

1782.

APPROVAL, BONDS OF VILLAGE OF EUCLID, CUYAHOGA COUNTY,  
\$296.00, FOR CERTAIN IMPROVEMENTS.

COLUMBUS, OHIO, September 22, 1924.

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

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1783.

APPROVAL, BONDS OF VILLAGE OF QUAKER CITY, GUERNSEY  
COUNTY, \$4,800.00, STREET IMPROVEMENTS.

COLUMBUS, OHIO, September 22, 1924.

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

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1784.

DISAPPROVAL, BONDS OF CROOKSVILLE VILLAGE SCHOOL DIS-  
TRICT, PERRY COUNTY, \$30,000.00.

COLUMBUS, OHIO, September 22, 1924.

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

Re: Bonds of Crooksville Village School District, Perry County, \$30,000.00.

Gentlemen :—

I have examined the transcript submitted to this department in connection with the foregoing issue of bonds, and find that I am compelled to disapprove the same for the following reasons:

The transcript shows that the notice of the sale of bonds was published in The Crooksville Advance and the Ohio State Journal, and that the publications were made on July 10, 17 and 24 in each instance, and the published notice provided that the bonds should be sold on July 28, 1924.

Section 2294 G. C. provides as follows:

“All bonds issued by boards of county commissioners, boards of education, township trustees or commissioners of free turnpikes, shall be sold to the highest bidder after being advertised once a week for three consecutive

weeks and on the same day of the week, in a newspaper having general circulation in the county where the bonds are issued, and, if the amount of bonds to be sold exceeds twenty thousand dollars, like publications shall be made in an additional newspaper having general circulation in the state."

The provisions that the bonds shall be advertised for three consecutive weeks is mandatory and this statute must be construed to require at least twenty-one days from the first publication prior to the day of sale.

This conclusion is based upon the case of State of Ohio vs. Kuhner and King, 107 O. S., page 406, in which the court held:

"The requirement of section 1206, General Code, that 'the state highway commissioner shall advertise for bids for two consecutive weeks,' is mandatory, and the contract entered on June 14 for advertisement in two weekly newspapers of the county on June 6th and June 13th is invalid."

For the reasons set forth in this case under section 2294 G. C. wherein the requirement is made for *three consecutive weeks*, it must necessarily be concluded that an advertisement for any less period of time will likewise be invalid.

For the reason that the foregoing issue of bonds has not been advertised the proper length of time, as required by this statute, I am therefore compelled to disapprove the same, and advise you not to purchase these bonds.

Respectfully,

C. C. CRABBE,  
*Attorney-General.*

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1785.

APPROVAL, BONDS OF VILLAGE OF CUYAHOGA HEIGHTS, CUYAHOGA COUNTY, \$30,000.00, FIRE DEPARTMENT BONDS.

COLUMBUS, OHIO, September 22, 1924.

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

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1786.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE ELCON ENGINEERING COMPANY, OF COLUMBUS, OHIO, FOR CONSTRUCTION AND COMPLETION OF REMODELING OF SEWERAGE SYSTEM FOR OHIO HOSPITAL FOR EPILEPTICS, GALLIPOLIS, OHIO, AT COST OF \$12,970.00—SURETY BOND EXECUTED BY THE GLOBE INDEMNITY COMPANY.

COLUMBUS, OHIO, September 23, 1924.

HON. L. A. BOULAY, *Director, Department of Highways and Public Works, Columbus, Ohio.*

Dear Sir:—

You have submitted for my approval a contract between the State of Ohio,