1808 OPINIONS

1214.

APPROVAL, BONDS OF VILLAGE OF NORTH CANTON, STARK COUNTY—\$5,000.00.

COLUMBUS, OHIO, November 21, 1929.

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

1215.

APPROVAL, BONDS OF VILLAGE OF GENEVA-ON-THE-LAKE, ASH-TABULA COUNTY-\$25,000.00.

COLUMBUS, OHIO, November 21, 1929.

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

1216.

COUNTY AUDITOR—DUTY TO DRAW MONTHLY WARRANTS FOR EMPLOYES OF COUNTY OFFICIALS EVEN THOUGH SUCH PAYMENTS WILL EXHAUST APPROPRIATION BEFORE END OF YEAR.

SYLLABUS:

- 1. When the salaries of clerks and deputies in the several county offices have been determined in the manner provided in Section 2981, General Code, the same should be paid monthly from the county treasury, in so far as money has been appropriated therefor and within the limitations imposed by Section 5625-38, General Code.
- 2. When a county official has made expenditures from the annual appropriation made to his office for deputy and clerk hire, to the full limit of six-tenths of the appropriation during the first six months, and continues to certify payrolls thereafter for monthly payments of salary corresponding in amount to one-twelfth of the entire amount fixed for any yearly salary, the county auditor is not justified in refusing to draw warrants in payment of such payrolls as certified even though there remains but four-tenths of the total annual appropriation and to pay the payrolls as certified will exhaust the entire appropriation before the end of the year.
- 3. It is the legal duty of a county auditor to draw warrants in payment of a monthly payroll for deputies and clerks in the various county offices in accordance with the payroll as certified, providing such payroll calls for the payment of a monthly in-