

2475.

DISAPPROVAL, BONDS OF ROME TOWNSHIP RURAL SCHOOL DISTRICT, ASHTABULA COUNTY, \$5,000.00.

COLUMBUS, OHIO, May 11, 1925.

Re: Bonds of Rome Township Rural School District, Ashtabula County, \$5,000.00.

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

GENTLEMEN:—The foregoing bonds are issued under the provisions of section 7630-1, General Code. The order of prohibition of the use of the old school building has been issued by the chief of the division of workshops and factories. The transcript does not show the approval by the director of the department of industrial relations, and bear the seal of his office as required by statute.

Upon request from this department that information be furnished showing such compliance, and the approval by the director of the department, this department is now advised that such evidence of approval cannot be furnished.

In view of the decision of the court of appeals of Lorain county upon this question, I am compelled to disapprove the issue and advise you not to purchase said bonds.

Respectfully,

C. C. CRABBE,

Attorney General.

2476.

APPROVAL, BONDS OF MADISON COUNTY, \$4,067.00.

COLUMBUS, OHIO, May 11, 1925.

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

2477.

APPROVAL, BOND OF CHARLES F. KETTERING, COVERING THE FAITHFUL PERFORMANCE OF HIS DUTIES AS TREASURER OF THE OHIO STATE UNIVERSITY. SURETY BOND EXECUTED BY THE AETNA CASUALTY AND SURETY COMPANY.

COLUMBUS, OHIO, May 11, 1925.

HON. CARL E. STEEB, *Secretary, Board of Trustees, Ohio State University, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval bond of Charles F. Kettering, with the Aetna Casualty and Surety Company as surety, which covers the faithful performance of his duties as treasurer of the Ohio State University.

It is assumed that said bond is offered in pursuance to the provisions of section 7945, General Code, which authorizes your board to fix the sum of said bond, but which requires that such amount shall not be less than the "probable amount" that will be under his control in any one year. The statute further requires that the attorney general approve the bond and that the same shall be deposited with the secretary of state.

Assuming that the amount of the bond is in accordance with the determination of your board and that your determination is in accordance with the requirements of the section, I have placed my approval upon said bond and return the same herewith.

Respectfully,
C. C. CRABBE,
Attorney General.

2478.

MUNICIPALITY MAY NOT LEGALLY EXPEND MONEY FOR PURPOSE
OF MAINTAINING AN ORGANIZATION TO COMBAT GAS RATES.

SYLLABUS:

Under the decision of the supreme court in the case of state ex rel. Thomas vs. Semple, director of finance, No. 18879, decided May 5, 1925, a municipality may not legally expend money for the purpose of maintaining an organization of municipalities of Ohio or other states.

COLUMBUS, OHIO, May 12, 1925.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMAN:—Acknowledgment is made of your communication enclosing a copy of a resolution adopted by the council of the city of Columbus requesting your bureau to submit a question to the attorney general as to "whether or not it would be legal for the city of Columbus to participate in bearing the expense of the Municipal Gas Conference, said Municipal Natural Gas Conference being an organization of cities in Ohio, Pennsylvania, West Virginia and Kentucky organized to secure information useful in combating increased gas rates in said cities, to make such information available to each city in said conference, and, so far as possible, to take joint action in combating such increased rates."

Also some time ago you submitted a similar question as to the same Municipal Natural Gas Conference. In that communication you state:

"To meet the expenses to be occasioned in the work of such organization, an assessment was levied on the cities which are members of the organization equal to one per cent of the per capita population according to the 1920 census."

You further inquire whether a municipality may legally appropriate moneys for such purpose.

The latter communication has been held for several months, due to the fact that in the case of *state ex rel Thomas vs. Semple, director of finance of the city of Cleveland*, No. 18879, a similar question was involved, and the department desired to have the expression of the supreme court upon the subject. This case was de-