

Eighth Edition, Vol. 1, page 362: "The point is not whether they are contained in the same section; for the distribution into sections in purely artificial; but whether they are essentially and inseparably connected in substance." This same author, at pages 362 and 363, lays down the following rule as to severability when an act has in part been held unconstitutional, which I consider applicable to the question here under consideration:

"And if they are so mutually connected with and dependent on each other, as conditions, considerations, or compensations for each other, as to warrant the belief that the legislature intended them as a whole, and if all could not be carried into effect the legislature would not pass the residue independently, then if some parts are unconstitutional, all the provisions which are thus dependent, conditional, or connected must fall with them."

The conclusion seems logical and inescapable that the Ohio Recovery Act as a whole, was affected by the decisions heretofore cited of our Supreme Court and rendered unconstitutional. The authority of the Ohio Trade Code Administration to function as a division of the state government was therefore terminated by these decisions.

Respectfully,
 JOHN W. BRICKER,
Attorney General.

4678.

APPROVAL, NOTES OF DOVER TOWNSHIP RURAL SCHOOL DISTRICT, TUSCARAWAS COUNTY, OHIO, \$2,822.00.

COLUMBUS, OHIO, September 19, 1935.

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

4679.

APPROVAL, NOTES OF AUBURN RURAL SCHOOL DISTRICT, TUSCARAWAS COUNTY, OHIO, \$1,591.00.

COLUMBUS, OHIO, September 19, 1935.

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