

connection with the foregoing issue of bonds, and after examination of the same have requested the following information:

"Furnish proof of passage and publication of the assessing ordinance; furnish affidavit of the publisher, giving notice of the assessments against abutting property owners, as required by Section 3895 G. C., furnish certificate of County Auditor that the assessments have been certified to him and placed on the tax duplicate and in process of publication to meet maturing bonds and interest; and, furnish affidavit of publishers and copies of the notices of bond sale as published."

Following this request for the foregoing information I am now in receipt of a communication of the brokers from whom these bonds were purchased, stating that the information requested cannot be furnished.

It is, therefore, concluded that such information is not available to the brokers and in view of this situation I cannot approve the issue as valid and legal obligations of the village and cannot advise that said bonds will be paid at maturity. You are, therefore, accordingly advised not to purchase said bonds.

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

2175.

DISAPPROVAL, BONDS OF VILLAGE OF FAIRFIELD, GREENE COUNTY,
\$4,000.00.

COLUMBUS, OHIO, January 26, 1925.

Re: Bonds, Village of Fairfield, Greene County—\$4,000.00, payable \$200.00 semi-annually of each year from March 15, 1926 to Sept. 15, 1935, both inclusive. 5½%.

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

GENTLEMEN:—I have examined the transcript submitted to this department for the above issue of bonds.

The certificate of the Clerk of the village discloses that the tax valuation of the village amounts to \$381,250.00.

These bonds are to be issued under the provisions of Section 3939 G. C. "for the purpose of providing a fund for the purchase of real estate with buildings thereon to be used for public purposes and to improve the same."

Section 5940 G. C. provides as follows:

"Such bonds may be issued for any or all of such purposes, but the total indebtedness incurred in any one fiscal year by the council of a municipal corporation under the authority conferred in the preceding section shall not exceed one-half of one percent of the total value of the property in such municipal corporation as listed and assessed for taxation."

The total amount of bonds that could be issued under the provisions of 3939 G. C., based on the tax valuation as submitted in this transcript, would be \$1,906.25.

It is, therefore, apparent that the officials shall have exceeded this limitation in the

issuance of these bonds in the amount of \$4,000.00 and that the bonds so issued in such excess will not be legal and valid obligations of the village. You are, therefore, advised not to purchase these bonds.

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

2176.

APPROVAL, BONDS OF VILLAGE OF MANCHESTER, ADAMS COUNTY, FOR
PROPERTY OWNERS PORTION IN THE SUM OF \$23,600.00.

COLUMBUS, OHIO, January 26, 1925.

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

2177.

DISAPPROVAL, BONDS OF CITY OF LAKEWOOD, \$12,000.00.

COLUMBUS, OHIO, January 26, 1925.

Re: Bonds, City of Lakewood—\$12,000.00, payable \$2,000.00 Oct. 1, 1946; \$4,000.00 Oct. 1, 1945; \$4,000.00 Oct. 1, 1946; and \$2,000.00 Oct. 1, 1946. 6%.

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

GENTLEMEN:—An examination of the transcript submitted for the foregoing issue of bonds discloses that the City of Lakewood is operating under a city charter, and that the advertisements of ordinances and resolutions for this issue of bonds have been in accordance with the charter provision of the city, and not in accordance with state laws.

In response to a request for information concerning the form of charter government, a copy of the proposed charter which was subsequently adopted, has been forwarded to this office. Section 14 of this charter provides as follows:

“Every ordinance or resolution upon its final passage, shall be recorded in a book kept for that purpose, and shall be authenticated by the signature of the presiding officer and clerk of the council. Every ordinance or resolution shall be published once in a newspaper of general circulation in the city or posted upon municipal bulletin boards, within ten days after its final passage.”

Section 4228 G. C. provides:

“Unless otherwise especially directed by statute, all municipal ordinances, resolutions, statements, orders, proclamations, notices and reports, required by law or ordinance to be published, shall be published as follows: