

scheme contemplated by the Legislature in the enactment of this section. The section provides that the labor shall be performed "under the direction of the proper authorities having charge or control thereof." It is manifest that the reference is to public authorities and I know of no statutes conferring authority upon any public officers to control and supervise work performed in a privately owned stone quarry.

Furthermore, it is said that in interpreting an ambiguous statute, a "construction should be favored which is safe to the state and citizens thereof," 37 O. J. 653.

I seriously doubt whether allowing political sub-divisions to sell relief labor (and that is what the transaction described in your second question amounts to) would operate for the welfare of the general public as distinguished from the welfare of certain individuals. (See *McLain vs. Public Utilities Commission*, 110, O. S. 1, 5.)

In view of the foregoing, it is my belief that the transaction contemplated in your second question is not authorized by Section 3493, General Code.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2243.

APPROVAL—BONDS, CITY OF CLEVELAND, CUYAHOGA COUNTY, OHIO, \$10,000.00, PART OF ISSUE DATED SEPTEMBER 1, 1936.

COLUMBUS, OHIO, April 6, 1938.

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

RE: Bonds of City of Cleveland, Cuyahoga County,
Ohio, \$10,000.00.

The above purchase of bonds appears to be part of an issue of bonds of the above city dated September 1, 1936. The transcript relative to this issue was approved by this office in an opinion rendered to your board under date of March 14, 1938, being Opinion No. 2091.

It is accordingly my opinion that these bonds constitute valid and legal obligations of said city.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2244.

APPROVAL—BONDS, CITY OF CLEVELAND, CUYAHOGA COUNTY, OHIO, \$6,000.00, PART OF ISSUE DATED DECEMBER 1, 1932.

COLUMBUS, OHIO, April 7, 1938.

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

RE: Bonds of City of Cleveland, Cuyahoga County,
Ohio, \$6,000.00.

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of general sewer bonds, fourth series, in the aggregate amount of \$200,000 of a \$5,000,000 authorization, dated December 1, 1932, bearing interest at the rate of 6% 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 city.

Respectfully,

HERBERT S. DUFFY,
Attorney General.