

3272.

APPROVAL, BONDS OF COLUMBIANA COUNTY, OHIO—\$20,000.00.

COLUMBUS, OHIO, October 3, 1934.

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

3273.

APPROVAL, BONDS OF CITY OF WARREN, TRUMBULL COUNTY,
OHIO—\$60,000.00.

COLUMBUS, OHIO, October 3, 1934.

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

3274.

APPROVAL, BONDS OF VILLAGE OF WESTERVILLE, FRANKLIN
COUNTY, OHIO—\$26,253.40.

COLUMBUS, OHIO, October 3, 1934.

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

3275.

APPROVAL, BONDS OF CITY OF CLEVELAND, CUYAHOGA COUNTY,
OHIO—\$41,000.00.

COLUMBUS, OHIO, October 3, 1934.

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

3276.

DISAPPROVAL, BONDS OF BOARDMAN RURAL SCHOOL DISTRICT,
MAHONING COUNTY, OHIO—\$22,316.26.

COLUMBUS, OHIO, October 4, 1934.

Re: Bonds of Boardman Rural School Dist., Mahoning County, Ohio—
\$22,316.26.*Retirement Board, State Teachers Retirement System, Columbus, Ohio.*

GENTLEMEN:—I have examined the transcript of the proceedings relating to the above bond issue. These bonds are authorized to be issued under the provisions

of House Bill No. 11 of the third special session of the 90th General Assembly. Section 4 of this act reads as follows:

"Upon receipt of the certificate of net floating indebtedness from the auditor of state each board of education having any such indebtedness shall proceed to issue the bonds of the school district in the total sum of said indebtedness less the amount of bonds which may have been heretofore issued under the provisions of any act heretofore passed by the ninetieth general assembly authorizing the issuance of bonds and which bonds are already in excess of the debt limitations which may be incurred. * * *"

The financial statement submitted to me shows that this district has bonds outstanding which have been issued under the provisions of acts formerly passed by the 90th General Assembly, authorizing the issuance of bonds, and which bonds are already in excess of debt limitations in the sum of \$24,000 00.

As this amount is greater than the amount of net indebtedness as certified by the State Auditor, I am of the opinion that this district could not issue any bonds under House Bill No. 11. It is therefore my advice that you do not purchase these bonds.

Respectfully,
JOHN W. BRICKER,
Attorney General.

3277.

VILLAGE—UNAUTHORIZED TO ENTER INTO AGREEMENT TO RENDER FIRE PROTECTION TO PRIVATE INDIVIDUALS RESIDING OUTSIDE VILLAGE.

SYLLABUS:

A village is unauthorized to enter into an agreement to render fire protection to private individuals residing outside such village.

COLUMBUS, OHIO, October 4, 1934.

HON. ORVILLE WEAR, *Prosecuting Attorney, Springfield, Ohio.*

DEAR SIR:—This will acknowledge receipt of your request for my opinion, which reads as follows:

"The Village of North Hampton has a regularly organized fire department and desires to make provisions to serve people outside of the village, within a radius of thirty miles, upon call, for a fee of \$18.00 a run, and desires from the money so received, to pay its fire chief and two other men a small compensation for each such chief and men prescribed by ordinance.

Reference is made to the fact that Section 3298-60 authorizes villages to enter into contracts for fire service to be rendered townships; and reference is made to the case of *Realty Company vs. Youngstown*, 118 O. S. 204, in which it is stated that the home rule provision of the Constitution confers no extra-territorial powers on municipal corporations.