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DISAPPROVAL, BONDS OF VERNON TOWNSHIP RURAL SCHOOL DISTRICT, SCIOTO COUNTY, \$31,500.00.

COLUMBUS, OHIO, March 5, 1925.

Re: Bonds of Vernon Township Rural School District, Scioto County,
\$31,500.00.*Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.*

GENTLEMEN:—The transcript for the above issue of bonds discloses that the electors of Vernon Township Rural School District, Scioto County, approved at the last election an issue of bonds in the sum of \$30,000 00, for the purpose of purchasing a site and erecting and equipping a new school building.

Subsequent to the approval of the issue in the sum of \$30,000.00 by the electors, the board of education on December 18, 1924, passed a bond resolution providing for this issue in the sum of \$31,500.00, and declaring in said resolution that \$1,000.00 of said sum should be for the purchasing of a site; \$1,000 00 for the equipment of a building and \$28,000.00 for the erection of a new fireproof school building; also, \$1,500.00 to care for interest maturing previous to the receipt of taxes, making the total aggregate amount \$31,500.00.

Section 2295-11 G. C. provides as follows:

“The cost of construction of any building, utility or improvement may be construed to include interest payable during construction on bonds issued for such construction. A sum not to exceed one year’s interest on any bond issue may be included *in the amount of the issue* to the extent necessary to care for interest maturing previous to the receipt of the taxes or assessments from which such interest is to be ultimately paid.”

As this issue was only approved by the electors in the sum of \$30,000.00, and as no authority is given in the section last quoted for increasing the amount as approved by the electors, I am therefore of the opinion that the board of education of this school district has exceeded its authority in issuing the foregoing bonds in the amount of \$31,500.00, when the same had only been approved by the electors in the sum of \$30,000.00.

You are therefore advised that the issue has not been legally made in the amount for which the same has been sold to you, and you are accordingly advised not to purchase said bonds.

Respectfully,
C. C. CRABBE,
Attorney-General.