

of the various items are so filed; (2) In view of the provisions of Section 1206, General Code, requiring each bidder to file a check based upon the total estimated cost, it is required that such total estimate be made available for the information of the bidders by the Director of Highways; (3) The provisions of Section 1196, General Code, require estimates of quantity to be filed and published and the estimates of cost referred to in Section 1197, General Code, are intended for the information of the Director for his use and guidance in awarding contracts in compliance with Section 1207, General Code, and are not required to be published, except the total estimate is required to be made available for the information of bidders in determining the amount of the certified check which is required to be submitted. (4) By this opinion, Opinion No. 4930 reported in Opinions of the Attorney General for 1935 at page 1514, is modified in so far as inconsistent with the holdings herein.

Respectfully

THOMAS J. HERBERT,  
*Attorney General.*

924.

---

BONDS—VILLAGE OF AMHERST, LORAIN COUNTY, \$34,000.

COLUMBUS, OHIO, July 24, 1939.

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

GENTLEMEN:

RE: Bonds of the Village of Amherst, Lorain County,  
Ohio, \$34,000.00.

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of first mortgage electric generating plant revenue bonds dated June 1, 1939, in the aggregate amount of \$80,000, and bearing interest at the rate of  $3\frac{3}{4}\%$ .

From this examination, in the light of the law under authority of which the above bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute valid and legal obligations of said village.

Respectfully

THOMAS J. HERBERT,  
*Attorney General.*