

Akron, Ohio. This contract covers the construction and completion of physical education building for the Kent State Normal College, including electrical work, heating and ventilating, plumbing and sewers, and calls for an expenditure of \$157,800.00.

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. There has further been submitted a contract bond upon which the Hartford Accident and Indemnity Company appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the workmen's compensation have been complied with.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
C. C. CRABBE,
Attorney General.

1620.

DISAPPROVAL, BONDS OF AVON VILLAGE SCHOOL DISTRICT,
LORAIN COUNTY, \$1,065.86.

COLUMBUS, OHIO, July 21, 1924.

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

Re: Bonds of Avon Village School District, Lorain County, \$1,065 86.

Gentlemen:—

I have examined the transcript submitted to this department for the above bond issue and find that the resolution authorizing the issuance of these bonds was adopted October 29, 1923, and it is provided in the resolution providing for the issue that the bonds shall be dated August 1, 1923.

I find no provision in the General Code which authorizes the board of education to issue bonds bearing date prior to the date of the passage of the legislation authorizing their issuance. In fact, the General Code contains no provision relative to the dating of bonds issued under the authority of House Bill 599. It cannot, however, be assumed that the mere absence of any provision will authorize the board of education to issue bonds which will bear date prior to the authorizing act.

These bonds have been advertised for sale in accordance with the resolution providing for their issue, and after the advertisement and after the purchase by the Industrial Commission, the board of education on June 19, 1924, has attempted to cure this defect by a resolution passed on that date, but I am of the opinion that this cannot be legally done.

You are therefore advised that these bonds will not constitute legal obligations of the school district as advertised for sale, and for this reason you are advised not to purchase the same.

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

1621.

APPROVAL, BONDS OF HARDIN COUNTY, \$10,790.00, DITCH BONDS.

COLUMBUS, OHIO, July 21, 1924.

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

1622.

ABSTRACT, STATUS OF TITLE, SOUTH HALF OF LOT NO. 81 AND NORTH HALF OF LOT NO. 82, HAMILTON'S SECOND GARDEN ADDITION, COLUMBUS, OHIO.

COLUMBUS, OHIO, July 22, 1924.

HON. CHARLES V. TRUAX, *Director of Agriculture, Columbus, Ohio.*

Dear Sir:—

This will acknowledge receipt from your department of an abstract covering the south half of Lot 81 and the north half of Lot 82 of Hamilton's Second Garden Addition of the City of Columbus, which you submit for our examination and opinion.

Your attention is directed to the necessity of the proper certificate of the Director of Finance to the effect that there are unincumbered balances legally appropriated sufficient to cover the purchase price of the premises intended to be purchased. This certificate should accompany the abstract and must be attached to the opinion of this department approving the title before same is submitted to the state auditor.

The abstract under consideration was prepared by Adolph Haak & Company, Abstracters, with continuation thereto made by E. M. Baldrige, Attorney at Law, under date of July 11, 1924, and pertains to the following premises: