

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of refunding bonds in the aggregate amount of \$2,229,000, dated September 1, 1937, bearing interest at the rate of  $2\frac{1}{2}\%$  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 a valid and legal obligation of said city.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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1370.

DISAPPROVAL—ARTICLES OF INCORPORATION OF BRIGHTON COUNCIL, No. 324, JUNIOR ORDER UNITED AMERICAN MECHANICS, INC.

COLUMBUS, OHIO, October 26, 1937.

HON. WILLIAM J. KENNEDY, *Secretary of State, Columbus, Ohio.*

DEAR SIR: This will acknowledge receipt of your letter of recent date enclosing articles of incorporation of Brighton Council, No. 324, Junior Order United American Mechanics, Inc., for my approval.

An examination of the constitution and by-laws submitted by you with the aforementioned articles indicates that the organization intends to issue a certificate providing for the payment of death benefits to its members. Although subordinate lodges of Junior Order United American Mechanics are specifically exempt under Section 9491, General Code, from complying with the laws relating to fraternal benefit societies, nevertheless the exemption does not apply where such an organization issues to its members a certificate providing for the payment of benefits.

In view of the above, I am returning herewith the constitution and by-laws, together with the articles of incorporation, without my approval.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*