

3079.

APPROVAL, BONDS OF DARKE COUNTY, \$17,100, FOR ROAD
IMPROVEMENTS.

COLUMBUS, OHIO, May 9, 1922.

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

3080.

APPROVAL, BONDS OF DARKE COUNTY, \$12,500, FOR ROAD
IMPROVEMENTS.

COLUMBUS, OHIO, May 9, 1922.

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

3081.

APPROVAL, BONDS OF DARKE COUNTY, \$9,000, FOR ROAD
IMPROVEMENTS.

COLUMBUS, OHIO, May 9, 1922.

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

3082.

DISAPPROVAL, BONDS OF VILLAGE OF WEST LIBERTY, \$5,500, TO
BUY A FIRE TRUCK.

COLUMBUS, OHIO, May 9, 1922.

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

Re: Bonds of the Village of West Liberty, \$5,500, to buy a fire truck.

GENTLEMEN:—I have examined the transcript for the above bond issue and decline to approve the validity of said bonds for the following reasons:

(1) The transcript fails to show that the resolution to submit to the electors the question of issuing bonds was read on three different dates or that the rule requiring such number of readings was suspended by the vote of three-fourths of all members elected to council. In view of the decision of the Supreme Court in the case of *Gas & Water Co. vs Elyria*, 57 O. S., 374, failure to pass by proper proceedings the resolution authorizing the submission of such bond issue to the electors was fatal to subsequent proceedings.

(2) The transcript fails to show that copy of the resolution referred to in the preceding paragraph was certified to the deputy state supervisors of the county as required by section 3943 G. C.

(3) Section 3946 G. C. requires the giving of thirty days' notice of an election under the Longworth Act upon the question of issuing bonds by publication once a week for four consecutive weeks prior to the election, etc. The transcript fails to show that such notice was given.

(4) Inasmuch as the bonds were not issued prior to January 1, 1922, the provisions of the Griswold Act, 109 O. L., 336, apply. The transcript fails to show that the fiscal officer filed his certificate prior to the adoption of the bond ordinance certifying as to the life of the improvement and the maximum maturity of the bonds.

The transcript is further defective in that it fails to show that the resolution to submit the question of issuing bonds to the electors and the bond ordinance were published as required by law, and the transcript as a whole is not authenticated by the certificate of the clerk.

The matters last referred to could possibly be corrected, but in view of the defects enumerated in the first four paragraphs it would be useless to return the transcript for correction.

I am therefore of the opinion that said bonds are not valid obligations of the village and advise the Industrial Commission not to purchase the same.

Respectfully,

JOHN G. PRICE,

Attorney-General.

3083.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN
DARKE AND CRAWFORD COUNTIES.

COLUMBUS, OHIO, May 9, 1922.

Department of Highways and Public Works, Division of Highways, Columbus, Ohio.

3084.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS,
SHELBY COUNTY.

COLUMBUS, OHIO, May 9, 1922.

Department of Highways and Public Works, Division of Highways, Columbus, Ohio.

3085.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN
CARROLL, UNION AND HURON COUNTIES.

COLUMBUS, OHIO, May 9, 1922.

Department of Highways and Public Works, Division of Highways, Columbus, Ohio.