

3691.

APPROVAL, BONDS OF JEFFERSON TOWNSHIP RURAL SCHOOL DISTRICT, \$10,146.80, TO REPAIR AND IMPROVE SCHOOL PROPERTY.

COLUMBUS, OHIO, October 30, 1922.

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

3692.

APPROVAL, BONDS OF WARD TOWNSHIP SCHOOL DISTRICT, HOCKING COUNTY, \$25,000, FOR IMPROVEMENT OF SCHOOL PROPERTY.

COLUMBUS, OHIO, October 30, 1922.

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

3693.

APPROVAL, BONDS OF VILLAGE OF ROSEVILLE, MUSKINGUM COUNTY, \$3,200, FOR STREET IMPROVEMENTS.

COLUMBUS, OHIO, October 30, 1922.

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

3694.

APPROVAL, CONTRACT OF STATE OF OHIO WITH THE CONTINENTAL CHIMNEY COMPANY FOR CONSTRUCTION AND COMPLETION OF SMOKE STACK, OHIO STATE REFORMATORY, MANSFIELD, AT A COST OF \$7,800—SURETY BOND EXECUTED BY MARYLAND CASUALTY COMPANY.

COLUMBUS, OHIO, October 30, 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 (five copies) between the State of Ohio, acting by the Department of Highways and Public

Works, and Continental Chimney Co., a corporation under the laws of State of Illinois. This contract is for the construction and completion of a smoke stack, Ohio State Reformatory, Mansfield, Ohio, and calls for an expenditure of Seven Thousand, Eight Hundred Dollars (\$7,800.00).

Accompanying said contract is a bond to insure faithful performance, executed by Maryland Casualty 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 same to you herewith, together with all other data submitted to me in this connection.

Respectfully,
 JOHN G. PRICE,
Attorney-General.

3695.

MUNICIPAL CORPORATIONS—WHERE AUTHORIZED TO PURCHASE OR ACQUIRE WATER MAINS NECESSARY FOR OPERATION OF MUNICIPAL WATER WORKS—SECTION 3806 G. C. MUST BE COMPLIED WITH BEFORE VALID CONTRACT FOR PURCHASE OR ACQUISITION OF SUCH WATER MAINS.

1. *Under the provisions of section 4, Article XVIII of the constitution of Ohio as adopted September 3, 1912, municipalities are authorized to purchase or acquire the water mains necessary for the operation of its municipal water works, and such property may be acquired or purchased from individuals or private corporations.*

2. *A valid contract for the purchase or acquisition of such water mains, may not be entered into by the city, until the requirements of section 3806 G. C. are fully complied with.*

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMEN:—Receipt is acknowledged of your recent communication which reads as follows:

“We respectfully request your written opinion upon the following matter:

Statement of Facts.

During the year 1920 the City of Warren, Ohio, purchased from the Trumbull Public Service Company the water works and all equipment owned by said company for the sum of \$687,500. The city was to have possession of such property from and after the 1st day of January, 1921; however, the said company operated the plant and made the collections to July 1st, 1921, and from the said date the city has operated and maintained this utility.

It appears that the water mains during the past several years have been laid by real estate development companies within the corporate limits of