

"A county board of education may, upon petition of a majority of the electors residing in the territory to be transferred, transfer a part or all of a school district of the county school district to an exempted village, city or county school district, the territory of which is contiguous thereto. \* \* \*

In any case before such a transfer shall be complete \* \* \* an equitable division of the funds and indebtedness between the districts involved shall be made by the county board of education, which in the case of territory transferred to a county school district shall mean the board of education of the county school district to which such territory is transferred, \* \* \* "

It will be observed from the above provisions that when transfers are made by a county board of education of a part or all of a district of the county district to an exempted village school district, (which exempted village school district is not a part of any county school district), the "equitable division of the funds and indebtedness between the districts involved shall be made by the *county board of education.*"

The districts involved between which the equitable division of funds and indebtedness is made is the exempted village school district to which territory is transferred and a district of the county school district to which the petition was addressed, and which thereafter made the transfer. The last mentioned school district is the only county school district having anything to do with the transfer. In view of this fact the language of Section 4696, supra, wherein it says "an equitable division of funds and indebtedness \* \* \* shall be made by the county board of education" could mean no county board of education other than the county board of education which had made the transfer.

I am, therefore, of the opinion that when territory is transferred from a school district of a county school district to an exempted village school district, upon petition of the electors residing in the territory transferred, an equitable division of the funds and indebtedness between the districts involved should be made by the county board of education of the county school district of which the territory transferred is a part.

Respectfully,

EDWARD C. TURNER,

*Attorney General.*

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1427.

APPROVAL, BONDS OF THE CITY OF JACKSON, JACKSON COUNTY—  
\$19,138.76.

COLUMBUS, OHIO, December 23, 1927.

*Industrial Commission of Ohio, Columbus, Ohio.*

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1428.

APPROVAL, BONDS OF LAKEWOOD CITY SCHOOL DISTRICT, CUYA-  
HOGA COUNTY—\$250,000.00.

COLUMBUS, OHIO, December 23, 1927.

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