

2509.

APPROVAL—BONDS, LUCAS COUNTY, OHIO, \$10,000.00, PART OF ISSUE DATED JULY 15, 1930.

COLUMBUS, OHIO, May 26, 1938.

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

GENTLEMEN :

RE: Bonds of Lucas County,
Ohio, \$10,000.00. (Unlimited.)

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of bonds for the purpose of constructing an addition to the county infirmary in the aggregate amount of \$950,000.00, dated July 15, 1930, bearing interest at the rate of $4\frac{1}{2}\%$ per annum.

From this examination, in the light of the law under authority of which these bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute valid and legal obligations of said county.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2510.

APPROVAL—BONDS, VILLAGE OF WESTON, WOOD COUNTY, OHIO, \$18,000.00, PART OF ISSUE DATED JULY 1, 1929.

COLUMBUS, OHIO, May 26, 1938.

State Employees Retirement Board, Columbus, Ohio.

GENTLEMEN :

RE: Bonds of Village of Weston,
Wood County, Ohio, \$18,000.00.

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of

waterworks bonds in the aggregate amount of \$30,000, dated July 1, 1929, bearing interest at the rate of $5\frac{1}{2}\%$ per annum.

From this examination, in the light of the law under authority of which these bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute valid and legal obligations of said village.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2511.

CHATTEL MORTGAGE COMPANIES—NOT REQUIRED TO SECURE DEALER'S LICENSE TO MAKE CASUAL OR ISOLATED SALE OF MOTOR VEHICLE—SECTION 6302-1 G. C.—EACH CASE SUBJECT TO FACTUAL DETERMINATION—STATUS SALES IN CONTINUOUS SUCCESSION.

SYLLABUS:

1. *Chattel mortgage companies making casual or isolated sales of motor vehicles are not required to secure motor vehicle dealers' licenses.*
2. *The question as to whether or not a sale of a motor vehicle is a casual or isolated sale, as that term is used in Section 6302-1 of the General Code, is dependent entirely upon a factual determination made in each particular case under consideration.*
3. *Sales made in more or less continuous succession can not be said to be casual or isolated. (State, ex rel. City Loan and Savings Company of Wapakoneta, Ohio vs. Zellner, Clerk, 133 O. S. 263, Ohio Bar, Feb. 14, 1938.)*

COLUMBUS, OHIO, May 26, 1938.

HON. KENNETH KREIDER, *Prosecuting Attorney, Newark, Ohio.*

DEAR SIR: Acknowledgment is made of your recent communication wherein you request my opinion on the following:

"Is a Chattel Mortgage Loan Company, organized under the laws of the state of Ohio which holds chattel mortgages upon automobiles and other chattel property, and is compelled occasionally to repossess an automobile under the terms of the mortgage, in order to collect the loan thereon, required to secure a