

994.

APPROVAL, BONDS OF PICKAWAY TOWNSHIP RURAL SCHOOL DISTRICT, PICKAWAY COUNTY, OHIO—\$29,250.00.

COLUMBUS, OHIO, September 14, 1927.

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

995.

APPROVAL, BONDS OF CORTLAND VILLAGE SCHOOL DISTRICT, TRUMBULL COUNTY—\$4,000.00.

COLUMBUS, OHIO, September 14, 1927.

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

996.

COUNTY COMMISSIONERS—THEIR DUTY TO PROVIDE NECESSARY RIGHT OF WAY WHEN ROAD IS BEING CONSTRUCTED UNDER SECTIONS 1191 ET SEQ., GENERAL CODE—FUND FOR PURCHASE.

SYLLABUS:

1. *It is the duty of a Board of County Commissioners to provide the necessary right of way when a road is being constructed or improved, under the provisions of Sections 1191, et seq., General Code, and such Board of County Commissioners may pay for such right of way out of the money received from taxes levied, under the provisions of Section 1222, General Code, or out of the proceeds of bonds issued, in anticipation of the collection of such taxes, as provided in Section 1223, General Code.*

2. *No part of the fund raised by the issuance of bonds, in anticipation of the collection of special assessments against property abutting upon an improvement, under the provisions of Section 1223, General Code, may be used to purchase right of way for road purposes.*

COLUMBUS, OHIO, September 14, 1927.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMEN:—Receipt is acknowledged of your request for my opinion as follows: