

2541.

APPROVAL, BONDS OF SHEFFIELD LAKE VILLAGE SCHOOL DISTRICT, LORAIN COUNTY, \$4,000.00.

COLUMBUS, OHIO, June 8, 1925.

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

2542.

DISAPPROVAL, BONDS OF VILLAGE OF BREMEN, FAIRFIELD COUNTY, \$2,000.00.

COLUMBUS, OHIO, June 3, 1925.

Re: Bonds of Village of Bremen, Fairfield County, \$2,000.00.

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

GENTLEMEN:—An examination of the partial transcript furnished this department in connection with the foregoing issue of bonds discloses that the bonds have not been advertised for sale in accordance with the statute in the following respects: Section 3924, General Code, provides in part as follows:

“Sales of bonds, other than to the trustees of the sinking fund of the city, or to the board of commissioners of the sinking fund of the city school district, as herein authorized, by any municipal corporation, shall be to the highest and best bidder, after publishing notice thereof for four consecutive weeks in two newspapers printed and of general circulation in the county where such municipal corporation is situated, setting forth the nature, amount, rate of interest, and length of time the bonds have to run, with the time and place of sale.”

The affidavits of the publishers in this case disclose that one publication was had for four consecutive weeks, commencing on the 16th day of April, and terminating on the 7th day of May. The other publication was had on April 24th, 29th, May 2nd and May 6th, and each of said notices gave notice of sale on May 11, 1925.

The supreme court of Ohio has held in the case of the state of Ohio vs. Kuhner and King, 107 O. S., page 406, that such publications must be made for the number of consecutive weeks required, and shall run for the full period of time, that is, for four full consecutive weeks.

In this case there has been failure of time as required by this statute in each of the publications, and you are therefore advised that these bonds have not been legally sold. You are therefore instructed not to purchase said bonds.

Respectfully,

C. C. CRABBE,

Attorney General.