

639.

APPROVAL, BONDS OF VILLAGE OF MENTOR, LAKE COUNTY,
\$31,800.00, TO CONSTRUCT SIDEWALK.

COLUMBUS, OHIO, August 14, 1923.

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

640.

DISAPPROVAL, BONDS OF WALNUT TOWNSHIP RURAL SCHOOL DIS-
TRICT, GALLIA COUNTY, \$14,000.00.

COLUMBUS, OHIO, August 14, 1923.

In re: Bonds of Walnut Township Rural School District, Gallia
County—\$14,000.00.

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

GENTLEMEN:—I have examined the transcript furnished this department in con-
nection with the foregoing issue and find that I am compelled to disapprove the
same for the following reasons:

This school board is endeavoring to issue these bonds under section 7630-1 G. C.
in accordance with its provisions prior to the amendment by Senate Bill 110,
1923. The issue is based upon an order issued to the school board by the Depart-
ment of Industrial Relations, Division of Workshops, Factories and Public Build-
ings, as follows:

“An inspection was made of a number of school buildings located in
Walnut Township, Gallia County on April 11th and 12th, 1923, by Inspector
Ebersbach, and in consequence the following orders are issued:

Cadmus-Grade School

School Order No. 423—(1) Erect two new outside closets one for
males and one for females. Closets to be erected in exact accordance with
the Ohio State Plumbing Code and State Building Code.

(2) Provide urinal in boy's closet.

- (3) Provide screens in front of entrances to both closets.
- (4) Provide a new floor in school room.
- (5) Arrange seats to comply with the Ohio State Building Code covering school buildings as follows: Center aisles to be not less than 17 inches and wall aisles to be not less than 28 inches.

To be complied with prior to the fall term of school 1923.

School Order No. 424—*Olive School*.

- (1) Provide a new sill under building at west side.
- (2) Provide a new sill in door frame.
- (3) Remove broken and defective weather boarding and replace with new.
- (4) Erect two new closets for boys and girls in exact accordance with the Ohio State Plumbing Code. Provide a urinal in boys' closet and place screens in front of entrances to both closets.
- (5) Provide a new roof on coal house.

Order to be complied with prior to the fall term of school 1923.

School Order No. 425—*Boggs School*.

- (1) Remove all broken and defective weather boarding and replace with new.
- (2) Erect a 6x8 platform with steps leading to grant in front of exit door.
- (3) Erect a new coal house.

To be complied with prior to the beginning of the fall term of school 1923.

School Order No. 426—*Bethesda School*.

- (1) Provide a new panel door at front exit.
- (2) Erect a new coal house.
- (3) Provide a new floor for school building.
- (4) Erect two new outside closets. One for boys and one for girls. Closets to be erected in exact accordance with the Ohio State Plumbing Code. Provide screens in front of entrances to both closets and place urinal in boys' closet.

Order to be complied with prior to the beginning of the fall term of school 1923.

I refer you to sections 871-22, 1030 inclusive, 1331-1037, 4648-4657, 12600-1-282.

Awaiting notification immediately upon compliance, I am" * * *

Section 7630-1 provides as follows:

"If a school house is wholly or partly destroyed by fire or other casualty, or if the use of any school house or school houses for their intended purpose is prohibited by an order of the Industrial Commission of Ohio or its successor in such authority, and the board of education of the school district is without sufficient funds applicable to the purpose, with which to rebuild or repair such school house or to construct a new school house for the proper accommodation of the schools of the district, and it

is not practicable to secure such funds under any of the six preceding sections because of the limits of taxation applicable to such school district, such board of education may issue bonds for the amount required for such purpose." * * *

It will be observed that the use of the buildings in the foregoing order is in no instance prohibited, as contemplated and provided by this section, and therefore I am of the opinion that these bonds are not legal and valid obligations of this school district, and advise the Industrial Commission not to purchase them.

Respectfully,

C. C. CRABBE,

Attorney-General.

641.

APPROVAL, COAL LEASE, UNDER SECTION 3209-1 G. C. TO FRANK A. SWEENEY OF LISBON, OHIO.

COLUMBUS, OHIO, August 14, 1923.

HON. JOSEPH T. TRACY, *Auditor of State, Columbus, Ohio.*

DEAR SIR:—I am in receipt of your recent communication relating to approval of coal lease to Frank A. Sweeney of Lisbon, Ohio.

It is noted that the premises described in this lease are a part of section 16 and that provision is made in section 3209-1, General Code of Ohio, for the Auditor of State to lease the coal in and under said land as provided in said section, "upon such terms and for such time as will be for the best interests of the beneficiaries thereof." A careful examination of this lease and consideration of the laws applicable to such leases convinces this department that it is executed in conformity with section 3209-1, General Code, and is for the best interests of the beneficiaries of section 16, and for these reasons this lease is therefore approved.

Respectfully,

C. C. CRABBE,

Attorney General.

642.

APPROVAL, BONDS OF CITY OF WASHINGTON C. H., \$18,000.00, TO EXTEND TIME OF PAYMENT OF CERTAIN INDEBTEDNESS.

COLUMBUS, OHIO, August 14, 1923.

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