

3643.

APPROVAL, FINAL RESOLUTION FOR ROAD IMPROVEMENTS IN CLERMONT COUNTY.

COLUMBUS, OHIO, September 29, 1922.

Department of Highways and Public Works, Division of Highways, Columbus, Ohio.

3644.

APPROVAL, BONDS OF SARDIS RURAL SCHOOL DISTRICT, \$12,000, FOR COMPLETION OF SCHOOL BUILDING.

COLUMBUS, OHIO, October 2, 1922.

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

3645.

APPROVAL, BONDS OF NORTH OLMSTEAD VILLAGE SCHOOL DISTRICT, CUYAHOGA COUNTY, \$36,000, TO COMPLETE SCHOOL BUILDING.

COLUMBUS, OHIO, October 2, 1922.

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

3646.

APPROVAL, CONTRACT OF STATE OF OHIO WITH EDWARD H. COBB, COLUMBUS, OHIO, FOR ELECTRICAL WORK FOR COMMERCE BUILDING, OHIO STATE UNIVERSITY, AT A COST OF \$4,964.00—SURETY BOND EXECUTED BY GLOBE INDEMNITY COMPANY.

COLUMBUS, OHIO, October 2, 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 State of Ohio, acting by the Department of Highways and Public

Works of the State of Ohio for and on behalf of the Board of Trustees of the Ohio State University, and Edward H. Cobb, of Columbus, Ohio. This contract is for electrical work for the Commerce Building on the Ohio State University campus, and calls for an expenditure of four thousand, nine hundred sixty-four dollars (\$4,964.00).

Accompanying said contract is a bond to insure faithful performance, executed by Globe Indemnity Company.

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 the same to you herewith, together with all other data submitted to me in this connection.

Respectfully,
 JOHN G. PRICE,
Attorney-General.

3647.

DISAPPROVAL, BONDS OF WAYNE TOWNSHIP SCHOOL DISTRICT,
 WAYNE COUNTY, \$1,500.

COLUMBUS, OHIO, October 2, 1922.

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

Re: Bonds of Wayne Township School District, Wayne County,
 \$1,500.

GENTLEMEN:—The transcript discloses that the bonds under consideration were issued in order to fund deficiencies. The proceedings set forth in the transcript indicate an effort to issue under old House Bill No. 567, 108 O. L., 711. The bond resolution, however, recites that said bonds are issued under authority of section 5656 G. C.

In either event, from the information set forth in the transcript, I am unable to approve the bonds.

It is the opinion of this department that House Bill No. 567 was repealed by the Griswold Act, 109 O. L., 336, which repeal became effective January 1, 1922. Therefore, the board of education is without authority at this time to issue bonds under the authority of that law.

If the provisions of section 5656 G. C. are relied upon as authority for the issuance of the bonds, then the proceedings are defective in that the board has failed to make the determinations required by section 5658 G. C., which are jurisdictional.

It is therefore my opinion that the bonds under consideration are not valid obligations for Wayne Township Rural School District and I advise the Industrial Commission not to accept the same.

Respectfully,
 JOHN G. PRICE,
Attorney-General.