

3400.

## DISAPPROVAL—BONDS, FLUSHING VILLAGE SCHOOL DISTRICT, BELMONT COUNTY, OHIO, \$8,000.00.

COLUMBUS, OHIO, December 15, 1938.

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

GENTLEMEN :

RE: Bonds of Flushing Village School Dist., Belmont County, Ohio, \$8,000.00.

I have examined the transcript relative to the above bond issue and requested certain supplements to be furnished in connection therewith, one of the supplements being the legal notice of the election and the affidavit of the publisher showing the date and period of such notice. From the affidavit of the publisher, it appears that the notice of election was inserted in the Daily Times for two consecutive weeks commencing August 24, 1938. In brief, the notice was inserted on August 24 and August 31. This is a faulty notice of election in that House Bill 544, effective June 7, 1935, provides that the notice of election must be inserted in one or more newspapers of general circulation in the subdivision at least four times. Whether or not this irregularity and non-compliance of the notice of election disfranchised or penalized any elector of the subdivision is a matter for adjudication by a proper court.

I am therefore unable to approve this transcript and advise your System against the purchase of these bonds.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

3401.

## DISAPPROVAL—BONDS, WASHINGTON RURAL SCHOOL DISTRICT, LOGAN COUNTY, OHIO, \$13,000.00.

COLUMBUS, OHIO, December 15, 1938.

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

GENTLEMEN :

RE: Bonds of Washington Rural School Dist., Logan County, Ohio, \$13,000.00.