

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 Fidelity and Deposit Company of Maryland appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that the Board of Control waived the requirements relative to advertising, and that informal bids were taken and the contract duly awarded. It further 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.

628.

DISAPPROVAL, BONDS OF MIDDLEPORT VILLAGE SCHOOL DISTRICT, MEIGS COUNTY, OHIO. \$10,000.00.

COLUMBUS, OHIO, August 9, 1923.

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

Re: Bonds of Middletown village school district, Meigs County, Ohio—\$10,000.

GENTLEMEN:—I have examined the transcript furnished this department in connection with the issue of bonds, and am compelled to disapprove the same for the following reasons:

The Board of Education is seeking to issue these bonds under section 7630-1, General Code, upon an order of the Department of Industrial Relations, which order prohibits the use of the present school building after the term of school terminating subsequent to January 30, 1923.

The bond resolution recites that \$25,000 in bonds have been issued to pay for the construction of the new school building, and that there will be required \$10,000 in order to install a heating and ventilating plant, and also to install the furniture and furnishings equipment. This is a subsequent issue of \$10,000, and these bonds are to be issued for the above mentioned purpose.

Section 7630-1, General Code, provides:

"If a school house is wholly or partly destroyed by fire or other casualty, or if the use of any school house or school houses for their intended purpose is prohibited by an order of the Industrial Commission of Ohio or its successor in such authority, and the board of education of the school district is without sufficient funds applicable to the purpose, with which to rebuild or repair such school house or to construct a new school

house for the proper accommodation of the schools of the district, and it is not practicable to secure such funds under any of the six preceding sections because of the limits of taxation applicable to such school district, such board of education may issue bonds for the amount required for such purpose." * * *

The purposes herein set forth for the issuance of these bonds do not come within the provisions of this statute which provide for the rebuilding or repairing of such school house or to construct a new school house.

I am therefore of the opinion that these bonds would not be legal obligations of the school district, and advise the Industrial Commission not to purchase the same.

Respectfully,

C. C. CRABBE,
Attorney General.

629.

APPROVAL, BONDS OF CROOKSVILLE VILLAGE SCHOOL DISTRICT, PERRY COUNTY, \$84,000.00. TO CONSTRUCT NEW FIREPROOF SCHOOL BUILDING AND FURNISH SAME.

COLUMBUS, OHIO, August 9, 1923.

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

630.

APPROVAL, BONDS OF GREAT BEND SPECIAL SCHOOL DISTRICT, MEIGS COUNTY, \$4,380.00. TO CONSTRUCT NEW SCHOOL BUILDING.

COLUMBUS, OHIO, August 9, 1923.

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