

after by a board of trustees. These two boards are entirely separate, and there is no statutory or common law inhibition upon the members of one board being employed by the other or upon the members of one board being interested in the contracts of the other except as the same may be covered by Section 12911, General Code, referred to above.

The only statutory regulation as to who shall be employed by a board of education as driver of its school wagon or motor van is that contained in Section 7731-3, General Code, and if a person is employed who meets the qualifications fixed by the said statute, I see no reason why the employment is not legal even though such person may be a member of a board of township trustees for a township which includes the same territory as the school district.

Respectfully,

GILBERT BETTMAN,

Attorney General.

1472.

APPROVAL, BONDS FOR THE FAITHFUL PERFORMANCE OF THEIR DUTIES AS RESIDENT DISTRICT DEPUTY DIRECTORS—J. H. SWEETMAN AND JOHN F. GALLIER.

COLUMBUS, OHIO, January 30, 1930.

HON. ROBERT N. WAID, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval two bonds, each in the penal sum of \$5,000.00. On one of said bonds the name of J. H. Sweetman appears as principal and the Fidelity and Deposit Company of Maryland appears as surety. On the other, the name of John F. Gallier appears as principal and the Commercial Casualty Company appears as surety. Both of said bonds are conditioned for the faithful performance of the duties of the principals as resident district deputy directors.

Finding the said bonds to have been executed in proper legal form, I have endorsed my approval thereon as to form, and return the same herewith.

Respectfully,

GILBERT BETTMAN,

Attorney General.

1473.

BOARD OF EDUCATION—RAZING SCHOOLHOUSE AND ATTEMPTING TO ISSUE BONDS FOR NEW BUILDING BY AUTHORITY OF REPEALED STATUTE—QUESTION OF ISSUING BONDS TO, SUBMITTED ONLY AT NOVEMBER ELECTIONS.

SYLLABUS:

When through a mistake of law as to the amount of bonds which may be issued by a board of education without a vote of the electors such board has caused a school building to be razed for the purpose of using the site for a new building proposed to be constructed, such destruction of the old building is not