

In view of the rule and the action taken, it appears to be clear that it was the intent of the House of Representatives to reject the bill, and it is believed that such action, under the circumstances, should be construed as a rejection, in view of the constitutional provision referred to.

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

2281.

APPROVAL, FINAL RESOLUTION, ROAD IMPROVEMENT IN BELMONT COUNTY.

COLUMBUS, OHIO, March 13, 1925.

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

2282.

DISAPPROVAL, BONDS OF VILLAGE OF SHADYSIDE, BELMONT COUNTY.
\$3,180.00.

COLUMBUS, OHIO, March 12, 1925.

Re: Bonds of Village of Shadyside, Belmont County, \$3,180.00.

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

GENTLEMEN:—I have examined the transcript submitted for the foregoing issue of bonds and find that I cannot approve the same for the following reasons:

1. The transcript contains proof of publication of the notice of bond sale and in one instance recites that publication was made for four weeks, the last publication thereof being on January 30, 1925, and giving notice of the sale of bonds on February 2, 1925. The other publication recites that notice was published for four weeks, commencing on January 9, 1925, and giving notice of the sale on February 2, 1925. Section 3924 G. C. provides in part that such publication shall be given for a period of four weeks.

In the case of State of Ohio vs. Kuhner and King, 107 O. S., page 406, the court held as follows:

“The requirement of section 1296 General Code, that ‘the state highway commissioner shall advertise for bids for two consecutive weeks’ is mandatory, and the contract entered on June 14 for advertisement in two weekly newspapers of the county on June 6th and June 13th is invalid.”

2. Transcript shows that council voted on the motion for the first reading of the bond ordinance, and also on the motion for final passage of the ordinance, but does not show that there was any vote of the members of council on the suspension of the rules for the second and third reading.

Transcript is incomplete as to compliance with the statutes in other respects, so