

2564.

DISAPPROVAL, BONDS OF VILLAGE OF WILLARD, HURON COUNTY,
\$16,171.50.

COLUMBUS, OHIO, June 12, 1925.

Re: Bonds of Village of Willard, Huron County, \$16,171.50.

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

GENTLEMEN:—The foregoing bonds are issued for the purpose of making street improvements and to pay the assessment portion under the provisions of section 3914 G. C.

The transcript contains the affidavit of the publisher, which recites that the notice of the assessment was given in one publication on October 16, 1924.

Section 3895, General Code, provides as follows:

“Before adopting the assessment made as provided in this chapter, the council shall publish notice for three weeks consecutively, in a newspaper of general circulation in the corporation, that such assessment has been made, and that it is on file in the office of the clerk for the inspection and examination of persons interested therein.”

It will be observed that the provisions of this section are mandatory that the necessary notice be given to property owners, and provision is made for the publication thereof for three weeks consecutively. The publication as shown by the transcript is not in compliance with the provisions of this statute, and therefore the construction must be given that the property owners have not received the notice as required by law, and for such reason the assessments could not be held to have been recently made.

Section 3914, General Code, as amended in 110 O. L., page 458, now provides that municipal corporations may only issue bonds in anticipation of the collection of special assessments. It is therefore necessary that such assessments be recently made, and in process of collection, before the bonds under the provisions of this section can be issued. For this reason, these bonds have not been issued in anticipation of the collection of assessments recently made, and you are therefore advised not to accept said bonds.

Respectfully,
C. C. CRABBE,
Attorney General.

2565.

APPROVAL, BONDS OF VILLAGE OF MINERAL CITY, TUSCARAWAS
COUNTY, \$5,000.00.

COLUMBUS, OHIO, June 12, 1925.

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