

3017.

DISAPPROVAL, DEFICIENCY BONDS OF SHERWOOD VILLAGE
SCHOOL DISTRICT, DEFIANCE COUNTY, IN AMOUNT OF \$3,000.

COLUMBUS, OHIO, April 22, 1922.

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

Re.: Deficiency bonds of Sherwood Village School District, Defiance county, \$3,000.

GENTLEMEN:—The above bonds are issued under authority of House Bill No. 254, 109 O. L., 191, which conferred authority upon boards of education to issue bonds to meet deficiencies for the school year ending July 1, 1921.

In Opinion No. 2984, dated April 13, 1922, I advised the Bureau of Inspection and Supervision of Public Offices that a municipality was without authority after January 1, 1922, to issue deficiency bonds under the provisions of House Bill No. 4, 109 O. L., 17, by reason of the fact that said House Bill No. 4 was repealed by the provisions of the Griswold act, 109 O. L., 336, such repeal taking effect January 1, 1922. House Bill No. 4 and House Bill No. 254 contain practically identical provisions, being different only in that House Bill No. 4 authorizes the funding of deficiencies in municipal corporations for the fiscal year ending December 31, 1921, whereas House Bill No. 254 authorizes the funding of deficiencies in school districts for the year ending July 1, 1921.

For reasons identical with those set forth in said Opinion No. 2984, referred to, I am also of the opinion that the authority conferred by House Bill No. 254, was repealed by the Griswold act and that boards of education are without authority since January 1, 1922, to issue deficiency bonds under said House Bill No. 254.

Since the bonds under consideration were authorized by resolution adopted subsequent to January 1, 1922, I am unable to approve the validity of said bonds, and therefore advise the Industrial Commission not to purchase the same.

Respectfully,

JOHN G. PRICE,

Attorney-General.

3018.

DISAPPROVAL, DEFICIENCY BONDS OF BURBANK VILLAGE SCHOOL
DISTRICT IN AMOUNT OF \$8,300.

COLUMBUS, OHIO, April 22, 1922.

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

Re.: Deficiency bonds of Burbank Village School District, \$8,300, under authority of House Bill No. 254.

GENTLEMEN:—The above bonds are issued under authority of House Bill No. 254, 109 O. L., 191, which conferred authority upon boards of education to issue bonds to meet deficiencies for the school year ending July 1, 1921.

In Opinion No. 2984, dated April 13, 1922, I advised the Bureau of Inspection and Supervision of Public Offices that a municipality was without authority after January 1, 1922, to issue deficiency bonds under the provisions of House Bill No. 4, 109 O. L., 17, by reason of the fact that said House Bill No. 4 was repealed by the provisions of the Griswold act, 109 O. L., 336, such repeal taking effect January 1, 1922. House Bill No. 4 and House Bill No. 254 contain practically identical provisions, being different only in that House Bill No. 4 authorizes the funding of deficiencies in municipal corporations for the fiscal year ending December 31, 1921, whereas House Bill No. 254 authorizes the funding of deficiencies in school districts for the year ending July 1, 1921.

For reasons identical with those set forth in said Opinion No. 2984, referred to, I am also of the opinion that the authority conferred by House Bill No. 254, was repealed by the Griswold act and that boards of education are without authority since January 1, 1922, to issue deficiency bonds under said House Bill No. 254.

Since the bonds under consideration were authorized by resolution adopted subsequent to January 1, 1922, I am unable to approve the validity of said bonds, and therefore advise the Industrial Commission not to purchase the same.

Respectfully,

JOHN G. PRICE,
Attorney-General.

3018-A

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND E. ELFORD OF COLUMBUS, OHIO, FOR CONSTRUCTION OF DAIRY CATTLE BARN ON OHIO STATE UNIVERSITY CAMPUS AT A COST OF \$26,200.

COLUMBUS, OHIO, April 22, 1922.

HON. LEON C. HERRICK, *Director, Department of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted to me for approval a contract (four copies) between the Department of Highways and Public Works of the State of Ohio and E. Elford of Columbus, Ohio. This contract is for the construction of a dairy cattle barn on the Ohio State University campus, and calls for an expenditure of twenty-six thousand, two hundred (\$26,200.00) dollars.

Accompanying said contract is a bond to insure faithful performance, executed by the Fidelity and Casualty Company of New York.

I have before me the certificate of the Director of Finance that there is an unencumbered balance legally appropriated sufficient to cover the obligations of this contract.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon, and return same to you herewith, together with all other data submitted to me in this connection.

Respectfully,

JOHN G. PRICE,
Attorney-General.