

ity of House Bill 544 and under authority of said bill such bonds shall not be subject to the limitations of Section 2293-15, General Code. This bill provides that bonds may be issued in excess of net indebtedness limitations after first exhausting the powers for the creation of indebtedness within such limitations. It is, therefore, my judgment that so many of these bonds which were issued within net indebtedness limitations must be considered in computing the net indebtedness limitations and that the recital in said bill to the effect that such bonds shall not be subject to the limitations of Section 2293-15, General Code, applies to only those bonds in excess of such net indebtedness limitation.

For this reason, it is apparent that the power of incurring indebtedness within such net indebtedness limitations has been exhausted and inasmuch as this present issue is unvoted, I will be unable to approve the same and advise your system against the purchase of these bonds.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2673.

APPROVAL—CONTRACT AND BOND, STATE OF OHIO, THROUGH ADJUTANT GENERAL OF OHIO, AND DIRECTOR OF STATE ARMORIES, WITH GEORGE A. YOUNGMAN, D.B.A. "YOUNGMAN ELECTRIC," PORTSMOUTH, OHIO, COMPLETION OF ELECTRICAL WORK, OHIO STATE ARMORY, IRONTON, OHIO, TOTAL EXPENDITURE, \$1,240.00.

COLUMBUS, OHIO, July 8, 1938.

HON. EMIL F. MARX, *Adjutant General of Ohio, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval a contract by and between George A. Youngman, an individual, doing business as the "Youngman Electric," Portsmouth, Ohio, and the State of Ohio, acting by Emil F. Marx, Adjutant General and Director of State Armories, for the construction and completion of the electrical work required in the erection of an Ohio State Armory at Ironton, Ohio, which contract calls for the total expenditure of one thousand two hundred and forty dollars (\$1,240.00).

You have also submitted the following papers in this connection: Encumbrance record No. 119, dated June 1, 1938, proof of publication, workmen's compensation certificate showing the contractor having complied with the laws of Ohio relating to compensation, Controlling Board release, certificate of the Auditor of State that the necessary papers are on file in that office, tabulation of bids, estimate of cost, form of proposal properly executed with the New Amsterdam Casualty Company as surety, the power of attorney for its signer, its financial statement and certificate to do business in the State of Ohio.

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

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2674.

APPROVAL—BONDS, ORANGE RURAL SCHOOL DISTRICT,
CUYAHOGA COUNTY, OHIO, \$10,000.00, PART OF ISSUE
DATED APRIL 1, 1921.

COLUMBUS, OHIO, July 8, 1938.

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

RE: Bonds of Orange Rural School District,
Cuyahoga County, Ohio, \$10,000.00.

The above purchase of bonds appears to be part of an issue of bonds of the above school district dated April 1, 1921. The transcript relative to this issue was approved by this office in an opinion rendered to your board under date of October 18, 1929, being Opinion No. 1064.

It is accordingly my opinion that these bonds constitute valid and legal obligations of said school district.

Respectfully,

HERBERT S. DUFFY,
Attorney General.