

Section 5001 of the General Code, in part provides :

“Each elector signing a nomination paper shall add to his signature his place of residence and may subscribe to one nomination to each office to be filled and no more.”

Section 5005 of the General Code, provides :

“When so filed, certificates of nomination and nomination papers shall be preserved and be open, under proper regulations, to public inspection. If in apparent conformity with the provisions of this chapter, they shall be deemed to be valid unless objection thereto is duly made in writing within five days after the filing thereof.”

In the case of *State ex rel. Smith vs. Lloyd*, 93 Ohio St., page 20, which was a case seeking a writ of mandamus to require the deputy state supervisors and inspectors of election to place the relator's name upon the ticket, the charter of the city of Columbus provided that such petitions should be signed in ink or indelible pencil.

The court held that the charter provision controlled and must be regarded as mandatory and that signatures in lead pencil were therefore not in compliance therewith and need not be and should not be considered or counted in determining the sufficiency of a nominating petition.

As the sections under chapter 7, title XIV of the General Code provide only that the nominating petition be signed and that the residence of the signer be given, it is my opinion that the signatures need not be in ink or indelible pencil and that the ward and precinct of the signers need not be shown.

Of course, this is applicable only to nominations by petition and has no reference to the declaration of a candidate who participates in a party primary.

Respectfully,
C. C. CRABBE,
Attorney General.

3478.

APPROVAL, BONDS OF ADAMS TOWNSHIP RURAL SCHOOL DISTRICT,
LUCAS COUNTY, \$53,000.00.

COLUMBUS, OHIO, June 25, 1926.

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

3479.

APPROVAL, BONDS OF HOWLAND TOWNSHIP RURAL SCHOOL DISTRICT,
TRUMBULL COUNTY, \$95,000.00.

COLUMBUS, OHIO, June 25, 1926.

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