

1969.

APPROVAL, BONDS OF FRANKLIN COUNTY, OHIO, IN AMOUNT OF \$10,000 FOR IMPROVEMENT OF COURT HOUSE.

COLUMBUS, OHIO, April 5, 1921.

Industrial Commission of Ohio, Columbus, Ohio.

1970.

DISAPPROVAL, REFUNDING BONDS OF COAL GROVE VILLAGE SCHOOL DISTRICT IN AMOUNT OF \$8,000.

COLUMBUS, OHIO, April 6, 1921.

Industrial Commission of Ohio, Columbus, Ohio.

GENTLEMEN:—

Re refunding bonds of Coal Grove Village School District in the amount of \$8,000.

The meager information contained in the transcript furnished me in connection with the above bond issue indicates that the bonds are issued for the purpose of refunding indebtedness under authority of sections 5656 et seq. of the General Code. I have examined this transcript and herewith decline to approve the validity of the bonds for the following reasons:

(1) Section 5658 of the General Code, being one of the sections under authority of which the bonds are issued, provides as follows:

“No indebtedness of a township, school district or county shall be funded, refunded or extended unless such indebtedness is first determined to be an existing, valid and binding obligation of such township, school district or county by a formal resolution of the trustees, board of education or commissioners thereof, respectively. Such resolution shall state the amount of the existing indebtedness to be funded, refunded or extended, the aggregate amount of bonds to be issued therefor, their number and denomination, the date of their maturity, the rate of interest they shall bear, and the place of payment of principal and interest.”

In none of the information furnished me does it appear that the board of education has made the determinations required by the provisions of the above quoted section.

(2) The transcript fails to show that the board of education has made provision for the levy and collection annually of a tax sufficient to pay the interest upon said bonds and to create a sinking fund for the payment of the principal thereof at maturity.

The transcript contains no statement of the items of indebtedness to be refunded, and is otherwise deficient in information, but the defects referred to in items 1 and 2 above are of such a character that it would be useless to return the transcript for correction, and I therefore advise the commission not to purchase the bonds.

Respectfully,

JOHN G. PRICE,

Attorney-General.