

5705.

APPROVAL — BONDS OF SHAKER HEIGHTS VILLAGE
SCHOOL DISTRICT, CUYAHOGA COUNTY, OHIO, \$36,-
000.00.

COLUMBUS, OHIO, June 10, 1936.

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

5706.

AGRICULTURAL SEEDS—SALE BY PRODUCER ON OR FROM
HIS PREMISES TO USER THEREOF—NOT REQUIRED
TO HAVE LICENSE WHEN.

SYLLABUS:

When agricultural seeds are sold and delivered by the producer thereof, on or from his premises for seeding purposes by the purchaser himself, the seller thereof is not required to procure the license provided for in section 5805-13 of the General Code, unless said seeds are advertised for sale through the medium of the public press or by circular letter, or advertised for delivery by common carrier. If said seeds are so advertised, the seller thereof is required to procure such license.

COLUMBUS, OHIO, June 13, 1936.

HON. CLIFTON L. CARYL, *Prosecuting Attorney, Marysville, Ohio.*

DEAR SIR: This will acknowledge receipt of your recent communication, which reads as follows:

“This office desires an opinion upon the following:

In the Ohio Agricultural Seed Law, Section 5805-6, Sub-section (d), it provides as an exemption to this act that ‘When such seed is grown, sold, and delivered by any producer on his premises for seeding purposes by the purchaser himself, unless the purchaser of said seeds demands and receives from the seller at the time of the sale a certificate that said seed is subject to the provisions of this act. If, however, said seed be advertised for sale through the medium of the public press or by circular letter or for delivery through a common carrier, said producer shall be