

purposes of obtaining such water supply, and for the repair, rebuilding, extension, and adding to the water works equipment, lines, hydrants, laterals, and extensions." Of course, the purpose of this bond issue can be no different than the purpose set forth in the notice of election and ballot.

The transcript shows that none of the ordinances or resolutions were read on three different days, or that said requirement was dispensed with by three-fourths vote of the council. This requirement has been held to be mandatory *Custakis vs. Yorkville*, 109 O. S. 184.

The transcript contains this notation:

"Federal aid was sought in this proposition upon the theory that the F. E. R. A. might be required to take both the Bond Issue and the Grant in a maximum total of twenty-three thousand dollars (\$23,000.00). A tentative grant of six thousand dollars (\$6,000.00) was received from the F. E. R. A. proposition; also the council felt they could sell the sixteen thousand dollar (\$16,000.00) bond issue on their own accord, which was done. It will appear throughout these proceedings that it was necessary to qualify a bond issue, as well as to qualify for the Federal grant, both of which have been thus far successful."

Said Amended Sub. Senate Bill No. 38, as amended by said Amended Senate Bill No. 28, provides for the issuance of bonds under this act for the purpose of enabling subdivisions to participate in Federal aid provided by the National Industrial Recovery Act, and for that purpose only. It appears from this transcript that the Federal aid is being obtained from what is known as the FERA. The Federal Emergency Relief Administration was created under the Federal Emergency Relief Act and is no part of the National Industrial Recovery Act. Consequently, bonds cannot be issued under said act for the purpose of enabling a subdivision to participate in Federal aid under the Federal Emergency Relief Administration.

For these reasons, it is my advice that you do not purchase these bonds.

Respectfully,

JOHN W. BRICKER,

Attorney General.

3317.

APPROVAL, BONDS OF PAULDING, OHIO, \$12,000.00.

COLUMBUS, OHIO, October 17, 1934.

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