

obligations of the contract. There has further been submitted a contract bond upon which the Fidelity and Deposit Company of Maryland appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the workmen's compensation have been complied with.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
C. C. CRABBE,
Attorney General.

3359.

DISAPPROVAL, BONDS OF ORANGE TOWNSHIP RURAL SCHOOL DISTRICT, CUYAHOGA COUNTY, \$5,000.00.

COLUMBUS, OHIO, May 17, 1926.

Re: Bonds of Orange Township Rural School District, Cuyahoga County, \$5,000.00.

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

GENTLEMEN:—An examination of the transcript submitted in connection with the foregoing issue of bonds discloses that said bonds have been issued under the provisions of section 7630-1 of the General Code. The issue is based upon a school order prohibiting the use of the former school building, which said order is signed by T. P. Kearns, Chief of the Division.

In the case of Industrial Commission of Ohio et al. vs. Snyder, in which the decision of the Supreme Court was rendered October 22, 1925, the Court held as follows:

“The provisions of such Code require the administration of the affairs of that department by the Director of Industrial Relations and provide for the keeping within the department such records and journals as are necessary to exhibit its official acts and proceedings. A letter addressed to the board of education, signed only by the Chief of the Division of Factory Inspection, giving notice that the use of the school building is prohibited, unless designated changes are made by a specified time, there being no record of any official action by the department with reference to such matter, or showing any authority conferred upon the chief of the Division of Factory Inspection relative thereto, is not an order of the department whereon may be predicated action by the board of education to issue and sell bonds of the district for the erection of a school building pursuant to the provisions of section 7630-1 General Code, as it existed April 9, 1923.”

You are therefore advised not to purchase said bonds.

Respectfully,
C. C. CRABBE,
Attorney General.