

3583.

APPROVAL, BONDS OF VILLAGE OF NEW LEXINGTON, PERRY COUNTY,  
\$16,000 FOR STREET IMPROVEMENTS.

COLUMBUS, OHIO, September 7, 1922.

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

3584.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN HURON,  
COLUMBIANA AND WILLIAMS COUNTIES.

COLUMBUS, OHIO, September 8, 1922.

*Department of Highways and Public Works, Division of Highways, Columbus, Ohio.*

3585.

DISAPPROVAL, BONDS OF VILLAGE OF MILFORD, CLERMONT COUNTY,  
\$2,000, FOR PURCHASING AND LAYING WATER MAIN IN SAID VIL-  
LAGE.

COLUMBUS, OHIO, September 8, 1922.

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

Re: Bonds of Village of Milford, Clermont County, \$2,000 for the  
purpose of purchasing and laying a water main in said village.

GENTLEMEN:—The transcript submitted to me with respect to the proceedings relating to the above issue of bonds shows that the same is one under the authority of section 3939 G. C. for the purpose of purchasing and erecting water mains in the Village of Milford, Ohio. Said issue being one for the purpose of an amendment, the clerk of said village as the fiscal officer thereof was required to file with council a certificate with respect to the estimated life of the property and improvement as required by section 2295-7 G. C. Likewise, under the provisions of section 2295-10 G. C., said clerk as the fiscal officer of the village was required to file with the council his certificate with respect to the maximum maturities of the bonds covering said bond issue before the ordinance providing for this issue of bonds was passed.

In a letter directed to the clerk of said village under date of August 8, 1922, I pointed out a correction to be made in the transcript so as to show that both of these certificates had been filed by said clerk with the council of the village. In response to this letter I am in receipt of the corrected transcript in which the clerk under date of August 24, 1922, makes certificate as follows:

"I hereby certify that the funds to be derived from the sale of said bonds are not for current expense but are issued to construct an improvement of a permanent nature the life of which is in excess of five years.

Also certify that this issue of bonds for \$2,000.00 for said improvement comes within the class designated by section 2295-10."

It is apparent that this certificate not only failed to conform to the requirements of section 2295-10 G. C. with respect to the certificate of maximum maturities to be filed by the clerk with council, but it is likewise reasonably apparent that neither of said certificates were filed with council prior to the time it passed the ordinance providing for this issue of bonds.

Whatever may be said with respect to the question as to when the certificate required by section 2295-7 G. C. is required to be filed by the clerk, there is no question but that under the provisions of section 2295-10 G. C. the certificate with respect to maximum maturities is required to be filed before council passes the ordinance providing for the issue of bonds.

It is quite apparent that the provisions of section 2295-10 G. C. were not complied with by the clerk before the council of the Village of Milford passed the ordinance providing for the issue of bonds here in question and for this reason said issue is disapproved and you are advised not to purchase the same.

Respectfully,

JOHN G. PRICE,  
*Attorney-General.*

3586.

DISAPPROVAL, BONDS OF INDEPENDENCE VILLAGE SCHOOL DISTRICT, CUYAHOGA COUNTY, \$100,000, TO PURCHASE SITE AND ERECT SCHOOL BUILDING.

COLUMBUS, OHIO, September 8, 1922.

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

Re: Bonds of Independence Village School District, Cuyahoga county, \$100,000, for the purpose of purchasing a site for and erecting and furnishing a fire-proof school building to replace a building condemned by the Division of Workshops and Factories of the Department of Industrial Relations.

GENTLEMEN:—The transcript submitted to me with respect to the proceedings of the board of education and of other officers of said school district relating to the above noted issue of bonds shows that the same is an issue of bonds under authority of section 7630-1 G. C., as amended in the provisions of the Griswold Act, for the purpose of purchasing a site for and erecting and furnishing a school house to replace a school building in said school district which has been condemned by the Department of Industrial Relations of the State of Ohio through the Division of Workshops and Factories.