, be authorized to employ stenographers and shall make a written report of its findings, with a full transcript of the testimony taken by it, to the general assembly at its present session; and with said report make any recommendations it deems proper for additional legislation which may seem desirable.

Digitized by Google

To carry out the provisions of this resolution, said committee, or a majority thereof, is authorized to expend from joint fund for expenses of legislative committees a sum not exceeding fifteen hundred dollars, the same to be paid by the state treasurer on the warrants of the state auditor, which warrants shall issue upon the filing of itemized expense accounts approved by the chairman of the committee.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

11.

[Senate Joint Resolution No. 8.]

JOINT RESOLUTION

Memorial to congress relative to protection of passenger and shipping interests on the high seas and Great Lakes.

WHEREAS, There is now pending before the congress of the United States two proposed measures purporting to be for the betterment of the conditions of sailors, and the advancement of safety at sea; and

WHEREAS, The most marked requirements of the proposed measures seem formulated to meet conditions existing, or supposed to exist, in sea commerce, but which are made applicable to all merchants vessels exceeding one hundred tons, including the Great Lakes, and

WHEREAS, The proposed measures are made applicable to ocean and lake vessels, without differentiation on account of location, trade routes or manner of conducting business; therefore,

Be it resolved by the Senate and the House of the Eighty-first General Assembly of the State of Ohio; That, without assuming to know as much of the general situation as congress, we express our belief nevertheless, that the best interests of the passengers and seamen, and of the trading and shipping public, can be conserved by exempting the Great Lakes from any measures which congress may, in its wisdom, adopt at this time, applying to ocean traffic, and that if any regulations are deemed necessary for the lakes that they only be enacted after separate consideration of the special conditions surrounding the vessels and trade of the Great Lakes.

Be it further resolved, That the secretary of the state of Ohio is hereby instructed to forthwith transmit certified copies of this resolution to all Ohio members of the senate and house of representatives of congress of the United States, and the clerks of these respective bodies, at Washington, D. C.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

12.

Digitized by Google

[Senate Joint Resolution No. 11.]

JOINT RESOLUTION

www.libtool.com.cn

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses of the general assembly adjourn today, that it be to meet Monday, January 25th, 1915, at 5:00 o'clock p. m.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 11, 1915.

13.

[Senate Joint Resolution No. 16.]

JOINT RESOLUTION

WHEREAS, It is necessary that S. B. No. 80 go into immediate effect, carrying as it does an appropriation for the purchase of an armory building in Cincinnati, Ohio, for the use of Ohio national guard; therefore,

Be it resolved by the General Assembly of the State of Ohio:

That said S. B. No. 80 is thereby ordered to be enrolled in typewriting instead of printing, according to the provisions of section 67, of the General Code.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 16, 1915.

14.

[Senate Joint Resolution No. 17.]

JOINT RESOLUTION

To provide for the printing of one thousand copies of Senate Bill No. 76. To license the traffic of intoxicating liquors.

Be it resolved by the General Assembly of the State of Ohio:

That the clerk be, and he is hereby authorized and required to have printed one thousand copies of Senate Bill No. 76, by Mr. McDermott.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 16, 1915.

15.

Digitized by Google

[Senate Joint Resolution No. 12.]

JOINT RESOLUTION

www.libtool.com.cn

WHEREAS, Seventy-two years ago William McKinley, late president of the United States, first saw the light of day in Niles, Trumbull county, Ohio, and in view of his splendid service as a statesman, that this legislature take appropriate action and officially record, on behalf of the people of Ohio, their appreciation of his high character and his eminent public service to the state at large; therefore be it

Resolved, That we recognize in the life and public service of our late brother in the family relation of state-citizenship, a career of singular power and uplifting influence, an example full of encouragement to constant and high endeavor, an inspiration to patriotism, and object lesson of "high-erected thoughts seated in a heart of courtesy." His broad grasp of great public questions, based upon knowledge digested into wisdom, tempered by experience, and permeated by unfailing regard for the best interests of all the people, has strengthened the ties of brotherhood between ourselves, elevated the American name and deepened respect for the American character throughout all lands, and proved to the world that the heroic age of American statesmanship did not die with Washington, nor with Lincoln, but still survives; and be it further

Resolved, That a copy of this resolution be spread upon the journal of the senate and house of representatives.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 25, 1915.

16.

[Senate Joint Resolution No. 13.]

JOINT RESOLUTION

WHEREAS, On tomorrow, the 29th day of January, recurs the anniversary of the birth of William McKinley, one of Ohio's noblest sons and late president of the United States; therefore,

Be it Resolved, That it is eminently fitting and proper for this the general assembly of his own beloved state of Ohio, on these occasions to officially recognize his great service to the state and nation and recognize in him an exemplar of the loftiest ideals of patriotic citizenship, his wise and constructive statesmanship resulting in making this nation industrially independent, and his unfailing devotion to the welfare of all the people. We recall at this time the following expression from his message to the general assembly of 1894.

"The best government is the one that governs the least, and which keeps safely within the letter and spirit of the constitution; and the best government always is that one which looks after its own and which is in close heart-touch with the highest aspirations of the people"; therefore,

Digitized by Google

Be it further resolved, That when we adjourn it be until five o'clock p. m., Monday February first.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 25, 1915.

17.

[Senate Joint Resolution No. 14.]

JOINT RESOLUTION

Be it resolved by the General Assembly of the State of Ohio:

That the clerk of the senate and the clerk of the house, be authorized and instructed to have published one thousand booklets containing the rules of the eighty-first general assembly and such other matters as in the discretion of the clerks may be proper. Two hundred and fifty copies to be bound in leather and seven hundred and fifty copies to be bound in paper.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 25, 1915.

18.

[Senate Joint Resolution No. 15.]

JOINT RESOLUTION

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses of the general assembly adjourn today that it be to meet Monday, February 8th, at 5:00 o'clock P. M.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted February 25, 1915.

19.

[House Joint Resolution No. 26.]

JOINT RESOLUTION

Authorizing the printing of additional copies of House Bills Nos. 298 and 63.

Be it resolved by the General Assembly of the State of Ohio:

That the clerk of the house be authorized and instructed to have

www.libtool.com.cn

Digitized by Google

printed one thousand additional copies of House Bill No. 298—Mr. Thatcher, also 1000 copies of H. B. No. 63—Mr. Deaton.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 3, 1915.

20.

[House Joint Resolution No. 18.]

JOINT RESOLUTION

Memorializing the senators and representatives to congress, from the state of Ohio, to support H. R. 12292, as amended, popularly known as the "Palmer-Owen Bill", designed to prevent interstate commerce in the products of child labor.

WHEREAS, The people of the state of Ohio, in response to enlightened and humane impulses have, through their representatives, enacted into statute law, provisions for the protection of the state's most valuable asset—its growing children—such laws prohibiting the employment, in mills and factories, of children less than fourteen years of age and embodying, with the exception of the laws of but one state in the union, the most advanced legislation upon the subject; and

WHEREAS, The blot of unrestricted—or practically unrestricted—child labor still rests upon a number of states, the youth and future career of the nation's embryo citizens being sacrificed to the assumed needs of commerce; and

WHEREAS, The reckless waste of future potentiality involved in the industrial exploitation of immature children is uneconomic and wrong and constitutes a crime against childhood and against the race itself; and

WHEREAS, The products of various industries of the state of Ohio, manufactured under humane conditions, and without robbing childhood of its birthright, are forced to seek a market in competition with the output of child labor industries in various states in the Union; and

WHEREAS, Federal H. R. 12292, as amended by the house committee on labor, known as the Palmer-Owen bill, seeks to prohibit the shipment in interstate commerce, of the products of the labor of little children, less than fourteen years of age; and

WHEREAS, Such H. R. 12292 is endorsed by the American Association for Labor Legislation, by organizations of workers and employers alike, by the leaders in contemporaneous thought and by all true men and women familiar with its provisions; and

WHEREAS, The state of Ohio, being, as stated in the vanguard of states in the matter of child protection, a peculiar responsibility rests upon her representatives; now, therefore,

Be it resolved by the General Assembly of the State of Ohio:

That our senators and representatives to congress be requested that they use every legitimate effort to secure the speedy enactment into law of H. R. 12292 as amended.

Digitized by Google

That a copy of this resolution be forwarded to each such senator and representative by the secretary of state of Ohio.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 4, 1915.

21.

[House Joint Resolution No. 24.]

JOINT RESOLUTION

Relative to adjournment of the general assembly in memory of Washington's birthday.

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses adjourn today it be to meet on Tuesday, February 23rd, at 1:30 o'clock p. m.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 4, 1915.

22.

[House Joint Resolution No. 25.]

JOINT RESOLUTION

Relative to enrollment of H. B. No. 334—Mr. Reighard.

WHEREAS, It is necessary that House Bill No. 334—Mr. Reighard, go into immediate effect, carrying as it does appropriations for the department of banks and banking; the securities department and the house of representatives; therefore

Be it resolved by the General Assembly of the State of Ohio:

That said bill, H. B. No. 334—Mr. Reighard, is hereby ordered to be enrolled in typewriting instead of printing, according to the provisions of section 67 of the General Code of Ohio.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 4, 1915.

23.

Digitized by Google

[Am. Senate Joint Resolution No. 19.]

JOINT RESOLUTION

www.libtool.com.cn

To provide for the expenses of the committee appointed to arrange for the inauguration of the governor.

WHEREAS, Expenses have been incurred by the joint legislative committee appointed under the authority of Senate Joint Resolution No. 2 to make the necessary arrangements for the inauguration of the governor, and no provision has been made to pay such expenses, therefore

Be it resolved by the General Assembly of the State of Ohio:

That the expenses incurred by the committee appointed under authority of Senate Joint Resolution No. 2, not to exceed the sum of $1,622.75, shall be paid from the moneys appropriated to discharge the expense of legislative committees, and the auditor of state shall issue his warrant for such amount upon the presentation of itemized statements approved by the chairman of the committee.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 8, 1915.

24.

[Senate Joint Resolution No. 25.]

JOINT RESOLUTION

Be it resolved by the General Assembly of the State of Ohio:

That the clerk of the senate be and he is hereby authorized to have printed seven hundred and fifty additional copies of S. B. No. 125.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 8, 1915.

25.

[House Joint Resolution No. 27.]

JOINT RESOLUTION

To authorize the printing of additional copies of House Bills Nos. 29 and 148 and Amended Senate Bill No. 37 by Mr. Bauer and S. B. No. 6 by Mr. Garver.

Be it resolved by the General Assembly of the State of Ohio:

That the clerk of the house of representatives be and he is hereby authorized to have printed, for the use of the general assembly, five hun-

Digitized by Google

dred (500) additional copies of House Bills Nos. 29 by Mr. Parrett and 148 by Mr. Whittemore and Amended Senate Bill No. 37 by Mr. Bauer and S. B. No. 6 by Mr. Garver.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 8, 1915.

26.

[Senate Joint Resolution No. 26.]

JOINT RESOLUTION

WHEREAS, Mr. John Hays Hammond and Dr. John Wesley Hill, as the accredited representatives of the international peace forum, are now engaged in the laudable purpose of spreading the gospel of peace throughout the United States; and

WHEREAS, The said Mr. John Hays Hammond and Dr. John Wesley Hill, have recently addressed the general assembly of Indiana and other states, and are now in the west, and will pass through the state of Ohio during the coming week; therefore,

Be it resolved, That Mr. John Hays Hammond and Dr. John Wesley Hill, be invited by the president of the senate and the speaker of the house of representatives, to address the general assembly of Ohio in the hall of the house of representatives on Tuesday evening, March 9, 1915, at 7:30 p. m., upon the subject of "International Peace."

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Adopted March 23, 1915.

27.

[House Joint Resolution No. 29.]

JOINT RESOLUTION

Authorizing the printing of additional copies of certain house bills therein named.

Be it resolved by the General Assembly of the State of Ohio:

That there be printed 500 additional copies each of House Bills 323, 344, and Substitute House Bill 29.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Approved March 24, 1915.

28.

Digitized by Google

[House Joint Resolution No. 22.]

JOINT RESOLUTION

www.libtool.com.cn

To provide for the appointment of a joint committee to investigate and suggest ways and means for properly housing the several offices, departments and bureaus of the state government.

WHEREAS, The capitol building of the state of Ohio is no longer adequate to house the offices, departments and bureaus of the state government; and

WHEREAS, The state is paying large sums in rentals aggregating many thousands of dollars; and

WHEREAS, Such rented quarters are inconveniently located and widely scattered, and for that reason are a hindrance to the economical transaction of public business; now therefore

Be it resolved by the General Assembly of the State of Ohio:

That a joint committee of three members of the senate, to be selected by the president of the senate and three members of the house of representatives to be selected by the speaker thereof, be and it hereby is authorized and directed to institute an investigation into the subject of, and suggest ways and means for, properly housing the several offices, departments and bureaus of the state government, and to report to this general assembly at its earliest convenience, the result of its deliberations.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 24, 1915.

29.

[House Joint Resolution No. 20.]

JOINT RESOLUTION

Relating to the appointment of a commission to report as to the establishment of a proper policy and plan for the organized instruction of the students in the schools and colleges of this state, and such other commercial and educational institutions and other associations as may see fit to avail themselves of such instruction, in the use of modern arms, the rudiments of drill and maneuver, and the maintenance and sanitation of camps.

WHEREAS, "We never have had, and while we retain our present principles and ideals we never shall have, a large standing army."

WHEREAS, "We must depend in every time of national peril, in the future as in the past, not upon a standing army, nor yet upon a reserve army, but upon a citizenry trained and accustomed to arms. It will be right enough, right American policy, based upon our accustomed principles and practices, to provide a system by which every citizen who will volunteer for the training may be made familiar with the use

Digitized by Google

of modern arms, the rudiments of drill and maneuver, and the maintenance and sanitation of camps. We should encourage such training and make it a means of discipline which our young men will learn to value. It is right that we should provide it not only, but that we should make it as attractive as possible, and so induce our young men to undergo it at such times as they can command a little freedom and can seek the physical development they need, for mere health's sake, if for nothing else. Every means by which such things can be stimulated is legitimate, and such a method smacks of true American ideas. It is right, too, that the national guard of the states should be developed and strengthened by every means which is not inconsistent with our obligations to our own people or with the established policy of our government. And this, also, not because the time or occasion specially calls for such measures, but because it should be our constant policy to make these provisions for our national peace and safety;" therefore

Be it resolved by the General Assembly of the State of Ohio:

That the governor be, and he hereby is authorized and directed to appoint a commission, consisting of the adjutant general, the superintendent of public instruction, the commandant of the military department of the state university, which commission, on or before the tenth day of April, nineteen hundred and fifteen, shall report to the governor a policy and plan for the organized instruction of the students in the schools and colleges of this state, and such other commercial and educational institutions as may see fit to avail themselves of such instruction, in the use of modern arms, the rudiments of drill and maneuver, and the maintenance and sanitation of camps.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 24, 1915.

30.

[Senate Joint Resolution No. 28.]

JOINT RESOLUTION

To provide for the printing of additional copies of S. B. No. 135.

Be it resolved by the General Assembly of the State of Ohio:

That the clerk be, and he is hereby authorized and required to have printed five hundred additional copies of S. B. No. 135.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted March 24, 1915.

31.

Digitized by Google

[Senate Joint Resolution No. 31.]

JOINT RESOLUTION

www.libtool.com.cn

Resolved by the General Assembly of the State of Ohio:

That the clerk of the senate be and he is hereby authorized to have printed five hundred additional copies of Senate Bill No. 177, and five hundred additional copies of Senate Bill No. 195.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted April 5, 1915.

32.

[Am. Senate Joint Resolution No. 29.]

JOINT RESOLUTION

Resolved by the General Assembly of the State of Ohio:

That the clerk of the senate be and he is hereby authorized to have printed two hundred additional copies of S. B. No. 194.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted April 5, 1915.

33.

[House Joint Resolution No. 42.]

JOINT RESOLUTION

WHEREAS, An error has been found in engrossed amended Senate Bill No. 183—Mr. Moore,

Which error was discovered after such bill had been referred to the joint committee on enrollment, and

WHEREAS, The responsibility for such error has been traced to the printer, who did not correctly print the bill from the original copy furnished him and as the original bill did not contemplate the change made by the printer and the original bill as introduced did not have the word undescored as provided by the joint rules, when new matter is inserted in sections of the General Code sought to be amended, and

WHEREAS, Such bill is now in the possession of the joint committee on enrollment, therefore,

Be it resolved by the General Assembly of the State of Ohio:

That the joint committee on enrollment of the house and senate, be and is hereby authorized, instructed and directed to make the following correction in line 115, section 14 of Amended Senate Bill No. 183—Mr. Moore:

Digitized by Google

Strike out the word "forty" and in lieu thereof insert the word "twenty" so as to correctly describe the degree of heat, inaccurately stated in the bill. When such correction is made the joint committee on enrollment shall have such bill printed in the enrolled form and report same to the house and senate for the signatures of the presiding officers.

Be it further resolved, That the immediate enrollment of this resolution is necessary that the same may be signed before the committee on enrollment make final report on Amended Senate Bill No. 183—Mr. Moore, therefore,

The clerks are hereby authorized to enroll this resolution in typewriting.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted April 21, 1915.

34.

[House Joint Resolution No. 19.]

JOINT RESOLUTION

Proposing a supplement to article XII of the constitution of the state of Ohio, by the addition of a section to be designated section 12 of article XII, relative to the exemption of bonds from taxation.

Be it resolved by the General Assembly of the State of Ohio, Three-fifths of the members elected to both houses concurring therein:

That there shall be submitted to the electors of this state in the manner provided by law, on the first Tuesday after the first Monday in November, 1915, a proposal to supplement article XII by an additional section to be designated section 12, article XII of the constitution of Ohio to read as follows:

SECTION 12. Bonds of the state of Ohio, or of any subdivision or district thereof, authorized by law to issue bonds, issued on or after January 1, 1916, shall be exempt from taxation.

Be it further resolved, That at such election above referred to this supplement shall be placed on the official ballot, in the manner provided by law and designated as follows: "TO EXEMPT BONDS ISSUED ON OR AFTER JANUARY 1, 1916, OF THE STATE OF OHIO, OR ANY SUB-DIVISION OR DISTRICT THEREOF AUTHORIZED BY LAW TO ISSUE BONDS, FROM TAXATION," or in other language sufficiently clear to designate it. If adopted this supplement shall take effect on the first day of January, 1916.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Adopted April 27, 1915.

35

Digitized by Google

[Senate Joint Resolution No. 33.]

JOINT RESOLUTION

www.libtool.com.cn

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses of the general assembly adjourn today that it be to meet Monday, April 5th, at 5:00 o'clock p. m.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Adopted April 27, 1915.

36.

[House Joint Resolution No. 43.]

JOINT RESOLUTION

Authorizing the printing of extra copies of House Bills Nos. 560 and 604.

Be it resolved by the General Assembly of the State of Ohio:

That five hundred additional copies be printed of H. B. No. 560 and one thousand copies of H. B. No. 604.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Adopted April 27, 1915.

37.

[Senate Joint Resolution No. 42.]

JOINT RESOLUTION

Relative to adjournment.

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses of the general assembly adjourn today that it be to meet Monday April 26 at 5:00 o'clock p. m.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Adopted May 5, 1915.

38.

Digitized by Google

[Senate Joint Resolution No. 39.]

JOINT RESOLUTION

www.libtool.com.cn

To provide for the printing of additional copies of S. B. No. 282.

Be it resolved by the General Assembly of the State of Ohio:

That the clerk be, and he is hereby authorized and instructed to print six hundred additional copies of S. B. No. 282—Mr. Winans.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Adopted May 5, 1915.

39.

[Senate Joint Resolution No. 45.]

JOINT RESOLUTION

WHEREAS, An error has been found in engrossed Amended Substitute Senate Bill No. 7—Mr. Lloyd, which error was discovered after such bill had been referred to the joint committee on enrollment; and

WHEREAS, Such error arises from an amendment made in the house to said bill, of record on page 25 of the house journal of Wednesday, April 21, 1915, as follows: In line 77, strike out the word "two" and insert the word "one", and

WHEREAS, Such bill is now in the possession of the joint committee on enrollment; now, therefore,

Be it resolved by the General Assembly of the State of Ohio:

That the joint committee on enrollment of the house and senate be and is hereby authorized and directed to make the following correction in line 77 of Amended Substitute Senate Bill No. 7—Mr. Lloyd: Strike out the word "dollars" and insert the word "dollar" and when such correction is made, the joint committee on enrollment shall report the same to the house and senate for the signatures of the presiding officers.

Be it further resolved, That the immediate enrollment of this resolution is necessary that the same be signed before the committee on enrollment makes final report on Amended Substitute Senate Bill No. 7—Mr. Lloyd, therefore, the clerks are authorized to enroll this resolution in typewriting.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted, ————————, 1915.

40.

Digitized by Google

[Senate Joint Resolution No. 43.]

JOINT RESOLUTION

www.libtool.com.cn

WHEREAS, An error has been found in engrossed S. B. No. 155—Mr. Myers, which error was discovered after such bill had been referred to the joint committee on enrollment; and

WHEREAS, The responsibility for such error has been traced to the printer, who did not correctly print the bill from the original copy furnished him, and as the original bill did not contemplate the change made by the printer and the original bill as introduced did not have the word underscored as provided by the joint rules, when new matter is inserted in section of the General Code sought to be amended; and

WHEREAS, Such bill is now in the possession of the joint committee on enrollment; therefore

Be it resolved by the General Assembly of the State of Ohio:

That the joint committee on enrollment of the house and senate, be and is hereby authorized, instructed and directed to make the following correction in lines 15 and 22 of S. B. No. 155—Mr. Myers:

Strike out the word "Consruct" as inaccurately stated in line 15 and insert in lieu thereof the word "construct".

In line 22 strike out the word "consructed" and insert in lieu thereof the word "constructed" as was printed in the original bill, and inaccurately stated in the bill as printed.

When such correction is made the joint committee on enrollment shall have such bill printed in the enrolled form and report to the house and senate for the signatures of the presiding officers.

Be it further resolved, That the immediate enrollment of this resolution is necessary that same may be signed before the committee on enrollment make final report on S. B. No. 155—Mr. Myers, therefore, the clerks are hereby authorized to enroll this resolution in typewriting.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted, ————, 1915.

41.

[House Joint Resolution No. 47.]

JOINT RESOLUTION

Directing corrections of errors in House Bill No. 29—Parrett-Whittemore.

Be it resolved by the General Assembly of the State of Ohio:

That the joint committee on enrollment is hereby empowered, ordered and directed to correct the following errors in Amended House Bill No. 29—Parrett-Whittemore, which bill has passed both the house of representatives and senate:

In line 115 change comma to period after "April".

Digitized by Google

In line 164a after the word "wards" insert a comma.
In line 164i after the word "therein" insert a semicolon.
In line 168 after the word "city" insert a comma.
In line 183 after the word "city" insert a comma.
In line 230 after the word "city" insert a comma.
In line 233 after the word "city" insert a comma.
In line 237 after the word "city" insert a comma.
In line 254 strike out the comma after "which".
In line 328 before the word "In" insert "Sec. 32." and a period after 32.
In line 476 add "s" to the word "right".
In line 478b at the end of the line insert a period.
In line 482 begin the word "the" with a capital "T."
In line 486 after "1916" insert a comma.
In line 507a begin the word "the" at the beginning of the line with a capital "T".
In line 511 insert a comma before the word "if".
In line 543b after "thereof" insert "in".
In line 543y at the end of the line after the word "him" insert a period.
In line 738 add "s" to the word "regulation".
In line 875 add "s" to "deduction".
In line 888 add an apostrophe after "days".
In line 911 strike out "be" and insert a comma after the word "shall".

Be it further resolved, That the immediate enrollment of this resolution is necessary that same may be signed before the committee on enrollment makes final report on Amended House Bill No. 29—Parrett-Whittemore, therefore, the clerks are authorized to enroll this resolution in typewriting.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 5th, 1915.

42

[Senate Joint Resolution No. 40.]

JOINT RESOLUTION

WHEREAS, By a resolution adopted by the 80th general assembly there has been prepared, printed and distributed one volume of the "Ohio Legislative History;" and

WHEREAS, There are many and frequent demands from educational institutions of this and other states for a continuance of this valuable work; therefore,

Be it resolved by the General Assembly of the State of Ohio:

That there is hereby authorized the preparation and printing in book form twenty-five hundred copies each of volume two and three of "Ohio Legislative History" for 1913-1914 and 1915-1916, in connection with

Digitized by Google

the official history of the state administration for the same years; the foregoing work to be done under the direction of the president of the senate and the speaker of the house of representatives.

The said publication to be printed, bound and finished, as nearly as possible, to correspond with volume one issued in the year 1914. When the manuscript for such volumes is fully completed, said manuscript shall be delivered to the supervisor of public printing, who is hereby directed to have printed and bound as herein set forth and deliver to the secretary of state for distribution as follows:

One copy to every city and circulating school library in the state; one copy to every college and high school library in Ohio; three copies to each member of the 81st general assembly; and one copy to each elective officer thereof; three copies to each department of the state government, except the executive office which shall receive ten copies; and one copy to each accredited newspaper correspondent in the 81st general assembly. The remaining copies shall be held by the secretary of state to be sold at a price to be fixed by the commissioners of public printing.

Be it further Resolved:

That to defray the expense of the preparation of said volumes two and three of the "Ohio Legislative History" the finance committees of the senate and house of representatives are hereby directed and authorized to appropriate the sum of thirty-two hundred dollars, which sum shall be in full for the services of the legislative historian and his assistants.

The amount herein named for the preparation of such volumes shall be paid in installments, as the work progresses, and upon vouchers signed by the president of the senate. Said work shall be completed and ready for distribution before October 1, 1916.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 14, 1915.

43.

[House Joint Resolution No. 46.]

JOINT RESOLUTION

Relative to adjournment.

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses of the general assembly adjourn today, that it shall be to meet Tuesday, May 4th, at 11 o'clock a. m.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 14, 1915.

44.

Digitized by Google

[House Joint Resolution No. 38.]

www.libtool.com.cn

JOINT RESOLUTION

Relative to the appointment of a committee to be called the Ohio State Committee on Rural Credits and Co-operation.

Be it resolved by the General Assembly of the State of Ohio:

That the governor is hereby authorized to appoint three citizens of Ohio to serve without compensation as a temporary committee to be called the Ohio state committee on rural credits and co-operation.

It shall be the power and duty of said committee to investigate and examine existing conditions and laws of Ohio bearing on the subjects indicated by its name and, on or before the next session of the legislature, to submit to the governor a report containing the findings of said committee, together with its suggestions and recommendations as to what changes in or additions to said laws should be made, and what other steps should be taken in order to improve rural credits, banking and financial facilities and effect the co-operative organization of the farmers of this state. Said committee shall appoint its own secretary.

The report of said committee shall be transmitted by the governor to the legislature at its next session, with such comment as he shall deem advisable to make.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 15, 1915.

45.

[House Joint Resolution No. 48.]

JOINT RESOLUTION

Providing for an adjournment of the general assembly.

Be it resolved by the General Assembly of the State of Ohio:

That when the two houses of the general assembly adjourn today, it be to meet Thursday, May 13, at ten o'clock a. m.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 15, 1915.

46.

[Senate Joint Resolution No. 51.]

JOINT RESOLUTION

Directing the enrollment in typewriting of certain bills and this joint resolution.

Be it resolved by the General Assembly of the State of Ohio:

That the clerks of the senate and house of representatives are hereby

Digitized by Google

authorized and directed to enroll S. B. 264, Mr. Bauer, and S. B. No. 255, Mr. Pink, in typewriting. The enrollment in typewriting being necessary that the laws may become effective at the earliest possible date.

Be it further resolved: That the clerks of the senate and house are hereby authorized and directed to enroll this resolution in typewriting.

CHARLES D. CONOVER,
Speaker of the House of Representatives.

JOHN H. ARNOLD,
President of the Senate.

Adopted May 17, 1915.

47.

[House Joint Resolution No. 33.]

JOINT RESOLUTION

Authorizing the governor to accept, in the name of the state of Ohio, certain described territory from the Maumee Valley Pioneer and Historical Association.

WHEREAS; The Maumee Valley Pioneer Historical Association is the owner of certain land in Perrysburg township, Wood county, Ohio; and

WHEREAS; The said association proposes to transfer the same to the state of Ohio for historical purposes; now therefore;

Be it resolved by the General Assembly of the State of Ohio:

That the governor be and he is hereby authorized to accept from the Maumee Valley Pioneer and Historical Association, in the name of and for the use of the state of Ohio, the following described land, which was conveyed by W. Butler Duncan to the said association on October 2, 1903; the deed for which was recorded November 14, 1903, at page 395, Vol. 136 in the Record of Deeds, Wood county; namely:

Being a part of river tract No. 66 in Perrysburg township, Wood county, Ohio, more particularly described as follows:

Beginning at a point on the west line of river tract No. 66 where said west line crosses the center line of the river road so-called, (said river road being a southwesterly extension or continuation of Front street in the village of Perrysburg), thence north along the west line of said river tract No. 66 four hundred and ninety (490) feet to a point; thence south 74° 15′ east, six hundred and sixty-one (661) feet to a point in the center line of said river road, so-called, at the western extremity of a culvert; thence south 6° 30′ two hundred and seventy-five and two-tenths (275.2) feet to a point; thence south 1° west one hundred and thirty-two (132) feet to a point; thence south 75° west seven hundred and seven and nine-tenths (707.9) feet to a point in the west line of said river tract No. 66; thence north along said west line two hundred and ninety-two and five-tenths (292.5) feet to the place of beginning; containing eight and fifty-five hundredths (8.55) acres more or less.

Resolved, That the attorney general shall examine the title to said land, before its acceptance by the governor, and perform such other serv-

Digitized by Google

ices in connection with such transfer of title as may be necessary in the case.

www.libtool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
C. J. HOWARD,
President pro tem. of the Senate.

Adopted May 19, 1915.

48.

[Senate Joint Resolution No. 50.]

JOINT RESOLUTION

Relative to correcting error in H. B. No. 132.

WHEREAS, An error has been found in engrossed H. B. No. 132, Mr. Platt, which error was discovered after such bill had been referred to the joint committee on enrollment, and

WHEREAS, Such bill is now in possession of the joint committee on enrollment, therefore

Be it resolved by the General Assembly of the State of Ohio:

That the joint committee on enrollment of the house and senate, be and hereby is authorized, instructed and directed to make the following correction in lines 68 and 93a of H. B. No. 132, Mr. Platt: Strike out the word "residents" in line 68 and insert in lieu thereof the word "resident."

In line 93a insert a comma after the word "diacetyl-etermorphine."

When such correction is made the joint committee on enrollment shall have such bill printed in the enrolled form and report the same to the house and senate for the signatures of the presiding officers.

Be it further resolved: That the immediate enrollment of this resolution is necessary that same may be signed before the committee on enrollment make final report on H. B. No. 132, Mr. Platt, therefore

The clerks are hereby authorized to enroll this resolution in typewriting.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 20, 1915.

49.

[Senate Joint Resolution No. 54.]

JOINT RESOLUTION

Be it resolved by the General Assembly of the State of Ohio:

That the clerk of the senate and the clerk of the house of representatives be, and they are hereby instructed, authorized and directed to prepare and have printed in book form, bound in buckram, twenty-five hun-

Digitized by Google

dred copies of the "Ohio Legislative Manual," one thousand copies for the use of the members of the senate and fifteen hundred copies for the use of the members of the house of representatives.

www.hdbsl.com.cn

Such clerks shall receive no extra compensation, but shall be reimbursed for any expense incurred in the preparation of such legislative manual. The manual shall contain the joint rules of the eighty-first general assembly, the rules of the senate and house of representatives, together with a list of members and the standing committees of each house, all sections of statutes, state and federal, relating in any way to the powers and duties of the general assembly; also the compilation of all decisions of the supreme court in any way affecting legislative procedure and the passage and adoption of bills and resolutions and such other matter as such clerks may deem appropriate for the information of the members.

Be it further resolved: That when the manuscript for such Ohio Legislative Manual is fully completed, such manuscript shall be delivered to the state superintendent of public printing, who is hereby instructed, authorized and directed to have same printed and bound as herein set forth and in such size as shall be determined by the clerks of the two houses. When completed, the state supervisor of public printing shall deliver such volumes to the clerks as herein provided for distribution.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 27, 1915.

50.

[House Joint Resolution No. 41.]

JOINT RESOLUTION

Requesting United States senators and members of congress from the state of Ohio to take action to restore prosperity in these United States.

WHEREAS, The democratic party in November, 1912, by a plurality of the electors of the United States, elected a democratic administration and congress upon a platform pledging a downward revision of the tariff in such a form as to encourage the opening of American markets to the world without injuring or destroying American industry, and without cheapening American labor or causing loss of employment; and

WHEREAS, It was guaranteed that this downward revision of the tariff would produce sufficient revenue to defray the expenditures of government without levying additional burdens of taxation upon the people, that it would bring about a speedy reduction in the cost of the necessaries of life that labor would secure a substantial advantage by the establishment of wages upon a competitive basis; and

WHEREAS, The 80th general assembly of Ohio, in H. J. R. No. 54, memorialized Ohio's delegation in congress to support the national administration in carrying out its plans and policies; and

WHEREAS, It is now apparent that the democratic administration has failed to fulfill its promises made to the electors with satisfaction;

Digitized by Google

that the citizens have to meet increased prices in many of the necessaries of life; that industry has been throttled and commerce has been paralyzed; that millions of workers have been thrown out of employment; that business has been robbed of all certainties under laws that have hampered by ambiguous restrictions and requirements; that expenditures of government have been enormously increased; that a burden of direct taxation has been levied upon the people by a so-called war tax in a time of peace as a result of unwise and uncalled for legislation: therefore

Be it resolved by the Eighty-first General Assembly of the State of Ohio: That we urge the democratic national administration, in the face of these obvious conditions, to return to the protective policy under which and under which only, this county has progressed and labor benefited.

Resolved, That we ask the national administration to give us performance instead of platitude, employment rather than epigram, security rather than sophistry; and especially do we ask in troublous times like these, statesmanlike diplomacy instead of Chautauquan proclamations and protocols; and be it further

Resolved, That we call attention to the fact that the majority of the members of the 80th general assembly who voted for H. J. R. No. 54 and the majority of the representatives in congress they sought to instruct, have been "recalled" by the people of Ohio; and we now call upon the representatives of Ohio in the congress of the United States to join with all patriots in the policies which have always made for the protection and prosperity of Americans at home and abroad.

Resolved, That the secretary of state be and is hereby directed to forward a copy of these resolutions to Ohio's United States senators and representatives in congress.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 27, 1915.

51.

[House Joint Resolution No. 49.]

JOINT RESOLUTION

Providing for the distribution of certain histories of the civil war.

WHEREAS, There remains in storage in the capitol building a considerable number of books containing interesting and valuable history of the participation of Ohio troops in the historic battles of Shiloh, Vicksburg and Antietam in the civil war; and

WHEREAS, Some proper disposition should be made of such publications of especial interest to a patriotic people; now therefore

Be it resolved by the General Assembly of the State of Ohio:

That the adjutant general be and he is hereby authorized and directed to deliver to the sergeants-at-arms of the senate and house of rep-

Digitized by Google

resentatives, for distribution as hereafter provided, all surplus copies now in his possession of the histories of Ohio troops participating in the battles of Shiloh, Vicksburg and Antietam in the civil war.

Resolved, That said sergeant-at-arms are hereby directed to deliver to each member of their respective houses for such public distribution as is possible to them, four copies of the history of Ohio troops at Shiloh, three copies of the history of Ohio troops at Vicksburg, and one copy of the history of Ohio troops at Antietam; the remaining copies of such histories, if any, to be delivered to the presiding officers of the two houses for distribution among the officers and employes of the assembly, or in such other manner as they deem proper.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 27, 1915.

52.

[House Joint Resolution No. 51.]

JOINT RESOLUTION

Fixing the day of the adjournment of the regular session of the 81st general assembly.

Be it resolved by the General Assembly of the State of Ohio:

That when the senate and house of representatives adjourn on the 15th day of May, 1915, it be to meet again on the 17th day of May, 1915, at two thirty p. m. and then recess Thursday, May 20th, 1915, to meet again on the 27th day of May, 1915, at nine o'clock a. m., and that the eighty-first general assembly adjourn sine die on the 27th day of May, 1915.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 27, 1915.

53.

[House Joint Resolution No. 52.]

JOINT RESOLUTION

To correct an error in enrolled H. B. No. 713.

WHEREAS, An error has been found in engrossed House Bill No. 713 —Mr. Nieding; which error was discovered after such bill had been referred to the joint committee on enrollment.

WHEREAS, Such bill is now in the possession of the joint committee on enrollment, now therefore,

Digitized by Google

Be it resolved by the General Assembly of the State of Ohio:

That the joint committee on enrollment of the house and senate be and is hereby authorized, instructed and directed to make the following correction: In lines 13 and 14 strike out the words "in the court of common pleas and the proper county," and insert in lieu thereof "in the proper county and in the court of common pleas thereof."

Be it further resolved, That the immediate enrollment of this resolution is necessary that the same be signed before the committee on enrollment makes final report on H. B. No. 713—Mr. Nieding, therefore, the clerks are authorized to enroll this resolution in typewriting.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 27, 1915.

54.

[Senate Joint Resolution No. 37.]

JOINT RESOLUTION

Relative to appointing a committee to make arrangements for a reunion of the members and officers of the 81st general assembly.

Be it resolved by the General Assembly of the State of Ohio:

That a committee of six, three on the part of the senate to be named by the president of the senate, and three on the part of the house of representatives to be named by the speaker thereof, be appointed to make arrangements for a reunion of the members and officers of the 81st general assembly during the season of 1915.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 27, 1915.

55.

[House Joint Resolution No. 54.]

JOINT RESOLUTION

Providing for the printing and distribution of twenty-five thousand copies of the Cass road law (Am. S. B. No. 125).

Be it resolved by the General Assembly of the State of Ohio:

That the secretary of state is hereby authorized and directed to have printed in pamphlet form, for general distribution, twenty-five thousand copies of Amended S. B. No. 125—Mr. Cass, "To provide a system of highway laws for the state of Ohio," in the form in which it has passed the general assembly, said distribution to be made as follows: twenty-five copies of said pamphlet shall be sent to the home address of each member of the eighty-first general assembly; five thou-

Digitized by Google

sand copies shall be delivered to the state highway commissioner for distribution in the prosecution of the work of his department; five thousand copies shall be distributed by the secretary of state in such manner as he deems proper; and the remainder shall be delivered to the several county auditors of the state for distribution, each auditor to receive such number of copies as equals an allotment of seventy copies for each member of the general assembly from such county.

www.jbfool.com.cn

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 27th, 1915.

56.

[House Joint Resolution No. 55.]

JOINT RESOLUTION

Providing for a committee to wait upon the governor and inform him that the general assembly is now ready to adjourn.

Be it resolved by the General Assembly of the State of Ohio:

That a committee of three on the part of the Senate, and three on the part of the house of representatives be appointed to wait upon the governor and inform him that the regular session of the general assembly is ready to adjourn, and ascertain whether he has any further communication to submit.

CHARLES D. CONOVER,
Speaker of the House of Representatives.
JOHN H. ARNOLD,
President of the Senate.

Adopted May 27, 1915.

57.

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

STATE OF OHIO,
OFFICE OF THE SECRETARY OF STATE.

I, C. Q. HILDEBRANT, secretary of state of the state of Ohio, do hereby certify that the foregoing acts and joint resolutions were printed under and by the authority of the general assembly of said state, and that the same are true copies, copied from the original rolls on file in this office of the acts passed and the joint resolutions adopted by the eighty-first general assembly of the state of Ohio, at its regular session, begun January 4, 1915, and ended May 27, 1915, and held in the city of Columbus.

In testimony whereof, I have hereunto subscribed my name, and affixed my official seal, at Columbus, the 9th day of June, A. D. 1915.

C. Q. HILDEBRANT,
Secretary of State.

(Seal)

Digitized by Google

TIMES FOR HOLDING THE COURTS OF APPEALS AND COURTS OF COMMON PLEAS IN OHIO IN 1915.

Counties.	County Seats.	Appellate District.	Courts of Appeals.	Courts of Common Pleas.
Adams	West Union	4	March 16, November 23	February 15, May 17, October 11.
Allen	Lima	3	January 5, September 14	January 5, April 26, September 28.
Ashland	Ashland	5	April 20, October 12	February 15, May 10, September 13.
Ashtabula	Jefferson	7	January 25, August 30	January 4, April 5, September 27.
Athens	Athens	4	January 12, October 12	February 8, May 3, November 8.
Auglaize	Wapakoneta	3	January 5, September 14	January 4, May 3, October 4.
Belmont	St. Clairsville	7	May 3, December 6	January 12, March 30, September 21.
Brown	Georgetown	4	March 23, November 25	January 19, April 27, October 12.
Butler	Hamilton	1	April 12, October 11	January 4, May 3, October 4.
Carroll	Carrollton	7	February 3, September 8	January 11, May 10, September 27.
Champaign	Urbana	2	April 14, October 27	January 4, May 3, October 4.
Clark	Springfield	2	May 17, December 6	January 4, May 3, October 4.
Clermont	Batavia	1	April 5, October 4	January 11, May 3, October 4.
Clinton	Wilmington	1	April 29, October 28	January 4, May 3, October 4.
Columbiana	Lisbon	7	April 5, November 8	January 18, May 3, September 20.
Coshocton	Coshocton	5	May 25, November 23	January 11, April 12, September 27.
Crawford	Bucyrus	3	January 5, September 14	January 4, April 5, September 13.
Cuyahoga	Cleveland	8	January 11, October 4	January 4, April 5, July 12, August 30.
Darke	Greenville	2	May 3, November 22	January 4, May 3, October 4.
Defiance	Defiance	3	January 5, September 14	January 12, May 10, November 3.
Delaware	Delaware	5	May 18, November 30	January 11, April 5, September 13.
Erie	Sandusky	6	April 5, September 20	January 11, April 12, September 13.
Fairfield	Lancaster	5	March 23, September 21	January 4, April 19, October 25.
Fayette	Washington C. H.	2	May 10, November 29	January 4, May 3, October 4.
Franklin	Columbus	2	January 4, September 20	January 4, April 12, September 20.
Fulton	Wauseon	6	May 17, November 3	March 22, June 7, October 25.
Gallia	Gallipolis	4	February 9, November 3	February 8, May 17, November 8.
Geauga	Chardon	7	February 2, September 7	January 11, April 5, September 27.
Greene	Xenia	2	March 28, October 18	January 4, May 3, October 4.
Guernsey	Cambridge	7	April 12, November 15	February 1, May 3, October 4.
Hamilton	Cincinnati	1	January 4, November 1	1st Monday January, April, July and October.
Hancock	Findlay	3	January 5, September 14	January 4, April 5, September 13.
Hardin	Kenton	3	January 5, September 14	January 4, April 5, September 13.
Harrison	Cadiz	7	April 26, November 29	January 4, March 15, September 6.
Henry	Napoleon	3	January 5, September 14	January 5, April 20, September 28.
Highland	Hillsboro	4	March 30, November 30	January 11, April 12, October 4.
Hocking	Logan	4	January 19, October 19	January 11, April 19, October 25.
Holmes	Millersburg	5	March 29, October 26	January 25, April 26, September 27.
Huron	Norwalk	6	April 12, September 27	January 11, April 12, September 13.
Jackson	Jackson	4	May 4, December 16	January 4, May 10, September 20.
Jefferson	Steubenville	7	May 10, December 13	January 4, April 5, September 7.
Knox	Mt. Vernon	5	April 6, October 19	January 11, April 12, October 11.
Lake	Painesville	7	February 1, September 6	January 11, April 5, September 27.
Lawrence	Ironton	4	February 16, November 9	January 11, April 26, September 6.
Licking	Newark	5	March 2, October 5	January 11, April 5, September 13.

www.libtool.com.cn

Digitized by Google

Logan	Bellefontaine	3	January 5, September 14	January 4, April 5, September 13.
Lorain	Elyria	8	April 26, September 27	January 11, April 12, September 13.
Lucas	Toledo	6	January 4, November 8	January 4, April 5, September 13.
Madison	London	2	April 12, October 25	January 11, April 12, October 4.
Mahoning	Youngstown	7	February 23, September 27	January 4, May 3, September 6.
Marion	Marion	3	January 5, September 14	January 4, April 5, September 13.
Medina	Medina	8	May 6, September 22	January 11, April 12, September 13.
Meigs	Pomeroy	4	February 2, October 28	February 8, May 17, November 8.
Mercer	Celina	3	January 5, September 14	January 4, April 5, October 4.
Miami	Troy	2	April 19, November 8	January 4, April 12, October 4.
Monroe	Woodsfield	7	April 20, November 23	January 5, May 3, November 8.
Montgomery	Dayton	2	May 24, December 13	January 4, April 5, October 4.
Morgan	McConnelsville	2	May 11, November 3	January 5, April 6, October 5.
Morrow	Mt. Gilead	5	June 1, December 7	January 11, April 12, September 13.
Muskingum	Zanesville	5	May 4, November 9	January 4, April 5, September 20.
Noble	Caldwell	7	April 19, November 22	January 4, May 3, October 4.
Ottawa	Port Clinton	6	April 26, October 11	January 11, April 12, September 13.
Paulding	Paulding	3	January 5, September 14	January 11, April 5, October 4.
Perry	New Lexington	5	April 27, November 16	February 8, May 3, November 8.
Pickaway	Circleville	4	April 6, December 7	January 4, April 12, October 4.
Pike	Waverly	4	April 27, December 14	February 15, May 17, November 8.
Portage	Ravenna	7	February 15, September 20	January 4, April 5, September 6.
Preble	Eaton	2	April 28, November 17	January 4, May 3, October 4.
Putnam	Ottawa	3	January 5, September 14	February 23, May 26, November 3.
Richland	Mansfield	5	January 5, September 7	January 4, April 5, September 13.
Ross	Chillicothe	4	April 13, December 9	January 4, April 5, October 4.
Sandusky	Fremont	6	April 19, October 4	January 11, April 12, September 13.
Scioto	Portsmouth	4	March 2, November 16	February 8, April 19, September 13.
Seneca	Tiffin	3	January 5, September 14	January 4, April 5, September 13.
Shelby	Sidney	2	April 26, November 15	January 4, April 19, October 25.
Stark	Canton	5	February 9, September 28	January 4, May 3, September 20.
Summit	Akron	8	April 12, September 13	January 11, April 12, September 13.
Trumbull	Warren	7	February 8, September 13	January 18, April 19, September 20.
Tuscarawas	New Philadelphia	5	June 8, December 14	January 4, April 5, September 20.
Union	Marysville	3	January 5, September 14	January 4, April 5, September 13.
Van Wert	Van Wert	3	January 5, September 14	January 11, April 5, October 4.
Vinton	McArthur	4	January 26, October 26	March 15, June 7, December 6.
Warren	Lebanon	1	April 26, October 25	January 4, April 5, October 11.
Washington	Marietta	4	January 5, October 5	January 11, April 12, September 20.
Wayne	Wooster	5	January 26, September 14	January 25, April 26, September 27.
Williams	Bryan	6	May 10, October 25	February 22, May 3, September 27.
Wood	Bowling Green	6	May 3, October 18	January 4, April 5, September 13.
Wyandot	Upper Sandusky	3	January 5, September 14	January 4, April 5, September 13.

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Index to Laws.

	Page.
ACCUSED PERSON—	
Depriving of counsel, unlawful	208
ACTIONS—	
Where brought against and service upon receivers of railroads	135
Where brought in cases of divorce and alimony and residence of plaintiff required	339
ADJUTANT GENERAL—	
Appropriations	711, 791
Approval of annual allowance by, for expenses of divisions of O. N. G.	520
Assistants to	471
Distribution and sale of rosters of Ohio soldiers in the war with Spain by	332
Enlistment of contributing members of O. N. G. by	519
Ex-officio member of board of public buildings	463
Powers and duties of, relative to state house, offices, buildings, etc.	319
Rent of offices and buildings by, for departments and officers	319
ADVERTISING—	
Bills for, audited by supervisor and approved by commissioners of public printing	32
AGRICULTURE—	
Supervision and teaching of, in the public schools	111
AGRICULTURAL AGENT—	
Appropriation by county for support and expenses of	358
Creation of office of, and duties imposed	356
State aid for support of	357
AGRICULTURAL COMMISSION—	
Abolishment of, and duties conferred upon board of agriculture of Ohio	143–177
Appropriations	36, 673, 755
Metal tags issued by, to licensees in Lake Erie district	9
Permit by, to propagate certain game birds	237
AGRICULTURAL EXPERIMENT STATION—	
Creation of board of control of, appointment of members, powers and duties	122–127
Establishment of state forests by board of control of	540
AGRICULTURAL EXTENSION COW TESTING AND BIOLOGICAL SURVEY—	
Appropriations	97, 747, 822
AGRICULTURAL LIME AND RAW GROUND LIMESTONE—	
License to sell, required	338
AGRICULTURAL SCHOOLS—	
Control and supervision of	320
Establishment of, at New Lyme	320
AGRICULTURAL SOCIETIES—	
County commissioners authorized to levy tax to improve real estate of	484
Independent, may receive financial aid, how	273
Meeting of presidents of, with board of agriculture, annually	145

Digitized by Google

	Page.
ALIMONY—	
Actions for, where brought and residence of plaintiff required	339
Delay in decree of divorce until alimony is paid	343
ANIMALS—	
Appropriation to pay for burial of killed, on account of foot and mouth disease	215–224
Appropriations to pay owners of killed, to prevent spread of foot and mouth disease	117, 466
Appropriations to pay owners of property destroyed on account of foot and mouth disease of	210, 214
Compensation for killed	150
Duties of board relative to, affected with contagious disease	149
Duty of owners of diseased	149
ANNUAL REPORTS—	
Arrangement of matter in	516
Binding of	175
Collation, publication, binding and distribution of, of all state departments, institutions, boards and commissions	508–517
Copies of, authorized of appointive state officers	175
ANTITOXIN—	
Selling of, distributed by state board of health prohibited	23
State board of health to produce, for distribution in cases of diphtheria	23
APIARIES—	
Inspection and disinfection of, by board of agriculture	162–163
APPOINTING BOARD—	
How constituted, to name district liquor traffic inspectors	562
APPOINTIVE STATE OFFICERS AND BOARDS—	
Annual reports of, authorized	175
APPROPRIATIONS—	
Adjutant general	711–791
Agricultural extension, cow testing and biological survey	97, 747, 822
Agricultural commission	36, 673, 755
Aid schools for deaf, crippled and blind children	336
Archaeological and historical society	40, 678, 759
Armory building in Cincinnati	3
Armory funds	711, 791
Attorney general	41, 679, 760
Auditor of state	42, 336, 507, 680, 761
Automobile department	77, 721, 801
Battle flags, for display of	304
Banks and banking	10, 44, 681, 763
Board of administration	33, 507, 667, 731
Board of pardons	50, 689, 770
Board of public buildings	466
Bowling Green normal school	88, 737, 812
Bureau of building and loan associations	46, 684, 765
Bureau of inspection and supervision of public offices	43, 680, 762
Bureau of vital statistics	78, 722, 802
Budget commissioner	50, 689, 770
Children's welfare department	47
Claims of owners of animals killed	117
Clerk of supreme court	82, 726, 806

www.libtool.com.cn

Digitized by Google

APPROPRIATIONS—Continued. Page.

Cincinnati Enquirer ---- 507
Civil service commission ---- 48, 686, 767
Commission for the blind ---- 683, 764
Commissioners of public printing ---- 71, 507, 714, 794
Commissioner of soldiers' claims ---- 79, 723, 803
Deficiencies ---- 10
Deficiencies unauthorized ---- 507
Department of nurse regulation ---- 707, 789
Emergency board ---- 709, 789
Executive department ---- 49, 688, 769
General, 1916-1917 ---- 751–829
General, 1915-1916 ---- 666–750
General, Feb. 16, 1915-June 30, 1915 ---- 33
General assembly, salary of employes and mileage of members ---- 316
Geological survey ---- 51, 691, 772
Gray, H. C ---- 507
Headquarters, Ohio G. A. R ---- 51, 690, 772
Highway department ---- 53, 419, 452, 693, 775
House of representatives ---- 11, 75, 719, 798
Industrial commission of Ohio ---- 22, 55, 695, 776
Insurance department ---- 59, 700, 781
Irreducible debt, common schools ---- 127
Judiciary ---- 60, 700, 782
Kent normal school ---- 90, 739, 814
Legislative reference department ---- 60, 701, 783
Library organizer ---- 62, 702, 784
Lima state hospital ---- 63, 704, 785
Miami university ---- 91, 741, 816
Miscellaneous ---- 66, 708, 789
Ohio board of administration ---- 33, 507, 667, 731
Ohio commission for the blind ---- 44
Ohio national guard ---- 68, 709, 790
Ohio reformatory for women ---- 73, 719, 796
Ohio soldiers' and sailors' orphans' home ---- 91, 741, 803
Ohio state board of charities ---- 46, 685, 766
Ohio state university ---- 95, 745, 820
Ohio university ---- 93, 743, 818
Ohio institution for treatment and education of deformed and crippled children ---- 709
Ohio penitentiary commission ---- 709
Olmstead brothers ---- 507
Panama-Pacific exposition commissioner ---- 708
Public instruction ---- 58, 507, 699, 780
Prosecution and transportation of convicts ---- 73, 507, 716
Public utilities commission ---- 85, 730, 809
Public works ---- 87, 733, 811
Reformatory for women ---- 717, 796
Secretary of state ---- 76, 720, 800
Senate ---- 74, 720, 799
State bindery ---- 72, 715, 795
State board of embalming examiners ---- 49, 507, 687, 769
State board of health ---- 52, 691, 773
State board of pharmacy ---- 70, 714, 794

www.libool.com.cn

Digitized by Google

APPROPRIATIONS—Concluded. Page.
State dental board---48, 687, 768
State board of uniform state laws---709, 789
State fire marshal---50, 689, 771
State forests---540
State house and grounds---69, 712, 792
State library---61, 701, 783
State liquor licensing board---65, 706, 787
State medical board---66, 707, 788
State oil inspector---70, 713, 793
Supreme court and law library---81, 726, 805
Supreme court reporter---82, 727, 806
Sundry---22, 834–844
Superintendent of public instruction---58, 507, 699, 780
Supervisor of public printing---71, 715, 795
Tax commission of Ohio---83, 727, 807
Topographic survey---84, 729
Traveling library---83, 727
Treasurer of state---84, 730, 808
Weak school districts---336
Wilberforce university---98, 748, 823
ARCHAEOLOGICAL AND HISTORICAL SOCIETY—
Appropriations---40, 678, 759
Care and control of Fort Laurens, Tuscarawas county---186
ARMORY BUILDING—
Appropriation for, in Cincinnati---3
Donation of land for site of, by Cincinnati---4
Maximum expenditures for---103
Use and occupancy of---344
ARMORY FUND—
Appropriations---711, 791
ASSEMBLY HALLS AND THEATRES—
Regulations and construction of, in rural districts---444
ASSESSMENT DISTRICTS—
How composed---250
ASSESSMENTS—
Proceedings for levying and collecting---308
Special, by municipalities for boulevards, parkways, etc---308
ASSESSORS—
Election, qualification and duties relative to the listing and valuation of property---250–272
ATHENS—
President and trustees of Ohio university authorized to sell certain real estate in---449
ATTORNEYS—
Allowance of compensation for, in certain cases---105
ATTORNEY-AT-LAW—
Person representing himself as, when not licensed, unlawful---344
ATTORNEY GENERAL—
Appropriations---41, 679, 760
Legal adviser of board of agriculture of Ohio---148
Printing and distribution of opinions of---516

www.libtool.com.cn

Digitized by Google

	Page.
AUDITOR OF STATE—	
Annual audit and inventory of state treasury by	239
Appropriations	42, 336, 507, 680, 761
Authorized to [illegible] and appropriated by P. C. C. & St. L. Ry., in Gnadenhutten	142
Daily statement of balances by	239
Duties of, as chief inspector and supervisor of public offices	26
Payments into state treasury shall be by pay-in-order or draft of	239
Report by, of sheep killed or injured, to board of agriculture	176
Tax duplicate required to be set up by, for the collection of certain taxes and revenues	500–504
AUTOMOBILE DEPARTMENT—	
Appropriations	77, 721, 801
BALLOTS—	
Constitutional amendments, returns of votes cast for and against	479
Contents of, and arrangement of tickets on	346
Crimes and misdemeanors relating to, in referendum elections	20–21
Destruction of, when and how	209
Form of, on question of employment of agricultural agent	359
Holding of, subject to order of court in contest of referendum elections	18
Opening of, in contested cases	209
Per cent. of, written on, required to nominate at primary elections	207
Preservation of all	209
Preservation of, in referendum elections	20
Procedure when contest on state referendum involves counting of	18
Void on account of error, fraud, etc., in referendum elections	20
BANKS—	
Giving check, draft or order on, with intent to defraud	443
BANKS AND BANKING—	
Amendment of act relative to the powers and duties of the superintendent of	360–365
Appropriations	10, 44, 681, 763
BATTLE FLAGS—	
Appropriation for display of, in state house	304
BLIND, DEAF, DUMB, ETC.—	
Person falsely representing himself as, unlawful	207
BOARD OF AGRICULTURE OF OHIO—	
Analysis of feed stuffs by	158
Annual report, bulletins and record of acts required	176
Appointment by, of chief deputy and special wardens	170
Appointment of members of	555
Creation, organization, powers and duties of	143–177
Disposition of fees, fines, forfeitures and penalties by	174
Duties of, relative to independent agricultural societies	273
Duties of, relative to inspection and analysis of commercial fertilizers	160–162
Election of president of	555
Enforcement of laws by, for protection of birds, fish and game	175
Enforcement of laws by, relative to standards of foods, drinks and drugs	163
Insect pests and plant diseases, control of	151
Inspection of apiaries by	162–163
License by, to sell feed stuffs	157
License to sell agricultural lime and raw ground limestone issued by	338

Digitized by Google

BOARD OF AGRICULTURE OF OHIO—Concluded. Page.

Nurseries and orchards, inspection of---- 152
Permit by, to propagate certain game birds for commercial purposes_ 237
Privilege of, in maintaining hatcheries and ta[illegible] u---- 174
Propagation and protection of birds, animals and fish by---- 166
Report to, of licenses issued and fees received by certain officers---- 172
Rights and powers of agricultural commission conferred upon---- 177
Uniform brand for cheese prescribed by---- 167
Veterinary examiners appointed by, qualification, term and duties--- 165
Weights and measures laws enforced by---- 168

BOARD OF APPOINTMENT—

How composed and duty as to naming of members of boards of revision ---- 433

BOARD OF CONTROL—

Creation of, for Ohio agriculture experiment station, powers and duties ---- 122–127
Purchase of land by, for establishment of state forests---- 540

BOARD OF EDUCATION—

Act regulating the legal publication of notice and sale of bonds by-- 492
Application of money derived from bond issue---- 11
Appointment of, in newly created districts---- 398
Appointment of members of, in new districts in certain cases---- 550
Arrangement of districts by county boards of---- 397
Authorized to issue bonds when 50% of tax collection is enjoined, etc. 11
Authorized to pay teachers who attended institutes---- 558
Bond issues by, authorized to repair damage by floods, 1913---- 354
County board of education fund, how established and for what expended ---- 399
Depots for shelter of children, must be provided by, in certain districts 496
Deposit of school fund by, in school districts---- 328
Division of county districts into supervision districts, by county board ---- 396
Duties of, relative to use of school building for educational and recreational purposes ---- 552
Election of members of, in new districts---- 550
Lawful deposit of certain fees and trust funds by---- 556
Liability of, upon failure to provide depository---- 328
Number of teachers, county board may require the county superintendent to supervise---- 396
Superintendent or teacher employed by, shall not be agent for text books or supplies---- 447
Supervision of rural and village schools by county board---- 439
Supervision of schools by rural or village board---- 398
Transfer of all or part of one district to another by county board---- 397
What persons may be admitted to schools free---- 489

BOARD OF PARDONS—

Appropriations ---- 50, 689, 770

BOARD OF PUBLIC BUILDINGS—

Appointment of members of, their powers and duties---- 463–466
Appropriations for ---- 466

BOARDS OF REVISION—

Appointment of members of, their powers and duties---- 254–272, 433
Board of appointment to name members of---- 433
Bond of members of---- 251
Organization of, record of proceedings---- 433

Digitized by Google

BOARD OF STATE CHARITIES— Page.
Application of money received for board of inmates---------- 503
Appropriations ---------- ----------46, 685, 766
Collections by, for support of patients in Ohio state sanatorium----- 559
Traveling and other expenses of dependent or neglected child shall be charged to the county---------- 502

BONDS—
Act regulating the legal publication of notice and sale of all public- 492–496
Application of money derived from issue of---------- 11
Conduct of elections when question of issue of, is submitted to vote- 16
Interest and sinking fund levies to pay, issued under section 1259, exempt from limitations---------- 461
Issue and sale of, by county commissioners for specific purposes----- 536
Issue and sale of, by municipalities for specific purposes---------- 536
Issue and sale of, by township trustees for specific purposes-------- 536
Procedure in case of lost or destroyed---------- 303
Submission of question of issue of, by county commissioners-------- 16
Taxing districts authorized to issue, when 50% of tax collection is enjoined, etc. ---------- 11
Trustees may issue, for terminal facilities and betterment of railway- 196

BOTTLES, TANKS AND OTHER CONTAINERS—
Act providing registration of, by manufacturers and dealers-------- 108

BOULEVARDS AND PARKWAYS—
Special assessments by municipalities for---------- 308

BOWLING GREEN NORMAL SCHOOL—
Appropriations ---------- ----------88, 737, 812

BUDGET COMMISSIONER—
Appropriations ---------- ----50, 689, 770

BUILDING AND LOAN ASSOCIATIONS—
Extension of time for repayment of funds deposited with, in flood districts ---------- ---------- 8, 184
Purchase of interest bearing obligations by, permitted---------- 431
Sale of obligations secured by mortgages to close up business by, permitted ---------- ---------- 431
Schedule of fees to be paid inspector by foreign---------- 236
Terms and conditions of holding and repayment of deposits with---- 8, 184

BUILDING CODE—
Buildings and structures to which building code act does not apply-- 441
Regulations in the construction of theaters and assembly halls in rural districts ---------- 444

BUREAU OF BUILDING AND LOAN ASSOCIATIONS—
Appropriations ---------- ----------46, 684, 765

BUREAU OF INSPECTION AND SUPERVISION OF PUBLIC OFFICES—
Appropriations ---------- ----------43, 672, 680
Powers and duties of---------- 26

BUREAU OF VITAL STATISTICS—
Appointment of registrar, qualifications and duties---------- 338
Appropriations ---------- ----------78, 722, 802

BURYING GROUNDS—
Conveyance of certain, to township trustees authorized---------- 305
Joint meeting for election of trustees of---------- 345

Digitized by Google

	Page.
BUTLER COUNTY—	
Authority to pay Emma Eaton as teacher, St. Clair district	226
Monument at Hamilton turned over to	181
Proceedings in error or appeal in municipal court of Hamilton	187
CABOOSE CARS—	
Size of, operated upon railroads, specified	429
CANAL PROPERTY—	
Act empowering rapid transit commissioners to construct and equip electric railways and terminals on leased	286–292
Amendment of act extending existing leases of	353
CANDIDATES—	
Act providing for placing names of, on primary ballot without circulating petitions	542–549
Per cent. of ballots required written on, to nominate, at primary elections	207
Printing or posting anonymous attacks upon, unlawful	350
CAPITOL SQUARE—	
Grant of easement under portions of, for comfort stations	348
CARNAL KNOWLEDGE—	
Attempt to have, a crime, when	243
CEMETERIES—	
Authority to convey certain, to township trustees	305
Joint meeting for election of trustees of	345
CERTIFICATES—	
Procedure in case of lost or destroyed	303
CERTIFICATE OF ELECTORS—	
Form of, which shall accompany declaration of candidacy	547
CHALLENGED—	
Questions by judges when person offering to vote is	323
CHATTELS—	
Act regulating the licensing of persons and companies loaning money upon	281–286
Loans upon, without license, unlawful	281
CHECK, DRAFT OR ORDER—	
Giving, with intent to defraud, unlawful	443
CHEESE—	
False branding of, prohibited	167
Registration of manufacturers of	167
Uniform stencil brand for	167
CHIEF JUSTICE—	
Judge named by, to hear contest on questions submitted by referendum	18
CHILDBIRTH—	
Duties of physicians and midwives for the prevention of blindness of infants	321
CHILDREN—	
Appropriation to aid schools for deaf, crippled and blind	336
Delinquent and dependent defined	458
CHILDREN'S HOME—	
Property used for the support of, exempt from taxation	179
CHILDREN'S WELFARE DEPARTMENT—	
Appropriations	47

Digitized by Google

	Page.
CINCINNATI—	
Amendment of act creating municipal court in	481
Amendment of act providing for lease of further part of Miami and Erie Canal to	293
State board of liquor licensing commissioners authorized to pay Louis A. Traub of	295
CINCINNATI ENQUIRER—	
Appropriation	507
CITY PLANNING COMMISSION—	
Provision for establishment of, powers and duties	455
CIVIL SERVICE COMMISSION—	
Act providing for appointment of, term, powers and duties in the state, counties, cities and city school districts	400–419
Appointment of, term, powers and duties in municipalities	413
Appropriations	48, 686, 767
Division of state into districts by	415
CIVIL SERVICE OF OHIO—	
Act providing for, in the state, counties, cities and city school districts	400–419
Division of state into districts by commission	415
CLERK OF COURT OF COMMON PLEAS—	
Certified list of officers and men of O. N. G. filed with	520
Custodian of jury wheel	535
Drawing of grand and petit jurors, by	521
Duties of, relative to names selected as jurors	535
Duty of, when new jury required or filling regular panel	535
Entry and publication of order by, fixing times of holding court	462
Issue and record of hunters' licenses by	171
Lawful deposit of certain fees and trust funds by	556
Report of licenses issued and fees to board of agriculture	172
CLERK OF SUPREME COURT—	
Appropriations	82, 726, 806
Salary of	28
CLEVELAND—	
Amendment of act establishing municipal court in	274
Sale of state land in, authorized	498
COAL MINES—	
Amendment of act relating to the weighing of coal at	350
COLUMBUS—	
Establishment of municipal court in the city of	365–380
COMFORT STATIONS—	
Easement granted under lands of capitol square for constructing	348
COMMERCIAL FERTILIZERS—	
Duties of manufacturers, dealers and board of agriculture relative to	160–162
Evidence, jurisdiction and penalty for sale of, in violation of law	162
COMMISSION FOR THE BLIND—	
Appropriations	683, 674
COMMISSIONERS OF PUBLIC PRINTING—	
Appropriations	71, 507, 714, 794
Approval of bills by, for state advertising	32
Classification of public printing	515
Contracts for public printing, how let	515
Powers and duties of, relative to the publication of all reports, bulletins and pamphlets	514–517
Secretary of state, auditor of state and attorney general ex-officio members	515

www.tipfool.com.cn

Digitized by Google

	Page.
COMMISSIONER OF SOLDIERS' CLAIMS—	
Annual salary of	6
Appropriations	79, 723, 803
COMMON CARRIER—	
Report by, to board of agriculture of shipments without certificate	154
COMMON SCHOOLS—	
Appropriations	127
Consideration for land appropriated by P. C. C. & St. L. Ry. credited to fund of	143
COMPENSATION—	
Additional, for deputies in various county offices	14
CONGRESSIONAL DISTRICTS—	
Apportionment of Ohio into, under thirteenth census	474
CONSTABLE—	
Service of coroner's writs by	448
CONSTITUTIONAL AMENDMENTS—	
Printing or posting of anonymous attacks on, unlawful	350
Returns of votes cast for and against by election officers	479
CONTEST OF ELECTIONS—	
Procedure in, on questions submitted by referendum	17–22
CONTRACTORS, SUBCONTRACTORS AND MATERIAL MEN—	
Rights and duties under mechanics' lien law	522–534
CORONER—	
Penalty for neglect or refusal to perform duty	448
Service of writs issued by	448
CORPORATIONS—	
Borrowing on mortgages by, permitted	553
Right of domestic, foreign or municipal to appropriate land	347
CORRUPT PRACTICES—	
Certain acts defined as, relating to elections	437
Hauling inmates of soldiers' home to polls, not	451
COSTS—	
Allowance of taxpayers', in certain cases	105
Recovery of, when judgment reversed	134
COUNCIL—	
Compensation of members of, in cities	114
COUNTY AUDITOR—	
Annual detailed report by	487
Assessment duplicate prepared by, for land owner's proportion of road improvement	602
Copies of notice by, in the improvement of county rivers and ditches	135
Duties of, relative to the listing of property for taxation	246–272
Lawful deposit of certain fees and trust funds by	556
Penalty for neglect or failure to make annual report	488
Publication of annual report by	488
Submission of annual report of, to common pleas judge for certification	488
COUNTY BOARD OF EDUCATION FUND—	
How established and for what expended	399
COUNTY BOARDS OF REVISION—	
Appointment of members of, their powers and duties	254–272
Bond of members of	251

www.ttbtool.com.cn

Digitized by Google

	Page.
COUNTY BUDGET COMMISSION—	
Creation of, members, powers and duties	180
COUNTY COMMISSIONERS—	
Act regulating the legal publication of notice and sale of bonds by	492–496
Aggregate sum for assistants and deputies of county officers fixed by	14
Alteration or elimination of grade or other crossings by	206
Annual appropriation by, for memorial day	105
Application of money derived from bond issue of	11
Appropriation by, for support and expense of agricultural agent	358
Authorized to issue bonds when 50% of tax collection is enjoined, etc.	11
Bond issue authorized by, to repair damage by floods, 1913	354
Extension of park commissioners budget showing purpose of expenditures by	137
Highway laws, powers and duties of, under	574–666
Issue and sale of bonds by, for specific purposes	536
Power of, to acquire land and erect buildings	423
Procedure by, in appropriation of property for park and boulevard purposes	138
Procedure by, in the issue of lost or destroyed bonds	303
Release of collateral securities by, of county depositories	186
Report to, by board of trustees of county library	487
Rooms and equipment furnished by, for boards of revision	270
Sale of real estate by, when not needed for public use	399
Selection and purchase of county experiment farm by	123–127
Submission of question by, of employment of agricultural agent	358
Submission of question of bond issue by	16
Submission of question of tax levy by, for soldiers' monument	190
Tax levy by, for erection of memorial structures	456
Tax levy by, for repair when road district dissolved	201
Tax levy by, to improve real estate of agricultural societies	484
COUNTY DEPOSITORIES—	
Hypothecation of securities by	186
Limitation of amount deposited in	505
Release of securities as collateral, by county commissioners	186
COUNTY DITCHES, RIVERS AND CREEKS—	
Notice to land owners in the improvement of	135
COUNTY EXPERIMENT FARMS—	
Sale of unused	126
Selection, purchase, equipment, use and management of	123–127
COUNTY HIGHWAY SUPERINTENDENT—	
Compensation of	612
Highway laws, powers and duties under act providing system of	612–666
COUNTY LIBRARY—	
Annual report of trustees of, to county commissioners	485
Care and control of, bestowed by gift or bequest	485
Organization of board of trustees of	486
Who entitled to use of	485
COUNTY OFFICERS—	
Additional allowance for assistants, etc., how obtained	15
Compensation for deputies, assistants, clerks, etc	14
COUNTY RECORDER—	
Cancellation of certificates by, under act providing optional registration of land titles	25
Lawful deposit of certain fees and trust funds by	556

www.libtool.com.cn

Digitized by Google

	Page.
COUNTY SUPERINTENDENT—	
Supervision of teaching of agriculture in public schools by	111
COUNTY SURVEYOR—	
Highway laws, powers and duties of, under	574–666
COUNTY TREASURER—	
Custodian of county library fund	486
Lawful deposits of certain fees and trust funds by	556
Legal transfer of securities as collateral by	186
COUNTY TREASURER'S OFFICE—	
Law providing appointment of examiners of, by probate court, repealed	24
COURT—	
Allowance of taxpayer's cost and attorneys compensation by	105
COURT CONSTABLES—	
Compensation of, fixed by judge	347
COURT OF COMMON PLEAS—	
Additional judge of, Montgomery county, division of domestic relations	424
Additional judge provided for, Lorain county	315
Additional judge provided for, Summit county	539
Appointment of county library trustees by judge of	485
Appointment of jury commissioners by judge of	106
Compensation of court constables fixed by judge of	347
Days of open session of	463
Duties of, in election contests on questions submitted by referendum	17–22
Judge of, may designate jury commissioners as assignment commissioners	535
Hearing by, for additional allowance for assistants upon application of county officers	15
Order by, relative to registration of land titles in judicial sales	24
Petition and hearing in, for equitable apportionment of expense in district tuberculosis hospital	506
Reversal, vacation or modification of judgments of	307
Times of holding and how fixed	462
COURT REPORTS—	
Contract for printing and binding	244
COURT REPORTER—	
Contract by, for printing and binding court reports	244
COURTS OF APPEALS—	
Judgments reversed, vacated or modified by	307
CRIMES AND OFFENSES—	
Accused person, depriving such of counsel	208
Animals, sale or other disposition of diseased	151
Apiaries, owners of, obstructing board of agriculture in inspection	163
Assessment officials, divulging information acquired as, or for fraudulent valuation	271
Attorney at law, person representing himself as, when not licensed	344
Ballot, tampering with or changing	19
Banks and banking, failure to keep secrets by superintendent, examiner or employe	364
Bee colonies, sale of diseased	163
Board of agriculture of Ohio, interference by owner of factory, creamery or store, in discharge of duties	167

www.libtool.com.cn

Digitized by Google

CRIMES AND OFFENSES—Continued. Page.
Board of agriculture of Ohio, non-compliance with rules of..... 151
Bottles, tins, tanks, kegs, etc., violation of act requiring registration of 108
Blind, deaf, dumb, etc., person falsely representing himself as being.. 207
Carnal knowledge, attempt to have..... 243
Chattels, violation of act regulating and licensing persons loaning money upon 285
Check, draft or order for money, giving with intent to defraud..... 443
Cheese, unlawful branding of..... 167
Civil service, violation of act providing for..... 417
Closed highway, driving over..... 660
Coal, violation of act relating to the weighing of, at the mines..... 351
County auditor, failure or neglect of to make detailed financial annual report 488
Dentist, failure to display license..... 300
Dentist, employment of unlicensed..... 300
Dentistry, practicing under other than individual name..... 299
Diphtheria antitoxin distributed by the state, selling of..... 23
Ditch, drain or water course, obstructing..... 659
Dragging roads, failure or neglect of official charged with the duty of 660
Election officials, attempting to prevent or hinder inspector or challenger 21
Election judges and clerks, fraud, gross negligence and misconduct of.. 19
Election judges and clerks, offenses of relating to ballots..... 21
Election officials, failure of to perform duty..... 21
Election officials, wearing badge, sign, etc., indicating preference..... 21
Feed stuffs, misstatement of component parts of..... 158
Feed stuffs, obstructing in taking samples of..... 158
Fertilizers, violations of act regulating the sale of..... 162
Fishing districts, violation of laws regulating the taking or catching of fish in..... 173
Foreign flag or emblem, display of on public buildings..... 342
Game birds, violation of act providing for propagation of certain..... 238
Gas companies, failure to provide meter prover and photometer..... 555
Ginseng or golden seal, destruction of beds of..... 104
Guide-post, signs, etc., on highways, altering or destroying..... 659
Highways, digging, excavating or building fence on..... 660
Highway officials, refusal or neglect of to perform duty..... 659
Hunting and trapping upon land or lake of another without permit.. 176
Inflammation of the eyes of the new born, violation of act for the prevention of 322
Initiative and referendum petitions, violation of act safeguarding..... 443
Loan companies, violation of act regulating and licensing..... 285
Marker or monument along highway, altering or injuring..... 659
Motion picture films, violation of act relating to the censoring of..... 326
Motormen and conductors, violation of act providing protection for.. 128
Motor vehicle, sale of from which number has been removed or destroyed 191
Motor vehicles, failure of manufacturer or dealer to keep record of.. 661
Nails, glass, tacks, etc., placing upon highway..... 661
Nurse, practicing as registered without certificate..... 195
Nursery stock, failure to destroy when ordered..... 155

Digitized by Google

CRIMES AND OFFENSES—Concluded. Page.

Official making an arrest, hindering or obstructing---------- 660
Oil, sale of rejected by inspector---------- 232–313
Oil, gasoline and naphtha, violation of act regulating inspection of--- 233–314
Ohio national guard, discrimination against officer or enlisted man in- 473
Obstructions in highway, placing---------- 660
Park commissioners interested in contracts---------- 138
Public parks, lakes and reservoirs, violation of laws and rules providing control and management of---------- 396
Insurance, misrepresentation in soliciting---------- 235
Road machinery and tools belonging to state or county, possession of without authority ---------- 661
School books or supplies, superintendent or teacher acting as agent for 447
State pleasure resorts, trespassing at---------- 176
Tax levy, neglect of officials to make for improvement of roads------ 660
Taxing officials, divulging information acquired as, or for fraudulent valuation ---------- 271
Traction engine, driving with destructive tires on highway--------- 660
Traffic rules, violation of---------- 661
Wages, violation of act regulating and licensing persons loaning money upon ---------- 285
Weights and measures, violation of law regulating---------- 169
Weeds, briers, bushes, etc., failure to cut along highway---------- 661

CRIMINAL COURT—
Establishment of, in city of Lima---------- 112

COURTS-MARTIAL—
Organization of, practice and procedure---------- 472

DAYTON—
Governor authorized to deed real estate in Montgomery county to--- 426

DEAF, CRIPPLED AND BLIND—
Appropriation to aid schools for---------- 336

DECLARATION OF CANDIDACY—
Form of, required for placing names on primary ballot and when and where filed ---------- 542–549

DEE, ELMER, ET AL.—
Council of Grove City authorized to pay---------- 504

DEFICIENCIES UNAUTHORIZED—
Appropriations ---------- 507

DEHNHOFF, NATHAN L.—
Act for the relief of, Hocking county---------- 352

DELINQUENT AND DEPENDENT CHILD—
Definitions of ---------- 458

DEPOSITORIES OF STATE FUNDS—
Designation of and limitation of amount in---------- 505
Extension of time to, in flood districts for repayment of deposits----- 8, 184

DEPOSITORY—
Designation of and limitation of amount in---------- 505

DEPUTY STATE SUPERVISORS OF ELECTIONS—
Duties of, in contest of questions submitted by referendum--------- 17–22
Duties of, in submission of question of bond issuse---------- 16
Duties of, relative to the sufficiency of signatures to I. and R. petitions 295
Duties of, under act providing for placing names on primary ballot without circulating petitions---------- 542–549

www.ebtool.com.cn

Digitized by Google

DEPUTY STATE SUPERVISORS OF ELECTIONS—Concluded. Page.
Preservation of all ballots by ... 209
Prosecuting attorney, legal adviser of ... 452
State or national home shall be made a separate election precinct by ... 450
Submission of question by, of detachment of territory ... 301
Submission of question by, of employment of agricultural agent ... 358
Time when I. and R. petitions must be returned to secretary of state by ... 296
When and how ballots should be destroyed by ... 209
DIPHTHERIA—
Antitoxin for the prevention and cure of, distributed by state board of health ... 23
DISTRICT LIQUOR LICENSING BOARD—
Appointment of, powers and duties ... 562–570
DISTRICT LIQUOR TRAFFIC SUPERVISORS—
Appointment of, powers and duties ... 565–570
Qualifications of, and oath of office ... 564
Time of meeting of, and organization ... 563
DIVORCE AND ALIMONY—
Actions for, where brought and period of residence required ... 339
Copy of petition mailed to counsel in cases where defendant a foreign subject ... 343
Delay of decree in cases of, until alimony is secured ... 343
EASEMENT—
Granted under lands of capitol square for comfort stations ... 348
EATON, EMMA—
Authority to pay as teacher, St. Clair district, Butler county ... 226
ELECTIONS—
Act providing for honest on questions submitted by referendum ... 17–22
Bond issue, submission of question of, for improvement of township roads ... 591
Challengers, committee shall name in referendum ... 20
Challenge and oath of persons offering to vote at ... 323
Conduct of, in submission of questions of bond issues by county commissioners ... 16
Contest of, in subdivisions on questions submitted by referendum ... 20
Contest of, on questions submitted by referendum ... 17–22
Corrupt practices at, defined ... 437
County experiment farm, question of tax for, submitted at ... 124
Hauling inmates of soldiers' home to polls not corrupt practice ... 451
Law establishing election precinct in Holmes county, repealed ... 141
Opening of ballots in contested ... 209
Per cent. of ballots written on, required to nominate at primaries ... 207
Primaries, act providing for placing names on ballot without circulating petitions ... 542–549
Printing or posting anonymous attacks on candidates at ... 350
Proclamation and certification of result of referendum ... 20
Purchase of property containing stone and gravel by township trustees, submitted at ... 133
Question of detachment of territory, submitted at ... 301
Returns of votes cast for and against constitutional amendments ... 479
Stone or gravel property, submission of question of purchase of ... 653

Digitized by Google

	Page.
ELECTION PRECINCTS—	
Law establishing, in Holmes county, repealed	141
State or national home for soldiers shall constitute a separate	450
ELECTIVE FRANCHISE—	
Establishing the right of, by person offering to vote	323
ELECTIVE STATE OFFICERS—	
Collation, publication, binding and distribution of annual reports of	508–517
ELECTRIC LIGHT, HEAT AND POWER COMPANIES—	
Authority to appropriate trees and branches interfering with the operation of	337
ELECTRIC RAILWAYS—	
Authority to appropriate trees and branches interfering with the operation of	337
Full stop of cars on, when approaching steam railway	541
Modification of full stop requirement	541
Service upon receiver of	135
EMERGENCY BOARD—	
Appropriations	709, 789
Authority of, to permit officer to attend convention outside of state	183
Creation of, organization, powers and duties	182
Expenditures in case of deficiency or emergency must be authorized by	183
EMINENT DOMAIN—	
Procedure under, to appropriate property for parks and boulevards	138
EMPLOYES—	
Compensation of, in general assembly	13, 14
EPIZOOTIC—	
Appropriation to pay for burial of animals killed on account of	215–224
Appropriation to pay owners of animals killed to prevent spread of	117, 466
Appropriation to pay owners of property destroyed on account of	210–214
EXECUTIVE DEPARTMENT—	
Appropriations	49, 688, 769
EXPRESS COMPANIES—	
Annual statement by, to tax commission	571
FARMERS' INSTITUTE SOCIETIES—	
Lecturers at, furnished by the state	357
Number of meetings in each county	356
Organization of	356
FEEBLE-MINDED—	
County liability for inmate's support and expenses in institutions for	503
Who may be admitted to institutions for	5
FEED STUFFS—	
Adulteration of, prohibited	159
Analysis of	157
Annual license to sell	157
Definition of	157
FEES AND TRUST FUNDS—	
Lawful deposit of, by public officials	556
FEMALES—	
Admission, sentence and transfer of, to Ohio reformatory for women	130–131
FIRE INSURANCE COMPANIES—	
Revocation of license to	240
Taxation of	240

www.libtool.com.cn

Digitized by Google

	Page.
FISCAL YEAR—	
Beginning and ending of	508
FISH AND GAME—	
Aggregate amount of game permitted to be taken from state	173
Attachment of metal tags to nets required	173
Disposition of fees, fines and penalties under laws relating to	174
Enforcement of laws for the protection of	175
German carp, provisions relating to taking or catching	174
Hunter's license, resident and non-resident required	171
Issue of license to take or catch, in Lake Erie district	173
Killing by use of any explosive or electricity prohibited	174
Killing or injuring at state pleasure resorts prohibited	176
Open and closed season for game birds	110
Open season for rabbits	439
Per cent. of catch of fish under size, not unlawful	13
Powers, duties and compensation of wardens	170
Propagation and protection of	166
Propagation of certain game birds for commercial purposes, lawful	237
Removal of head or tail of fish forbidden	12
Sizes of fish unlawful to catch in Lake Erie district	12
Size of meshes in fish nets used in Lake Erie district	5
Taking of spawn by board of agriculture	174
Taking or catching black and other species of bass	200
Written consent of land owner required	173
FISH NETS—	
Lawful, in Lake Erie fishing district	10
License required to use, in Lake Erie district	173
Metal tags for, and attachment of	9, 173
Size of meshes used in, regulated	5
FLAG OF OHIO—	
Official, description and specifications	341
FLAG OR EMBLEM—	
Display of foreign, on public building unlawful	342
FLETCHER, MYRTLE—	
Board of education authorized to pay as teacher	29
FLOOD DISTRICTS—	
Conditions of holding and repayment of funds in depositories in	8, 184
Extension of time for repayment of funds deposited in	8, 184
FLORO, EZEKIEL, ET AL.—	
Act for relief of	198
FOOD, DRINKS AND DRUGS—	
Enforcement of laws relating to impure, and adoption of standards of, by board of agriculture	163
FOOT AND MOUTH DISEASE—	
Appropriations for burial of animals killed on account of	215–224
Appropriations to pay owners for animals killed to prevent spread of	117, 466
Appropriations to pay owners for property destroyed on account of	210–214
FORT LAURENS—	
Purchase and preservation of	185
FREIGHT RATES—	
Section 8980 relating to, repealed	333
FREMONT—	
County commissioners authorized to transfer portion of certain taxes collected to	334

www.jbtool.com.cn

Digitized by Google

	Page.
GAME BIRDS—	
Aggregate amount of game permitted to be taken from state	173
Killing or injuring at state pleasure resorts prohibited	176
Open and closed season for	110
Powers, duties and compensation of wardens relative to	170
Propagation and protection of	166
Propagation of certain, for commercial purposes	237
Resident and non-resident hunter's license required	171
Written consent of land owner required	173
GAME FISH—	
Season for taking or catching black or other species of bass	200
GAME WARDENS—	
Appointment of chief deputy and special, by board of agriculture	170
Duties and compensation of	170
Hunter's license, resident and non-resident required	171
GAS COMPANIES—	
Apparatus required for measurement of service and supply, required	554
Examination and test of appliances for the measurement of the product and service of, by commission	554
Merchantable gas defined	554
GASOLINE, OIL, PETROLEUM, ETC.—	
Act providing for the inspection of	228–233, 309–315
Fees for inspection of	503
GEAUGA COUNTY—	
Board of education authorized to pay Pauline Pease as teacher	31
Board of education authorized to pay Myrtle Fletcher as teacher	29
GENERAL APPROPRIATIONS—	
Year, 1915-1916	666–750
Year, 1916-1917	751–829
GENERAL ASSEMBLY—	
Appropriation to pay salary of employes and mileage of members	316
Compensation of employes of	13, 14
Members of, ineligible to certain appointments and employments	306
Publication and binding of laws enacted by eighty-first	440
GENERAL CODE—	
Act (66 v. 180)—repealed	666
Act section 2 (86 v. 541)—amended	334
Act (94 v. 643)—repealed	141
Act (101 v. 200)—repealed	666
Act (101 v. 341)—repealed	666
Act (102 v. 111)—amended	196
Act (102 v. 333)—repealed	666
Act sections 1, 2, 3 (103 v. 148)—amended	8, 184
Act sections 1, 2, 3, 4, 5, 6, 7, 8, 9 (103 v. 155)—repealed	666
Act sections 122 and 123 (103 v. 340)—amended	143
Act section 3 (103 v. 141)—amended	354
Act sections 5 and 6 (103 v. 720)—amended	293

Section.		Page.	Section.		Page.
15	Am.	306	51	Am.	14
20	Sup.	425	56	Am.	13
23	Sup.	245	79	Am.	470
24	Sup.	500	84	Am.	470
28	Am.	341	85	R.	517

Digitized by Google

GENERAL CODE—Continued.

www.libtool.com.cn

Section.		Page.	Section.		Page.
92	R.	517	798	R.	517
146	Am.	319	803 to 804	R.	517
173	A. & S.	508	808	R.	517
199	Am.	338	841	Am.	240, 500
248	Am.	238	843	R.	517
253	Am.	508	844 to 846	Am.	228, 309
260–1	Am.	508	847	A. & S.	228, 309
260–4	R.	517	848 to 868	Am.	228, 309
262 to 263	Am.	238	850	Am.	500
265	Am.	143	853	R.	517
274	Am.	26	871–4	Am.	26
300	R.	238	871–22	Am.	508
302	Am.	238	871–48 to 871–49	Am.	325
303	R.	238	871–52	A & S.	325
304 to 305	Am.	238	978–1 to 978–3	Am.	350
306 to 307	R.	238	978–6	Am.	350
308	Am.	238	1079	Am.	555
319	R.	517	1083	Am.	555
320–1	R.	517	1079–1089	Am.	143
356	Am.	508	1090	R.	177
402	R.	517	1091 to 1136	Am.	143
417 to 418	Am.	226	1136–1	Am.	143
472	Am.	518	1136–a	R.	177
479	N. M.	380	1137 to 1169	Am.	143
479	Sup.	396	1170 to 1171	N. M.	122
485	Am.	143	1171–1 to 1171–4	N. M.	122, 123
486–1 to 486–31	Am.	400	1172 to 1173	N. M.	123
490	R.	28	1174 to 1177	Am.	122
499–5	Am.	508	1177–1 to 1177–11	Am.	122
499–8	Am.	225	1177–10	Sup.	540
508	Am.	188	1177–12 to 1177–20	Am.	143
528	Am.	188	1177–21 to 1177–28	R.	227
541	Am.	188	1177–21	N. M.	517
614–37	Am.	554	1177–46	Am.	338
634–7	Am.	508	1178 to 1229	Am.	623–643
654	Sup.	241	1184–1 to 1184–4	R.	664
671	Am.	508	1185	Sup.	648
691	Am.	236	1186–1	R.	664
695	Am.	508	1192–1	R.	664
712	Am.	360	1197–1	R.	664
714	Am.	360	1199–1	R.	664
716	Am.	360	1203–1	R.	664
722	R.	500	1210–1	R.	664
724	Am.	360	1217–1 to 1217–2	R.	664
736	Am.	360	1222–1	R.	664
742–3 to 742–5	Am.	360	1230	A. & S.	644
742–9	Am.	360	1231 to 1231–3	Am.	644
742–16	Am.	360	1239	A. & S.	23
744–12	Am.	505	1248	Sup.	321
744	R.	517	1259	Sup.	461
745	Am.	508	1261–16 to 1261–21	Am.	565–567
748	Am.	508	1261–22	A. & S.	560–562
753	Am.	32	1261–23	Am.	563
753	R.	517	1261–24	Am.	564
754	Am.	508	1261–25	Am.	565
769 to 770	Am.	508	1261–27 to 1261–30	Am.	563–564
775	R.	517	1261–33	Am.	567
779	Sup.	508	1261–40 to 1261–41	Am.	568
780	Am.	508	1261–43	Am.	568
786	Am.	508	1261–46 to 1261–47	Am.	569
787	R.	517	1261–49	Sup.	564

Digitized by Google

GENERAL CODE—Continued.

www.libtool.com.cn

Section.		Page.
1261–61	Sup.	570
1261–74	Am.	567
1274	Sup.	202
1275	A. & S.	177
1276	Am.	177
1295	Sup.	191
1302	Am.	329
1303	A. & S.	329
1314 to 1316	Am.	297
1317	A. & S.	297
1318	Am.	297
1321	Sup.	297
1325 to 1327	Am.	297
1329	Sup.	297
1334	R.	517
1348	R.	517
1352–4	Am.	500
1352–7	N. M.	503
1358	Am.	508
1359	R.	517
1390	Am.	143
1391 to 1394	Am.	143
1405	Am.	143
1411	Am.	143
1412	Am.	110
1412	Sup.	237
1414	Am.	439
1421 to 1424	Am.	143
1428	Am.	200
1435	Am.	143
1437	Am.	143
1438	Am.	9, 143
1441	Am.	5
1442	Am.	12
1445 to 1446	Am.	143
1453 to 1455	Am.	143
1460	Am.	143
1465–35	Am.	508
1465–103	Am.	508
1488	Am.	244
1532	Sup.	315 424 539
1533 to 1535	Am.	462
1537	Am.	462
1539	Am.	462
1540	R.	462
1558–4	Am.	481
1558–6	Am.	481
1558–15	Am.	481
1558–16	Am.	481
1558–36	Am.	481
1558–47 to 1558–48	Am.	365
1558–50 to 1558–51	Am.	365
1558–53	Am.	365
1558–54	A. & S.	365
1558–55	A. & S.	365
1558–56 to 1558–57	Am.	365
1558–59	Am.	365
1558–61	Am.	365
1558–64	Am.	365
1558–66	Am.	365
1558–69	R.	365
1558–70	Am.	365
1558–71	R.	365
1558–73	Am.	365
1558–74	R.	365
1558–75	A. & S.	365
1558–76	R.	365
1558–77	A. & S.	365
1558–78 to 1558–86	Am.	365
1558–88	Am.	365
1558–89	R.	365
1558–90	R.	365
1558–91	R.	365
1558–92	Am.	365
1558–93	A. & S.	365
1579–2 to 1579–3	Am.	274
1579–5 to 1579–6	Am.	274
1579–8	Am.	274
1579–11	Am.	274
1579–17	Am.	274
1579–19	Am.	274
1579–36	Am.	274
1579–41	Am.	274
1579–45	Am.	274
1579–111	Am.	187
1579–119	Am.	187
1644 to 1645	Am.	458
1683–2 to 1683–3	Am.	436
1693	Am.	347
1698	Sup.	344
1815 further	Sup.	558
1815–4	Am.	500
1815–12	Am.	500
1816	Am.	500
1835 to 1836	Am.	26
1841	Am.	113, 558
1850	Am.	143
1855	Am.	26
1866	Am.	199
1870	Am.	508
1891	Am.	5
1932	Sup.	435
1943	Am.	103
1946 further	Sup.	497
2067	R.	558
2068	Am.	558
2148–1 to 2148–5	Am.	130
2148–7 to 2148–8	Am.	130
2148–10 to 2148–11	Am.	130
2205	R.	130
2249	Am.	26
2250	Am.	6
2250–1 to 2250–2	Am.	26
2254	Am.	26
2264	Sup.	508
2265	R.	517
2266	Am.	508
2268	Am.	508
2269	Am.	143
2269 to 2271	R.	517

Digitized by Google

GENERAL CODE—Continued.

www.libtool.com.cn

Section.		Page.	Section.		Page.
2274	Am.	143	3939	Am.	536
2274 to 2275	R.	517	4000 further	Sup.	286
2276	Am.	508	4193	Sup.	345
2278 further	Sup.	440	4209	Am.	114
2279 to 2281	Am.	508	4227–10	Am.	443
2283 to 2284	Am.	508	4228 to 4229	Am.	492
2286	R.	517	4232	Am.	492
2288–1	Am.	434	4250	Am.	483
2294 to 2295	Am.	492	4276	Am.	483
2295 further	Sup.	303	4366	Sup.	455
2312	Am.	182	4505	R.	400
2313	A. & S.	182	4628	Am.	557
2404	R.	487	4676	Am.	492
2419	Am.	423	4692	Am.	396
2433	Am.	423	4696	Am.	396
2444	Am.	423	4726	Sup.	442
2447	A. & S.	399	4736	Am.	396
2457–1 to 2457–2	R.	552	4736	Sup.	550
2503	Am.	105	4738	Am.	396
2507 to 2509	Am.	487	4740	Am.	396, 439
2583	Am.	261	4744–3	Am.	396
2588	Sup.	263	4828–1	Am.	474
2591	Am.	263	4849	Sup.	450
2616	Am.	143	4867–1	R.	323
2697	R.	487	4952	Am.	542
2700 to 2708	R.	24	4952–1	Am.	542
2734	Am.	186	4954 to 4955	Am.	542
2858	Am.	448	4960	Am.	542
2917	Sup.	452	4964	Am.	542
2923	Am.	105	4969	Am.	542
2976 further	Sup.	137, 485	4969–1	Am.	542
2976–2	Am.	137	4970	A. & S.	542
2980–1	Am.	14	4971 to 4972	R.	542
3003	Am.	327	4973 to 4974	Am.	542
3007	Am.	534	4984	Sup.	207
3152 further	Sup.	506	5017	Am.	346
3271 to 3282–4	R.	664	5061	Am.	323
3282 further	Sup.	133	5090–1	Am.	209
3283 to 3284	R.	664	5123–1	Am.	479
3295	Am.	536	5123–5	R.	479
3298	Sup.	589–592	5169	Sup.	17
3298 further	Sup.	647	5175–26	Am.	437
3298 further	Sup.	653–654	5175–29 i	Am.	295
3320	Am.	242	5175–29 j	R.	295
3321	Am.	242	5175–29 l	R.	295
3326	Am.	242	5177	Am.	470
3349 to 3352	Am.	250–251	5179 to 5182	R.	470
3353	A. & S.	252	5189	Am.	341, 470
3354	Am.	253	5190	Am.	470
3357	Am.	143	5191	R.	470
3364	Am.	252	5196	Am.	470
3370 to 3379	Am.	593–596	5197	R.	470
3380 to 3385	R.	664	5210	A. & S.	519
3427	Sup.	279	5211	A. & S.	519
3471	Am.	305	5212	Am.	470
3577	Sup.	301	5234 to 5239	R.	470
3734 to 3741	R.	664	5239	Sup.	341
3753	Am.	450	5247 to 5249	Am.	470
3852	Sup.	308	5251	Am.	470
3914	Sup.	492	5261	Am.	102
3924	Am.	492	5262	Am.	344

Digitized by Google

GENERAL CODE—Continued.

www.libtool.com.cn

Section.		Page.	Section.		Page.
5271	R.	517	6336	Am.	143
5287	Am.	519	6346–1 to 6346–7	Am.	281
5292	Am.	107	6346 further	Sup.	281
5353–1	N. M.	179	6373–16	Am.	360
5366	A. & S.	246, 247	6449	Am.	135
5367 to 5368	Am.	253	6829	R.	664
5371	Sup.	248–249	6830 to 6859	R.	664
5372	A. & S.	247–248	6860 to 6878	Am.	574–578
5372 further	Sup.	250	6879	A. & S.	579
5372 further	Sup.	264	6880 to 6882	Am.	580
5374	Sup.	248	6883	A. & S.	581
5375	A. & S.	254	6884	A. & S.	581
5375 further	Sup.	266	6885 to 6890	Am.	581–583
5393	Am.	261	6891	A. & S.	583
5406	Sup.	249–250	6892 to 6893	Am.	584
5433	Am.	500	6894	A. & S.	584
5449 to 5451	Am.	571	6895 to 6904	Am.	586–588
5458	Am.	571	6905 to 6905–5	R.	664
5470	Am.	571	6906 to 6954	Am.	597–610
5473	Sup.	571	6912–1	Am.	536
5474	Am.	571	6912–1 to 6912–3	R.	664
5548	Am.	260	6955	A. & S.	610
5580 to 5581	Am.	433	6956	Am.	611
5579	Am.	246	6956	Sup.	647
5580 to 5587	Am.	254–256	6956 further	Sup.	652
5588 to 5590	Am.	270	6956–a to 6956–b	R.	664
5591	N. M.	272	6956–1 to 6956–20	R.	664
5592 to 5599	Am.	256–258	6956–16 a	R.	664
5592	Am.	433	6957 to 7060	R.	664
5600	N. M.	272	7060–1 to 7060–4	R.	665
5601 to 5605	Am.	258–259	7061 to 7148	R.	665
5601	R.	185	7095	Am.	201
5606 to 5608	Am.	262	7129	Sup.	202
5609 to 5611	Am.	259–260	7148–1 to 7148–2	R.	665
5612	Am.	262	7150 to 7176	R.	665
5613 to 5615	Am.	267	7178 to 7180	R.	665
5616	Am.	265	7181 to 7213	Am.	612–622
5617 to 5621	Am.	269	7214 to 7219	Am.	645–646
5622	Am.	264	7220 to 7245	R.	665
5623 to 5624	Am.	265	7246	Am.	650
5624–1 to 5624–12	Am.	266–270	7247 to 7309	R.	665
5624–13	Am.	264	7309–1	R.	665
5624–14	Am.	265	7310 to 7418	R.	665
5624–15	Am.	263	7422 to 7463	R.	665
5624–16 to 5624–20	Am.	272	7464 to 7471	Am.	648–650
5628 to 5628–1	R.	664	7476	R.	665
5630	Sup.	492	7477 to 7479	Am.	651–652
5635 to 5635–1	R.	664	7480	Am.	653
5636	R.	664	7481 to 7492	R.	665
5639–1	Am.	16	7496 to 7514	Am.	655–658
5649–3 b	Am.	180	7515 to 7526	R.	666
5659	Sup.	11	7532	R.	666
5782	Am.	143	7534	R.	666
5831	Sup.	31	7536 to 7553	R.	666
5931	Sup.	205	7562	R.	666
6087 to 6089	Am.	143	7595 to 7595–1	Am.	430
6091	Am.	143	7604 to 7605	Am.	328
6255	Am.	492	7609	Am.	328
6290	Am.	139	7622	Sup.	552
6294	Sup.	197	7626 to 7627	Am.	492
6301	Am.	335	7655–5 to 7655–6	R.	396

Digitized by Google

GENERAL CODE—Concluded.

www.libtool.com.cn

Section.		Page.	Section.		Page.
7681	Am.	489	11425	Am.	106
7718	Am.	447	11426	Am.	519
7730	Am.	396	11433	Am.	534
7731	Sup.	496	11444	Am.	297, 519
7761–1	Am.	111	11979	Sup.	343
7761–2 to 7761–6	R.	111	11980	Am.	339
7822	Am.	340	12247	Am.	307
7822–1	R.	340	12279	Am.	134
7901	Sup.	490	12395	Am.	341
7940	Am.	508	12415	Am.	243
7947	Am.	508	12478	Sup.	104
7965	Am.	143	12517	R.	666
7965–1 to 7965–2	Am.	143	12521	Am.	143
7974	Sup.	320	12523	Am.	143
7983	Am.	519	12600–3	Am.	444
7984	R.	517	12600–278	Am.	441
8312 to 8314	Am.	522	12613	Sup.	191
8321	Sup.	522	12711 to 12715	Am.	297
8572–64	A. & S.	24	12715	Sup.	195
8705	Am.	553	12743	Am.	143
8759	Am.	347	12757	Am.	143
8863	Am.	206	12788	Am.	128
8956–3	Am.	429	12794	Am.	143
8980	R.	333	12798	Am.	143
9065	Am.	135	12856	Sup.	208
9119	Sup.	337	12875	Am.	556
9125	Am.	541	12891	R.	666
9160 to 9162	Am.	317	12898	Am.	360
9328	R.	554	12924 further	Sup.	271
9331	Am.	554	13169	A. & S.	108
9338	Am.	554	13171	Am.	235
9518 to 9519	Am.	115	13193	Sup.	443
9662	Am.	431	13343	Sup.	350
9916 to 9920	Am.	356	13409	Sup.	207
9921	A. & S.	356	13421	Sup.	23
9880	Sup.	273	13421 further	Sup.	659–661
9887	Sup.	484	13965	Am.	353
11181	Sup.	17	14848	Am.	190
11421	Am.	106	14849	Sup.	456
11424	Am.	534			

GEOLOGICAL SURVEY—
Appropriations 51, 691, 772
GILLETT, DOROTHY—
Authority to pay as teacher, Sandusky county 480
GINSENG—
Destruction or theft of, unlawful 104
GOLDEN SEAL—
Destruction or theft of, unlawful 104
GOVERNOR—
Appointment of commission by, to erect monument to memory of George Burton Meek 460

Digitized by Google

GOVERNOR—Concluded. Page.
Appointment of commission by, to select location of normal school in eastern Ohio ---- 490
Appointment of civil service commission by ---- 401
Authorized to convey certain portions of Miami and Erie canal in Toledo in exchange for other land ---- 499
Authorized to execute deed for the relief of Nathan L. Dehnhoff, Hocking county ---- 352
Board of agriculture of Ohio, appointment of members of ---- 555
Board of control, appointment of members of ---- 122
Board of public buildings, appointment of members of ---- 463
Deed by, for land appropriated by P. C. C. & St. L. Ry. in Gnadenhutten ---- 143
Deed by, for portions of Ohio canal in Massillon ---- 234
Deed by, to Dayton for certain real estate, Montgomery county ---- 426
Deed by, to Wellsville for escheated lands of General Reilly ---- 431
Duties of, relative to audit of state treasury ---- 239
Lookout Mountain memorial commission, appointed by ---- 128
Power of, to call the national guard into service ---- 472
Proclamation by, relating to Ohio reformatory for women ---- 130
Quit claim deed by, to devisees of John Wead of certain lands, Montgomery county ---- 427
Staff of ---- 470
State board of appeals, appointment of members of ---- 564
State dental board, appointment of members of ---- 297
State highway commissioner, appointment of ---- 623
State inspector of oils, appointment of ---- 228, 309
State liquor traffic inspector, appointment of ---- 565
Vetoes by, appropriations ---- 829, 844
GRADE CROSSINGS—
Alteration or elimination of ---- 206
GRAND AND PETIT JURORS—
Drawing of ---- 521
Who exempt from service ---- 521
GRAND ARMY OF THE REPUBLIC—
Use and occupancy of armories by ---- 344
GRAY, H. C.—
Appropriation for ---- 507
GROVE CITY—
Council of, authorized to pay Elmer Dee, et al ---- 504
GUARDIAN—
Superintendent of O. S. and S. O. home shall be, of the estate of minors therein ---- 497
HAMILTON—
Monument at, turned over to Butler county ---- 181
Proceedings in error or appeal in municipal court of ---- 187
HANCOCK COUNTY—
Act for relief of Nathan L. Dehnhoff ---- 352
HAWKS—
Bounty for killing and how obtained ---- 31
HEADQUARTERS OHIO G. A. R.—
Appropriations ---- 51, 690, 772

www.libtool.com.cn

Digitized by Google

	Page.
HIGHWAY DEPARTMENT—	
Appropriations	53, 419, 452
Construction, improvement, maintenance and repair of roads and bridges by	623–666
HOCKING COUNTY—	
Authority to pay S. F. Kreider, teacher, Gibsonville district	305
HOCKING POWER COMPANY—	
Permission granted to construct line across state property	7
HOLMES COUNTY—	
Law establishing election precinct in, repealed	141
HOPKINS, RUTH—	
Authority to pay as teacher, Huron county	459
HORSES—	
Appropriation to pay owners of, destroyed on account of glanders	469
HOSPITAL—	
Petition and hearing of equitable apportionment of expense in district tuberculosis	506
HOUSE OF REPRESENTATIVES—	
Appropriations	11, 75, 719, 798
Compensation of employes of	13, 14
HUNTER'S LICENSE—	
Aggregate amount of game permitted to be taken from state	173
Hunting or trapping without permission, prohibited	176
Issue of, by clerks of courts and township clerks	171
Penalty for hunting without first obtaining	173
Resident and non-resident, required	171
Revocation of	172
Transfer of, prohibited	172
Written consent of land owner required	173
HUNTING OR TRAPPING—	
Open season for rabbits	439
Prohibited on lands of another without permission	176
HURON COUNTY—	
Authorized to pay Ruth Hopkins, as teacher	459
INDUSTRIAL COMMISSION OF OHIO—	
Appropriations	22, 55, 695, 776
Powers, duties and jurisdiction of	510–512
Salary, oath and bond of members of	26
Weighing coal at mines, duties of, relating to	350
INFANTS—	
Act for the prevention of blindness of	321
INITIATIVE AND REFERENDUM—	
Amendment to act safeguarding petitions	295
Certain practices relating to the signing and circulating of, prohibited	443
Contest of elections on questions submitted by referendum	17–22
Sufficiency of signatures to petitions established how	295
INSECT PESTS AND PLANT DISEASES—	
Control of, by board of agriculture	151
INSTITUTION FOR FEEBLE-MINDED—	
County liability for support and expense of inmates of	503
Who may be admitted to	5

www.intool.com.cn

Digitized by Google

INSURANCE COMPANIES—	Page.
Certificate of authority to agents of life	241
Investment of capital and accumulated funds of	115
Misrepresentation by agents of, in soliciting insurance, unlawful	235
Rate of taxation upon foreign	502
Revocation of agent's certificate	241
Revocation of license of agent of fire	240
Taxation of fire	240
INSURANCE DEPARTMENT—	
Appropriations	59, 700, 781
INTER-COUNTY AND MAIN MARKET ROADS—	
Changes in and additions to	626
Construction, improvement, maintenance and repair of	623–666
INTOXICATING LIQUORS—	
Act providing for licensing and regulating the traffic in	560–570
Appointing boards, how constituted to name district supervisors	562
District liquor traffic supervisors, appointment of, powers and duties	562–570
State liquor traffic inspector, appointment of, powers and duties	565–570
IRREDUCIBLE DEBT AND COMMON SCHOOLS—	
Appropriations	127
JUDGE—	
Additional, court of common pleas, Lorain county	315
Additional, court of common pleas, Summit county	539
Additional, division of domestic relations, Montgomery county	424
Compensation of court constables fixed by	347
JUDGES AND CLERKS—	
Duties of, relative to the preservation of all ballots	209
Duties of, when person offering to vote is challenged	323
Returns by, of votes cast for and against constitutional amendments	479
JUDGMENTS—	
Reversal, vacation or modification of, by courts of appeals	307
JUDICIARY—	
Appropriations	60, 700, 782
JURY—	
Drawing of grand and petit	521
Who exempt from service	521
JURY COMMISSIONERS—	
Appointment of, by judge of court of common pleas	106
Compensation of	534
Court may designate, as assignment commissioners	534
JUVENILE COURT—	
Judge of, may give consent to marriage contracts, when	17
KENT NORMAL SCHOOL—	
Appropriations	90, 739, 814
KREIDER, C. T.—	
Authority to pay as teacher, Gibsonville district	305
LAKES AND RESERVOIRS—	
Powers and duties of superintendent of public works relating to	518
LAKE ERIE FISHING DISTRICT—	
Attachment of metal tags to nets used in	173
Dispostion of fees, fines and penalties under laws relating to	174
Driving into nets by noise, etc., prohibited	10
German carp, law relating to taking or catching	174

www.libtool.com.cn

Digitized by Google

LAKE ERIE FISHING DISTRICT—Concluded. Page.
Issue of license to fish in, by board of agriculture 173
Killing fish by use of electricity or any explosive, prohibited 174
Lawful nets that may be used in 10
Lawful sizes of fish that may be taken designated 12
License required to catch fish in 173
Metal tags for licensees in, and attachment of to nets 9
Penalty for violation of law relating to 173
Per cent. of under size fish not a violation 13
Season for taking or catching black or other species of bass in 200
Size of meshes in fish nets used in 5
Taking of spawn by board of agriculture 174
LAND TITLES—
Optional registration of, sold in partition or by assignee, administrator, etc. 24
LAND OWNERS—
Construction and maintenance of water gates on line between adjacent 205
LAW LIBRARY—
Salary of librarian and assistants 28
LEGISLATIVE REFERENCE DEPARTMENT—
Appropriations 60, 701, 783
LIBRARY ORGANIZER—
Appropriations 62, 702, 784
LIFE INSURANCE COMPANIES—
Certificate of authority to agents of 241
Revocation of agent's certificate 241
LIGHT, HEAT AND POWER COMPANIES—
Authority to appropriate trees and branches interfering with operation of 337
LIMA—
Criminal court established in the city of 112
LIMA STATE HOSPITAL—
Appropriations 63, 704, 785
LIQUOR LICENSING DISTRICTS—
Apportionment of state into 560
LIQUOR TRAFFIC—
Act providing for the licensing and regulating of 560–570
LIVE STOCK—
Compensation for killed 150
Duties of board relative to, affected with contagious disease 149
Duty of owner of diseased 149
LOAN COMPANIES—
Act regulating the licensing of and loaning money by 281–286
LOOKOUT MOUNTAIN MEMORIAL COMMISSION—
Appointment of members of 128
Appropriation 128
LORAIN COUNTY—
Additional common pleas judge provided for 315
MANUFACTURERS AND DEALERS—
Registration of name or brand upon bottles, tins or other containers by, in office of secretary of state 108

Digitized by Google

	Page.
MANUFACTURING FUND—	
Compensation of prisoners and purchase of machinery and material paid from	199
Equitable portion of earnings credited to prisoners, paid from	199
MARRIAGE—	
When juvenile judges may give consent to	17
MASSILLON—	
Sale of portion of Ohio canal in, authorized	234
MAYOR—	
Appointment of civil service commission by	413
General powers and duties of	483
MECHANICS' LIEN LAW—	
Amendments to	522–534
Certificate of material men to owners	526
Distribution of mortgage fund under	532
Contents of affidavit for	530
Mortgage lien shall be prior to	531
Notice to owner of machinery material or labor furnished, required	528
Statement and affidavit of contractor to owner before payment	523
Statement of dues to sub-contractors, laborers and material men made by original contractor to owner	527
MEDICINE AND SURGERY—	
Examination and registration of practitioners of limited branches of	202–204
Grounds for refusal to grant and revocation of certificates to practice	177
MEEK, GEORGE BURTON—	
Commission to erect monument to memory of	460
MEMORIAL DAY—	
Annual appropriation for, by county commissioners	105
MEMORIAL STRUCTURES—	
Commission to erect, to memory of George Burton Meek	460
County commissioners empowered to levy tax for erection of	456
MIAMI AND ERIE CANAL—	
Amendment to act providing for lease of further part of, to Cincinnati	293
Authority to convey certain portions of, in Toledo in exchange for other land	499
MIAMI UNIVERSITY—	
Appropriations	9, 91, 741, 816
MIDWIFE—	
Duties of, under act for the prevention of blindness of the new born	321
MILITIA—	
Act relating to the classification and organization of, in Ohio	470–473
Certified list of officers and men filed with clerk of courts	520
Contributing members of, oath, contributions and dues	519
Enlistments in and term of service	472
Exemption of officers and members of, from certain service	520
Power of governor to order out	472
MINING—	
Amendment of act relating to weighing coal at the mines	350
MISCELLANEOUS—	
Appropriations	66, 708, 789
MONTGOMERY COUNTY—	
Additional judge provided for, division of domestic relations	424
Governor authorized to deed certain real estate in, to Dayton	426

www.libtool.com.cn

Digitized by Google

MONTGOMERY COUNTY—Concluded. Page.
Governor authorized to quit claim state's interest to certain lands in, to devisees of John Wead ---- 427
MONUMENT—
Commission to erect to memory of George Burton Meek ---- 460
MORTGAGES—
Corporations permitted to borrow money upon ---- 553
Distribution of mortgage fund by mortgagee under mechanics' lien law ---- 532
Lien of, prior to mechanics' and other liens, when ---- 531–534
Purchase of, by building and loan associations permitted ---- 431
Sale of, by building and loan association to close up business ---- 431
MOTHER'S PENSION—
Who entitled to, and conditions of allowance ---- 436
MOTION PICTURE FILMS—
Enumeration of penalties for violation of laws regulating the exhibition of ---- 326
Examination and approval of, by board of censors ---- 325
MOTOR BOATS—
Rules regulating the operation of, on state reservoirs ---- 389
MOTORMEN AND CONDUCTORS—
Protection of, on electric railways required ---- 128
MOTOR VEHICLES—
Application of registration fees of ---- 640
Certified copies of manufacturers' and dealers' registration issued by secretary of state ---- 335
Definition of ---- 139
Manufacturers' and dealers' application for registration ---- 335
Removal of number from, upon transfer of ownership ---- 197
Sale or purchase of, from which number has been removed, unlawful ---- 191
Transfer of ownership of, a cancellation of registration ---- 197
MUNICIPAL CORPORATIONS—
Act creating board of rapid transit commissioners in, and defining its powers ---- 286–292
Act regulating the legal publication of notice and sale of bonds by ---- 492–496
Alteration or elimination of grade or other crossings by ---- 206
Application of money derived from bond issues of ---- 11
Appointment of civil service commission in, their powers and duties ---- 413
Auditor of, may be merged with duties of certain other offices ---- 483
Authorized to issue bonds when 50% of tax collection is enjoined, etc. 11
Bond issues authorized by, to repair damage caused by floods, 1913 ---- 354
City planning commission provided for, its powers and duties ---- 455
Compensation of members of councils in cities ---- 114
Creation of districts on petition of property owners for oiling streets or alleys in ---- 450
Detachment of territory, additional method ---- 301
Dragging of unimproved roads in ---- 596
Franchise to street railways, conditions imposed by ---- 652
Improvement of roads through, procedure ---- 608–610
Interest and sinking fund levies on account of bonds issued by, under section 1295, exempt from limitations ---- 461
Issue and sale of bonds by, for specific purposes ---- 536

Digitized by Google

MUNICIPAL CORPORATIONS—Concluded. Page.

Joint meeting of council of, with township trustees to elect cemetery trustees ---- 345
Lawful deposit of certain fees and trust funds by ---- 556
Merger of certain offices in, of less than twenty thousand population ---- 483
Nomination of officers in certain, at primary elections ---- 542–549
Oiling streets and alleys on petition of property owners ---- 450
Request by, to public utilities commission for valuation of property ---- 225
Right of, to enter upon and appropriate land ---- 347
Special assessments by, for boulevards, parkways, etc ---- 308
Use of public buildings in, for educational and recreational purposes 552

MUNICIPAL COURT—

Amendment of act creating, in Cincinnati ---- 481
Amendment of act creating, in Cleveland ---- 274
Establishment of, in the city of Columbus ---- 356–380
Proceedings in error or appeal in Hamilton ---- 187

NATIONAL GUARD—

Certified list of officers and men filed with clerk of courts ---- 520
Contributing members of, oath, service and dues ---- 519
Exemption of officers and members of, from certain services ---- 520
Pay of officers and enlisted men in actual service and attending federal inspection ---- 107

NAVIGATION—

Rules and regulations relative to, on state reservoirs ---- 385–395

NOMINATIONS—

Act providing for placing, on primary ballot without circulating petitions ---- 542–549

NORMAL SCHOOL—

Appointment of commission to select location for, in eastern Ohio ---- 490
Establishment of, in eastern Ohio ---- 490

NOTICE—

Act regulating the legal publication of, in the sale of bonds ---- 492–496
Service of, upon lot or land owner in improvement of county ditches, rivers, etc. ---- 135

NURSES—

Act regulating the practice of nursing by, in Ohio ---- 191–196
Appropriations for department of ---- 708, 789
Qualifications and procedure by, to obtain certificate to practice ---- 191–196

NURSERIES AND NURSERY STOCK—

Agents, license to sell ---- 153
Bale or package of, must bear certificate of inspection ---- 153
Inspection of, by board of agriculture ---- 152

OHIO AGRICULTURAL EXPERIMENT STATION—

Creation of board of control of, appointment of members, powers and duties ---- 122–127
Establishment of state forests by board of control of ---- 540

OHIO BOARD OF ADMINISTRATION—

Admission and discharge of pupils and inmates of state institutions by 115, 558
Appropriations ---- 33, 507, 667, 731
Authorized to convey to county commissioners, Pickaway county, right to construct highway through custodial farm ---- 550
Bond of employes of, where filed ---- 27

www.libtool.com.cn

Digitized by Google

OHIO BOARD OF ADMINISTRATION—Concluded. Page.
Compensation of prisoners and purchase of machinery and materials paid by, from manufacturing fund 199
Control and management of Ohio reformatory for women by 130
Empowered to convey by deed certain rights to Hocking power company 7
Management and control of institutions by 26
Paroles by, of inmates of Ohio reformatory for women 132
Salary of members and fiscal supervisor-secretary 27
OHIO BOARD OF CENSORS—
Duty of, relative to the censoring of motion picture films 325
OHIO CANAL—
Sale of portions of, in Massillon, authorized 234
OHIO COMMISSION FOR THE BLIND—
Appropriations 44
OHIO GENERAL STATISTICS—
Collation, publication and distribution of 513–515
OHIO LAWS—
Publication and binding of, enacted by eighty-first general assembly 440
OHIO INSTITUTION FOR THE TREATMENT AND EDUCATION OF DEFORMED AND CRIPPLED CHILDREN—
Appropriations 709
OHIO NATIONAL GUARD—
Act relating to the classification and organization of 470–473
Admission of children of members of, to O. S. and S. O. home 435
Appropriations 68, 709, 790
Certified list of officers and men filed with clerk of courts 520
Contributing members of, oath, service and dues 519
Exemption of officers and members of, from certain services 520
How composed, allotted and apportioned 341
Pay of officers and enlisted men of, during actual service and attending federal inspection 107
Temporary assignments in, when organization falls below maximum 342
OHIO PENITENTIARY COMMISSION—
Appropriations 709
OHIO REFORMATORY FOR WOMEN—
Admission of inmates to, and control and management of 130
Appropriations 73, 727, 796
OHIO SOLDIERS' AND SAILORS' HOME—
Establishment of, as separate election precinct 450
OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME—
Admission to, of children of members of O. N. G 435
Annual reunion held for ex-pupils of 103
Appropriations 79, 724, 803
Report of information concerning discharged pupils of 103
Superintendent of, shall be guardian of the estate of minors who are inmates of 497
OHIO STATE BOARD OF CHARITIES—
Application of money for board received by 503
Appropriations 46, 685, 766
Traveling and other expenses of dependent or neglected child shall be charged by, to the county 502

Digitized by Google

	Page.
OHIO STATE FLAG—	
Official, description and specifications	341
OHIO STATE UNIVERSITY—	
Appropriations	95, 745, 820
Control and supervision of agricultural school by, at New Lyme	320
Duties of trustees of, relative to farmers' institutes and agricultural agents in counties	356
OHIO UNIVERSITY—	
Appropriations	93, 743, 818
President and trustees of, authorized to sell real estate in Athens for benefit of	449
OIL, PETROLEUM, GASOLINE, ETC.—	
Act providing for the inspection of	228–233, 309–315
Fees for the inspection of	503
OLMSTEAD BROTHERS—	
Appropriation for	507
ORCHARDS—	
Inspection of, by board of agriculture	152
OTTAWA COUNTY—	
Act for relief of Ezekiel Floro, et al., a resident of	198
PARK COMMISSIONERS—	
Budget showing purpose of expenditures submitted to county commissioners by	137
Powers and duties of, in the acquisition and improvement of land for park and boulevard purposes	137
PANAMA-PACIFIC EXPOSITION COMMISSIONER—	
Appropriation	708
PARKS AND RESERVOIRS—	
Rules for guidance and control of state parks and navigation of state reservoirs	380
PARTITION LINE—	
Construction and maintenance of water gate on	205
PATROLMEN—	
Rules for guidance of, in control of state parks and navigation of state reservoirs	380
PEASE, PAULINE—	
Authority to pay, for service as teacher	31
PERSONAL PROPERTY—	
Act providing for the listing and valuation of, for purposes of taxation	246–272
PHARMACIST—	
Amendment of act providing educational requirements and registration of	329
PHYSICIAN—	
Antitoxin received by, for free treatment of diphtheria among indigent persons	23
Duties of, under act for prevention of blindness in the new born	321
PICKAWAY COUNTY—	
Authority to pay Samuel M. Sark as district superintendent of schools	457
County commissioners authorized to build road through custodial farm	550
POLICEMEN'S AND FIREMEN'S RELIEF FUND—	
Distribution of, by trustee	557
Police patrolmen	380

www.libtool.com.cn

Digitized by Google

PRESIDENT AND VICE-PRESIDENT— Page.
Placing of names of candidates for, on party ticket---------- 346
Presidential preference primary---------- 545–546

PRISONER—
Depriving person of counsel held as, unlawful---------- 208
Equitable portion of earnings credited to employed---------- 199

PRIMARY ELECTIONS—
Act providing for placing names of candidates on ballots without circulating petitions ---------- 542–549
Ballots voted at, per cent. required written on to nominate--------- 207
Nomination of Candidates—
Congressmen-at-Large—
Declaration of candidacy and certificate of electors, when and where filed---------- 542
Fee required and where paid---------- 548
Form of declaration of candidacy and certificate of electors- 547
Protests against candidacy, where filed---------- 549
Controlling Committees—
Nomination and election of members of---------- 544
Protests against candidacy, where filed---------- 549
Delegates and Alternates—
Election of, to national convention---------- 543
Declaration of candidacy of and certificate of choice for president ---------- 543
Form of declaration of candidacy---------- 547
Form of statement required by---------- 543
Name of first and second choice of, for president upon ballot- 543
Protests against candidacy of, where filed---------- 549
District Offices—
Canvassing returns and certifying results when district in more than one county---------- 545
Certifying results to board in most populous county------- 543
Declaration of candidacy and certificate of electors, when and where filed ---------- 542
Declaration and certificate, where filed, when district in more than one county---------- 545
Fee required and where paid---------- 548
Form of declaration of candidacy and certificate of elector- 547
Protests against candidacy, where filed---------- 549
Time of certifying nominations to each county in district-- 542, 543
Other Offices—
Declaration of candidacy and certificate of electors, when and where filed---------- 544
Fee required and where paid---------- 548
Form of declaration of candidacy and certificate of electors- 547
Protests against candidacy, where filed---------- 549
Presidential Preference—
Declaration of candidacy when and where filed---------- 545
Form of ballot for---------- 546
Form of declaration of candidacy---------- 546
Nominations certified by state supervisor to deputy state supervisors, when ---------- 546

www.libtool.com.cn

Digitized by Google

PRIMARY ELECTIONS—Concluded.
Nomination of Candidates—Concluded.
Presidential Preference—Concluded. Page.
Nomination papers, where filed 545
Protests against candidacy, where filed 549
Result of vote certified to state supervisor 546
Separate tickets for each political party 546
Time of holding primary 545
Withdrawal of names of candidates 545
State Offices—
Declaration of candidacy and certificate of electors, when and where filed 542
Fee required and where paid 548
Form of declaration of candidacy and certificate of electors 547
Protests against candidacy, where filed 549
United States Senator—
Declaration of candidacy and certificate of electors, when and where filed 542
Fee required and where paid 548
Form of declaration of candidacy and certificate of electors 547
Protest against candidacy, where filed 549
Special elections, how primary called for and time of holding fixed 544
PROBATE COURT—
Appeals in road cases to, from finding of county commissioners 581, 583–589
Duties of, relative to mothers' pensions 436
Entry in, of consent of juvenile judge to marriage contracts 17
Jurisdiction of, in violations relative to nursery stock 156
Lawful deposit of certain fees and trust funds by 556
Law providing appointment of examiners of county treasurer's office by, repealed 24
List of nurses' certificates recorded by, furnished secretary of examining committee 194
Record of nurses' certificates made by judge of 193
PROSECUTION AND TRANSPORTATION OF CONVICTS—
Appropriations 73, 507, 716
PROSECUTING ATTORNEY—
Legal adviser in matters of taxation 263
Legal adviser of deputy state supervisors of elections 452
Salary of, in each county 327
PUBLIC BUILDINGS—
Display of foreign emblem or flag upon, unlawful 342
Use of, for educational and recreational purposes 552
PUBLIC DOCUMENTS—
Arrangement of matter in 516
Collation, publication, binding and distribution of 508–517
PUBLIC HIGHWAYS—
State Roads—
Abutting owners, petition by for state aid 633
Appointment of state highway commissioner, powers and duties 623–666
Apportionment and disbursement of state highway improvement fund 645
Automobile registration fees, application of 640
Buildings or obstructions, removal of, near railroad crossing 650

www.libtool.com.cn

Digitized by Google

PUBLIC HIGHWAYS—Continued.

State Roads—Concluded. Page.

Canal and railway property, assessment of, for improvement---- 638
Chief highway and division engineers, appointment of--------- 623–624
Closing of, for construction or repairs---------- 642
Contracts for improvement of, how let---------- 634, 638
Contributions for construction, maintenance and repair of, shall be accepted ---------- 641
Construction and repair of, when local officers fail to make application ---------- 628
Construction of, by state highway commissioner on failure of contractor ---------- 635
Construction, improvement, maintenance and repair of---------- 623–645
County line road, application for construction or improvement of 639
Costs, apportionment of, how paid---------- 636–638
Curative provisions, sections providing---------- 662
Definition of ---------- 648
Extension of improvement of, through villages---------- 645
Federal government funds, apportionment of---------- 643
Franchise to railways, conditions required in grant---------- 652
General provisions relating to---------- 647–655
Guide posts or signs, attachment of, to poles---------- 650
Guide posts or signs, erection of, at cross roads on inter-county and main market roads---------- 616
Improvement without co-operation of local authorities---------- 632
Inter-county and main market roads may remain as established-- 626
Inter-county and main market roads, how constructed or improved 644
Maintenance of all roads---------- 649
Penal provisions, sections enumerating---------- 659–661
Prison labor, use of, upon---------- 655–658
Right of entry upon lands by commissioner or engineers for certain purposes ---------- 627
Right of way, proceedings to obtain---------- 631
Road way, width of improved inter-county or main market------ 630
School or conference held by state highway commissioner with county superintendents ---------- 648
"State Highway" and "Highway" defined---------- 643
State highway improvement fund, application of---------- 640
State roads defined---------- 648
Saving and repeal provisions---------- 663
Tax levy for state highway improvement fund---------- 644
Traffic rules and regulations, publication and enforcement of---- 650–651
Trees and shrubs, planting, control and ownership of, along----- 621, 649

County Roads—

Altering, locating, establishing, widening and vacating-------- 574–588
Appeals in road cases, matters upon which appeal may be taken, procedure ---------- 583–589
Appropriation of land, procedure when proceedings for, are abandoned ---------- 587
Compensation and damages, procedure to obtain and award of 576–583
County line, procedure when improvement upon---------- 578–580
Dedication of land for road purposes by owners---------- 582

www.fjptool.com.cn

Digitized by Google

PUBLIC HIGHWAYS—Continued.
County Roads—Continued. Page.
Land owner, procedure by, to change road running through his land ---- 580–581
Minimum width of ---- 574
Notice to land owners of hearing of claims ---- 577
Opening road, when order for shall be executed ---- 583
Petition for, view, hearing and survey ---- 574–575
Probate court, jurisdiction of and procedure in, in case of appeal ---- 583–588
Review of judgment of probate court ---- 588
Road or outlet through land of another, procedure to obtain ---- 582–583
True line or boundary, how found and established ---- 579
Construction and improvement of ---- 597–623
Appeal from finding of commissioners for compensation and damages ---- 599
Appeal to common pleas court on failure of joint board to agree ---- 605
Application by local authorities for state aid, how and when made ---- 627
Apportionment and payment of compensation and damages and expenses, methods of ---- 600
Approaches and driveways, construction and repair of ---- 622
Appropriation of property and proceedings therein ---- 598–599
Assessment of land owners for proportion of cost of improvement ---- 601–603, 606
Automobile registration fees, application of ---- 640
Bond issue for, in anticipation of taxes and assessments ---- 603, 641
Buildings or other obstructions, removal of near railroad crossings ---- 650
Brush, briers, weeds, etc., cutting of ---- 616
Canal and railway property, assessment of, for improvement ---- 638
Closing of, for construction or repairs ---- 622
Construction of walk, ditch or fence across, without permit, unlawful ---- 618
Construction or repair of, upon petition of 51% of land owners ---- 597
Contracts for improvements, publication of letting; opening bids and awarding ---- 607
Costs, apportionment of, and how paid ---- 636–638
County line road, application to construct or improve ---- 639
County highway superintendent, county surveyor shall be, powers and duties ---- 612–623
County roads defined ---- 648
Curative provisions, sections providing ---- 662
Expenditures for, amount authorized ---- 629
Extra work, allowance for, how obtained ---- 608, 635
Definition of ---- 648
Federal government fund, apportionment of ---- 643
Fence along, may be declared a public nuisance, when ---- 653
Franchise to railways, conditions required in grant ---- 652
General powers of commissioners relative to construction and improvement of ---- 597
General provisions relating to ---- 647–655

www.liutool.com.cn

Digitized by Google

PUBLIC HIGHWAYS—Continued.
County Roads—Concluded.
Construction and improvement of—Concluded. Page.
Grade crossings, county commissioners empowered to change 652–653
Guide posts and signs, attachment of, to poles 650
Guide posts or sign posts, erection of, on inter-county and main market roads 616
"Highway" and "State Highway" defined 643
Improvement in two or more counties, procedure 604–608
Improvement of, without petition, how made 598
Improvement of, by county commissioners not prohibited 632
Inter-county and main market roads, changes and additions 626
Obstructions, removal of, by land owners 619
Maintenance of all roads 649
Materials for road building, procedure in condemnation of 645
Municipalities, improvement of roads through, procedure 608–610
Penal provisions, sections enumerating 659–661
Prison labor, use of, upon 655–658
Railway property, apportionment of road improvement cost, to 611
Railway or other companies, removal of obstructions by 619
Right of entry, certain purposes for which road officials may have 620
Road material, purchase of 619
School or conference, meeting of county superintendent with state commissioner in 648
Saving and repeal provisions 663
Sidewalks, construction of along; cost and expenses 619–620
State line road, proceedings to improve 610
Tax levy for county's proportion of improvement 603, 640
Tax levy, when made by county commissioners 647
Traffic rules and regulations, publication and enforcement of 650–651
Trees and shrubs, planting, control and ownership of, along 621, 649
Troughs and fountains, construction and maintenance of 622
Waiver of apportionment of cost and expense of, by county commissioners 638
What persons shall be counted upon petition; withdrawal of signature 597
Weight of load and width of tire prescribed 651
Township Roads—
Alteration or elimination of grade or other crossings 206
Annual report of township highway superintendent to county superintendent 594
Application by township trustees for state aid 628
Appointment of inspectors by trustees 590
Approaches and driveways, construction and repair of 622
Assessment against land owner for improvement 592
Canal and railway property, assessment of, for improvement 638
Curative provisions, sections providing 662
Construction and improvement of, by township trustees 589–596
Construction of walk, ditch or fence across, unlawful 618
Contract for improvement of, how let 589
Contracts for dragging, when and by whom let 596

Digitized by Google

PUBLIC HIGHWAYS—Concluded.
Township Roads—Concluded. Page.
Definition of ---- 648
Demonstrations of dragging highways, township superintendent shall attend ---- 596
Designation of roads to be improved by trustees ---- 589
Donations of labor and material ---- 590
Dragging contractor, form of notice to ---- 595
Dragging districts, division of township into ---- 594
Dragging record, form of and by whom kept ---- 595
Expenditures for, amount authorized ---- 629
General provisions relating to ---- 647–655
Guide posts and signs, attachment of to poles ---- 650
Improvement of, by trustees not prohibited ---- 632
Land owners, removal of obstructions by ---- 619
Maintenance of all roads ---- 649
Materials for road building, procedure in condemnation of by trustees ---- 645
Penal provisions, sections enumerating ---- 659–661
Petition by land owners for improvement of ---- 592
Prison labor, use of, upon ---- 655–658
Purchase or lease of road machinery ---- 618
Railway or other companies, removal of obstructions by ---- 619
Records of improvement kept by township clerk ---- 592
Right of entry, certain purposes for which road officials may have ---- 620
Saving and repeal provisions ---- 663
Stone or gravel property, tax levy to purchase and submission of question ---- 653–654
Submission of questions for improvement of ---- 591
Tax levy for repairing and maintaining ---- 589
Tax levy for township's proportion of improvement ---- 603, 641
Tax levy to pay bonds ---- 592
Tax levy, when made by township trustees ---- 647
Township highway superintendent, appointment of, powers and duties ---- 593–596
Township roads defined ---- 648
Trees and shrubs, planting, control and ownership of, along ---- 629, 649
Troughs and fountains, construction and maintenance of ---- 622
Waiver of apportionment of cost and expense of, by trustees ---- 638
PUBLIC INSTRUCTION—
Appropriations ---- 58, 507, 699, 780
PUBLIC OFFICES—
Inspection and supervision of ---- 26
PUBLIC UTILITY—
Annual statement by, to tax commission ---- 573
PUBLIC UTILITIES COMMISSION OF OHIO—
Appropriations ---- 85, 730, 809
Copies of new schedules shall be filed with ---- 188
Examination and test of appliance for the measurement of product and service of public utilities by ---- 554
Hearing by, upon new joint rate or charge ---- 188
Notice of changes in schedules must be filed with ---- 183
Salaries of members of ---- 28

www.libtool.com.cn

Digitized by Google

PUBLIC UTILITIES COMMISSION OF OHIO—Concluded. Page.
Section 8980 relating to freight rates, repealed 333
Valuation of property by, to determine justice of rates 225
PUBLIC WORKS—
Appropriations 87, 733, 811
QUESTIONS SUBMITTED—
Detachment of territory, additional method 301
Employment of agricultural agent 358
Purchase of property containing stone and gravel by township trustees 133
Tax for county experiment farm 124
RABBITS—
Open season for 439
Use of ferret in hunting, prohibited 439
RAILROADS—
Actions against, and service upon receiver of 135
Alteration or elimination of grade or other crossings of 206
Costs of road improvement to be paid by 611
Hearing upon new joint rate or charge of, by public utilities commission 188
Notice of changes in schedules of, filed with public utilities commission 188
Right of, to appropriate and enter upon land 347
Section 8980 relating to freight rates, repealed 333
Settlement with P. C. C. & St. L. Ry. for land appropriated, Tuscarawas county 141
Size of caboose cars operated by, specified 429
Trustees of, authorized to issue additional bonds for betterment of 140
Valuation of property of, by commission to determine justice of rates 225
RAPID TRANSIT COMMISSIONERS—
Act creating board of, in cities and defining its powers 286–292
REAL ESTATE—
Act providing for the listing and valuation of, for taxation 246–272
County commissioners empowered to purchase and erect buildings thereon 423
Optional registration of title to, sold in partition, etc 24
Sale of, by county commissioners when not needed for public use 399
Section 5601 relative to publication of assessments, repealed 185
REAL ESTATE COMPANIES—
Borrowing money by, upon mortgage, notes or bonds 553
REFERENDUM—
Contests in subdivisions 20
Contest of elections on questions submitted by 17–22
Procedure in contests of elections on questions submitted by 18
REFORMATORY FOR WOMEN—
Appropriations 717, 796
REGISTERED CONTAINER—
Assignment of name, mark or device of, to another 109
Name or brand of, filed in office of secretary of state and county clerk 108
Refilling of, without consent of owner, unlawful 109
REGISTRATION OF LAND TITLES—
Optional, sold in partition or by assignee, etc 24
REILLY, GENERAL JAMES W.—
Governor authorized to deed escheated lands of, to Wellsville 431

www.ZSool.com.cn

Digitized by Google

	Page.
REPORTS—	
Arrangement of matter in	516
Collation, publication, binding and distribution of	508–517
RESERVOIRS AND PARKS—	
Power and duties of superintendents of public works relating to	518
Rules for guidance in navigation of state reservoirs and control of state parks	380
ROAD DISTRICTS—	
Organization and dissolution of	201
Repair of road, upon dissolution of district	201
ROADS—(See Public Highways.)	
ROSTER OF OHIO SOLDIERS—	
Publication and distribution of, in the war with Spain	332
SALARIES OF APPOINTEES OF ELECTIVE STATE OFFICERS—	
Enumeration of	28
SALARIES OF APPOINTIVE STATE OFFICERS—	
Enumeration of annual	6
Members of industrial commission	26
Members of Ohio board of administration	26
Members of public utilities commission	28
Members of tax commission	28
Officers of supreme court and law library	28
SANDUSKY COUNTY—	
Authority to pay Clara Schroder as teacher	30
Authority to pay Dorothy Gillett as teacher	480
SARK, SAMUEL M.—	
Authority to pay, as superintendent of schools, Pickaway county	457
SCHOOL BUILDINGS—	
Purposes for which they may be used	552
Use of, for educational and recreational purposes	552
SCHOOL DISTRICTS—	
Appointment of boards of education in certain	550
Arrangement of, by county boards	397
Centralization of rural	442
Depots for shelter of children must be provided in certain	496
Division of county into supervision districts by county board	396
Election of board of education in new	550
Minimum salaries paid teachers in	430
Power of board to suspend schools in rural or village	398
Supervision of rural or village schools in	439
Transfer of part or all of one, to another by county boards	397
Village or rural, continued as separate district under supervision of county superintendent, how	398
SCHOOL FUNDS—	
Board of education liable for, when	328
Depository provided for, by board of education	328
Treasurer of, liable, when	328
SCHOOLS—	
Centralization of, in rural districts	442
Inmates of children's homes and orphan asylums admitted to, free	489
Professional training of teachers in, required	340
Superintendent or teacher employed in, shall not be agent for text books or supplies	447
Who may be admitted to, free	489

www.hbook.com.cn

Digitized by Google

SCHRODER, CLARA— Page.
Board of education authorized to pay as teacher---------- 30
SECRETARY OF STATE—
Appointment of registrar of vital statistics by---------- 338
Appropriations ----------76, 720, 800
Binding of annual reports by---------- 175
Collation, publication and distribution of Ohio general statistics---- 513–515
Copies of proclamation by, to clerks of courts relative to Ohio reformatory for women---------- 130
Distribution of copies of times of holding courts to judges---------- 462
Registration of marks upon bottles, tins, tanks and other containers, in office of---------- 108
SENATE—
Appropriations- ----------74, 720, 799
Compensation of employes of---------- 13, 14
SESSION LAWS—
Publication and binding of, enacted by eighty-first general assembly-- 440
SHEEP—
Report of, killed and injured by dogs, by county auditor---------- 176
SHERIFF—
Appointment of special deputies by, at referendum elections------- 21
Drawing of grand and petit jurors in presence of---------- 521
Lawful deposit of certain fees and trust funds by---------- 556
Summoning of grand and petit jurors by---------- 521
SOLDIERS' MONUMENT—
Question of tax levy for, submitted by county commissioners------ 190
STALLIONS AND JACKS—
Laws providing examination of, repealed---------- 227
STATE ADVERTISING—
Audit and approval of bills for---------- 32
STATE BINDERY—
Appropriations ----------72, 715, 795
STATE BOARD OF APPEALS—
Appointment of, by governor---------- 564
STATE BOARD OF EMBLAMING EXAMINERS—
Appropriations ----------49, 507, 687, 769
STATE BOARD OF HEALTH—
Appropriations ----------52, 691, 773
Distribution of antitoxin by, for cure and prevention of diphtheria-- 23
Duties of, under act for the prevention of blindness of infants------ 321
Powers and duties of, respecting state parks or pleasure resorts---- 395
STATE BOARD OF PHARMACY—
Appropriations ----------70, 714, 794
Duties of, under act providing for control of educational requirements and registration of pharmacists---------- 329
STATE BUDGET COMMISSIONER—
Appropriations ----------50, 689, 770
Approval by, of expenses of liquor traffic officials---------- 563, 566
STATE BOARD OF UNIFORM STATE LAWS—
Appropriations ---------- ---------- 709, 789
STATE CANAL LANDS—
Amendment of act extending existing leases of---------- 353
STATE DENTAL BOARD—
Appointment of members of, powers and duties---------- 297–301
Appropriations ---------- ----------48, 687, 768

www.hntool.com.cn

Digitized by Google

STATE HIGHWAY COMMISSIONER— Page.
Appointment of, term, qualification and salary---------- 623
Highway laws, powers and duties of, under act providing system of- 623–666
STATE HIGHWAY DEPARTMENT—
Appropriations ----------53, 419, 452, 693, 775
Construction, improvement, maintenance and repair of roads and bridges by ---------- 623–666
STATE FAIR—
Custodian of grounds of, and annual exhibit---------- 146
STATE FORESTS—
Appropriations ---------- 540
Purchase of land for establishing---------- 540
STATE FIRE MARSHAL—
Appropriations ----------50, 689, 771
Tax on insurance companies for the maintenance of the office of---- 502
STATE FUNDS—
Extension of time for the repayment of, by depositories in flood districts ---------- 8, 184
Limitation of amount of, deposited in one depository---------- 505
STATE HOUSE—
Apropriation for display of battle flags in---------- 304
Adjutant general superintendent of---------- 319
STATE HOUSE AND GROUNDS—
Appropriations ----------69, 712, 792
Creation of board of public buildings for improvement of-------- 463
Grant of easement under portions of grounds for comfort stations-- 348
STATE INSPECTOR OF OILS—
Appointment of, powers and duties----------228–233, 309–315, 503
Appropriations ----------70, 713, 793
Fees for inspection of oil---------- 503
STATE INSTITUTIONS—
Admission and discharge of pupils and inmates of---------- 115, 558
Collections for support of inmates of; who may be admitted to---- 558
STATE LANDS—
Powers and duties of superintendent of public works relating to----- 518
Reservation in sales and leases of all---------- 245
STATE LIBRARIAN—
Annual salary of---------- 6
STATE LIBRARY—
Appropriations ----------61, 701, 783
STATE LIQUOR LICENSING BOARD—
Appropriations ----------65, 706, 787
Authorized to pay Louis A. Traub for service---------- 295
STATE LIQUOR TRAFFIC INSPECTOR—
Appointment of, powers and duties---------- 565–570
STATE MEDICAL BOARD—
Appropriations ----------66, 707, 788
Examination and registration of practitioners of limited branches of medicine and surgery by---------- 202–204
Grounds for refusal to grant and revocation of certificates to practice medicine and surgery---------- 177
Powers and duties of, relating to the practice of nursing in Ohio--- 191–196

www.hbtool.com.cn

Digitized by Google

	Page.
STATE OFFICERS—	
Annual salaries of appointive	6
Collation, publication and distribution of annual reports of	508–517
Correction of errors in taxes by, and provision for refunding when made by mistake	225
Expenses of, attending conventions outside of state, how authorized	183
STATE PARKS AND RESERVOIRS—	
Rules of guidance and control of	380
STATE PLEASURE RESORTS—	
Rules of guidance and control of	380
Trespassing at, prohibited	176
STATE PRINTING—	
Classification of	515
Contracts for, how let	515
STATE PROPERTY—	
Hocking power company permitted to construct line across	7
STATE REGISTRAR OF VITAL STATISTICS—	
Appointment of, qualifications and duties	338
STONE AND GRAVEL—	
Township trustees authorized to purchase property containing	133
STREETS AND ALLEYS—	
Creation of districts on petition in municipalities for oiling	450
STREET AND INTERURBAN RAILWAYS—	
Appropriation of trees and branches by, interfering with operation of	337
Full stop of cars on, required when approaching steam railroad crossing	541
Modification of full stop requirement	541
SUMMIT COUNTY—	
Additional common pleas judge provided for	539
SUMMONS—Service of, upon receiver of railroads	135
SUNDRY APPROPRIATIONS	834–844
SUPERINTENDENT OF BANKS—	
Amendment of act relating to the powers and duties of	360–365
Annual salary of	6
SUPERINTENDENT OF INSURANCE—	
Annual salary of	6
Certificate of authority to agents of life insurance companies issued by	241
Computation of taxes upon foreign insurance companies by	502
Duties of, relating to taxation of fire insurance companies	240
Revocation of licenses by, to fire insurance companies	240
Revocation of life insurance agents' certificates by	241
SUPERINTENDENT OF PUBLIC INSTRUCTION—	
Appropriations	58, 507, 699, 780
SUPERINTENDENT OF PUBLIC WORKS—	
Appropriations	87, 733, 811
Appointment of assistant, bond and oath of office	226
Authorized to convey certain portions of Miami and Erie canal in Toledo in exchange for other land	499
Cancellation of leases by, upon certain state land in Cleveland	498
Duties of, relating to the extension of existing leases of canal lands	353
Duties of, relative to the sale of portions of the Ohio canal in Massillon	234
Powers and duties of, relative to lakes, reservoirs and state land	518
Powers and duties of, under act providing for the control of parks and reservoirs	380–396

www.libtool.com.cn

Digitized by Google

SUPERINTENDENT OF PUBLIC WORKS—Concluded. Page.
Rules for guidance of, in management of public parks and navigation of state reservoirs 380
Sale of state land in Cleveland by, authorized 498
SUPERVISOR OF PUBLIC PRINTING—
Annual salary of 6
Appropriations 71, 715, 795
Audit of bills by, for state advertising 32
Correction of proof sheets and preparation of indexes of state printing, by 515
SUPREME COURT—
Approval of contract by, for printing and binding court reports 244
Salaries of officers of 28
SUPREME COURT AND LAW LIBRARY—
Appropriations 81, 726, 805
SUPREME COURT REPORTER—
Appropriations 82, 727, 806
Contract by, for printing and binding court reports 244
TAXATION—
Act providing for the listing and valuation of property for purposes of 246–272
Correction of errors in, and provision for refunding 425
Property for support of children's home exempt from 179
TAX COMMISSION OF OHIO—
Appropriations 83, 727, 807
Assessment of telegraph and telephone companies by, and certifying apportionment to county auditors 571–574
Duties of, relative to the listing and valuation of property for taxation 246–272
Salary of members of 28
TAX DUPLICATE—
Auditor's and treasurer's, when and how prepared 261
TAXES—
Correction of errors in, and provision for refunding 425
TAXING DISTRICTS—
Application of money derived from bond issue of 11
Authorized to issue bonds when 50% of collections are enjoined, etc. 11
Bond issues authorized by, to repair damage caused by floods, 1913 354
Bonds of, re-issue in case of lost or destroyed 303
TAX LEVY—
Authorized, to improve real estate of agricultural societies 484
Constructing, maintaining and repairing roads 592, 603, 640, 641, 647, 653
County commissioners to make, for erection of memorial structure 456
Exemption from limitation to pay bonds issued by municipalities under section 1259 461
Repair of roads on dissolution of district 201
Submission of question of, for soldiers' monument 190
TEACHERS—
Authorizing payments to, for attending institutes 558
Employed by board, shall not be agent for text books or supplies 447
Minimum salary of 430
Minimum salary of, in weak school districts, to be eligible to state aid 430
Validating payments made to, for attending institutes 558

www.tbtool.com.cn
Digitized by Google

	Page.
TEACHERS' CERTIFICATES—	
Professional training of applicants for, required	340
TELEGRAPH AND TELEPHONE COMPANIES—	
Annual statements made by, to tax commission	571–574
Assessment of, by tax commission	572
TEXT BOOKS AND SUPPLIES—	
Superintendent or teacher employed in schools shall not be agent for	447
THEATRES AND ASSEMBLY HALLS—	
Regulation in the construction of, in rural districts	444
TIMES OF HOLDING COMMON PLEAS COURT—	
Date of fixing by judge or judges	462
Table of, by counties	880
TOLEDO—	
Authority to convey certain portions of the Miami and Erie canal in, in exchange for other land	499
TOPOGRAPHIC SURVEY—	
Appropriations	84, 729
TOWNSHIP CLERKS—	
Certificate by, stating bounty applicant entitled to for killing hawks	31
Issue and record of hunter's license by	171
Report of licenses issued and fees collected by, to board of agriculture	172
TOWNSHIP FUNDS—	
Deposit of	242
TOWNSHIP HIGHWAY SUPERINTENDENT—	
Appointment of, powers and duties	593–666
TOWNSHIP TRUSTEES—	
Act regulating the legal publication of notice and sale of bonds by	492–496
Appointment of committee by, to arrange observance of memorial day	105
Appropriation by, to pay bounty for killing hawks	32
Assessment against land owners by, for road improvement	592
Authority of, to join in purchase of property containing stone and gravel	133
Bond issue by, for road improvement; submission of question	591
Bond issues by, to repair damage by floods, 1913	354
Conveyance of certain burying grounds by, authorized	305
Designation of depositories by, for township funds	242
Highway laws, powers and duties of, under	589–666
Issue and sale of bonds by, for specific purposes	536
Joint meeting of, with council to elect cemetery trustees	345
Lawful deposit of certain fees and trust funds by	556
Liability of, on failure to provide depository	243
Township highway superintendent, appointment of, powers and duties	593–666
TRAFFIC RULES AND REGULATIONS—	
Publication and enforcement of	650–651
TRAUB, LOUIS A.—	
State liquor licensing board authorized to pay	295
TRAVELING LIBRARY—	
Appropriations	62, 703, 785
TREASURER OF STATE—	
Accounts of receipts and disbursements by	239
Annual audit and inventory of state treasury	239
Appropriations	84, 730, 808

www.tdfool.com.cn

Digitized by Google

TREASURER OF STATE—Concluded. Page.

Collection of certain taxes and revenues by, upon duplicates set up by auditor ---------- 500–504
Daily statement of balances by ---------- 239
Payments to, shall be by pay-in-order or draft of auditor ---------- 239
Warrants issued upon, how paid ---------- 239

TRUSTEES OF RAILROADS—

Authority of, to issue additional bonds for the betterment of ---------- 140

TUBERCULOSIS HOSPITAL—

Petition and hearing for equitable apportionment of expense in district ---------- 506

TUSCARAWAS COUNTY—

Settlement for land in Gnadenhutten appropriated by P. C. C. & St. L. Ry. ---------- 141
Purchase and preservation of Fort Laurens in ---------- 185

UNION DEPOT COMPANIES—

Articles of incorporation of, where filed ---------- 317
Incorporated how ---------- 317

UNITED SPANISH WAR VETERANS—

Use and occupancy of armories by ---------- 344

VETERINARY EXAMINERS—

Appointment of, qualification, term and duties ---------- 164–167
Certificate to applicant and record of copy by ---------- 165
Examination of applicants by, branches and average grade ---------- 165
Grounds for revocation of certificate of applicant ---------- 166
Persons using certain titles regarded as veterinary practitioners ---- 166

VETOES—

Partial, general appropriations ---------- 829–834
Partial, sundry appropriations ---------- 844–845

WAGE EARNINGS—

Act regulating the licensing of persons and companies loaning money upon ---------- 281–286

WATER GATES—

Construction and maintenance of, on line between land owners ------ 205

WATERING TROUGHS AND FOUNTAINS—

Construction and maintenance of, on highways ---------- 622

WEAK SCHOOL DISTRICTS—

Appropriation to aid ---------- 336
Minimum salary paid to teachers in, to be eligible to state aid ----- 430

WEAD, JOHN S.—

Quit claim deed by devisees of, to certain land in Montgomery county as condition of delivery of quit claim deed by state to certain other land in Montgomery county ---------- 427

WEIGHTS AND MEASURES—

Approving, condemning and confiscating ---------- 169
Copies of standards of, procured by county and municipal sealers ---- 168
Comparison of, by county sealer ---------- 169
Courts having jurisdiction in such cases ---------- 170
Proving and sealing ---------- 169
Standards adopted and comparisons made by board of agriculture -- 168
State sealer of ---------- 168

WILBERFOCE UNIVERSITY—

Appropriations ---------- 98, 748, 823
Bond of treasurer of, by whom approved and where filed ---------- 519

www.libtool.com.cn

Digitized by Google

WELLSVILLE— Page.
Governor authorized to deed escheated lands of General Reilly to, for public library---------- 431
WESTERN RESERVE AND MAUMEE STATE ROAD—
County commissioners authorized to transfer portion of taxes to Fremont City for repair of---------- 334
YACHTS—
Sailing rules of, on state reservoirs---------- 388

www.legool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

Index to Joint Resolutions.

www.libtool.com.cn

	Page.
BANKS AND BANKING—	
Appointment of committee to investigate transactions of	847
BONDS—	
Proposed constitutional amendment exempting, from taxation	864
CHILD LABOR—	
Memorial to congress relative to	857
COMMITTEE—	
Appointment of, to receive communication from governor	850
Appointment of, to investigate the department of banks and banking	847
Appointment of, to arrange inauguration of governor	850
Appointment of, to investigate various departments of the state	852
Appointment of, relative to housing the officers and departments of the state government	861
Appointment of, to investigate rural credits	870
CONSTITUTIONAL AMENDMENT—	
Exempting bonds from taxation	864
ELECTIONS—	
Canvassing and declaring results of, for constitutional officers, 1914	851
GENERAL ASSEMBLY—	
Adjournment of	851
Adjournment of	852
Adjournment of	854
Adjournment of	856
Adjournment of	858
Adjournment of	865
Adjournment of	869
Adjournment of	870
Adjournment of, sine die	875
Arrangements for reunion of members of	876
Printed list of members of, authorized	851
Rules of eighty-first, authorized printed	856
GOVERNOR—	
Committee to arrange inauguration of	850
Expenses of inauguration of, authorized paid	859
HISTORY OF THE CIVIL WAR—	
Distribution of, by adjutant general	874
LEGISLATIVE HISTORY—	
Preparation and printing of, authorized	868
McKINLEY, WILLIAM—	
Memorial in honor of	855
MAUMEE VALLEY PIONEER HISTORICAL ASSOCIATION—	
Acceptance by state of conveyance of land by	871
MILITARY TRAINING—	
Commission to report plan of organized instruction in schools and colleges	861

Digitized by Google

	Page.
OHIO LEGISLATIVE MANUAL—	
Printing and distribution of	872
OHIO STATE UNIVERSITY—	
Empowered to receive federal aid for agricultural extension	849
SHIPPING INTERESTS—	
Memorial to congress relative to	853
PRINTING—	
H. B. 125, additional copies	849
S. B. 76, additional copies	854
H. B. 298, and H. B. 63, additional copies	857
H. B. 29, and H. B. 148, additional copies	859
S. B. 376, and S. B. 6, additional copies	859
H. B. 323, 344, and 125, additional copies	860
S. B. 135, additional copies	862
Sub. H. B. 29, additional copies	860
S. B. 177, 194 and 195, additional copies	863
Am. S. B. 125, additional copies	876
S. B. 282, additional copies	866
H. B. 560 and 564, additional copies	865
List of members of general assembly	851
Rules of eighty-first general assembly	856
RURAL CREDITS AND CO-OPERATION—	
Committee to investigate	870
SUPERVISOR OF PUBLIC PRINTING—	
Transfer of $17,500 to credit of	849
TYPEWRITING—	
Enrollment of S. B. 80	854
Enrollment of H. B. 334	858
Enrollment and correction of Am. S. B. 183	863
Enrollment and correction of Am. Sub. S. B. 7	866
Enrollment and correction of S. B. 155	867
Enrollment and correction of H. B. 29	867
Enrollment of S. B. 264	870
Enrollment of H. B. 132	872
Enrollment of H. B. 713	875

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google

www.libtool.com.cn

Digitized by Google