

2405.

APPROVAL, BONDS OF VILLAGE OF BROOKLYN HEIGHTS, CUYAHOGA COUNTY, \$25,971.76.

COLUMBUS, OHIO, April 21, 1925.

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

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2406.

APPROVAL, BONDS OF VILLAGE OF RICHMOND HEIGHTS, CUYAHOGA COUNTY, \$9,000.00.

COLUMBUS, OHIO, April 21, 1925.

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

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2407.

APPROVAL, BONDS OF WASHINGTON SPECIAL RURAL SCHOOL DISTRICT, MONROE COUNTY, \$30,000.00.

COLUMBUS, OHIO, April 21, 1925.

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

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2408.

DISAPPROVAL, BONDS OF VILLAGE OF OAK HARBOR, OTTAWA COUNTY, \$9,500.00.

COLUMBUS OHIO, April 22, 1925.

Re: Bonds of Village of Oak Harbor, Ottawa County, \$9,500.00.

*Retirement Board, State Teachers Retirement System, Columbus, Ohio.*

GENTLEMEN:—Upon an examination of the transcript submitted for the foregoing issue of bonds I find the same to be invalid and insufficient in the following respects:

There is no certificate of the clerk as to the life of the improvement, or maturity of the bonds to be issued, or certificate that the plans, specifications, profiles and estimates have been on file during the proceedings had for the issue. There is no information of certificate furnished showing that notice has been given to the property owners affected by the improvement as required by law. There is no proof of publication of the notice of assessment as required by section 3895 G. C., and no certificate that the bond ordinance has been filed with the county auditor as required by section 5649-1b G. C.

Following the request for the foregoing information from which to determine the legality of the issue, I have been advised that the officials of the village cannot furnish this desired information. Without compliance with the requirements of the statute the issue cannot be passed as a valid and binding obligation of the village, and you are therefore advised not to purchase said bonds.

Respectfully,

C. C. CRABBE,

*Attorney General.*

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2409.

DISAPPROVAL, BONDS OF VILLAGE OF COAL GROVE, LAWRENCE COUNTY, \$5,000.00.

COLUMBUS OHIO, April 22, 1925.

Re: Bonds of Village of Coal Grove, Lawrence County, \$5,000.00.

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

GENTLEMEN:—I have made an examination of the transcript for the foregoing issue of bonds and find that I cannot approve this issue for the following reasons:

1. The clerk certified that the assessing ordinance has not been published for the reason that publication is not required by law. Sections 4228 and 4229 G. C. provide for the publication of all ordinances and resolutions of a general nature. I know of no exception to this general rule except as found in section 3914 G. C., which section recites in part as follows:

“Municipal corporations may issue bonds in anticipation of the collection of special assessments \* \* \*. Council ordinances and proceedings relating to the issuance of such bonds or notes shall not require publication.”

The transcript in this case shows publication of the bond ordinance, but not of the assessing ordinance.

2. Transcript does not show any publication of notice of the assessments as required by section 3895 G. C., which is as follows:

“Before adopting an assessment made as provided in this chapter, the council shall publish notice for three weeks consecutively, in a newspaper of general circulation in the corporation, that such assessment has been made, and that it is on file in the office of the clerk for the inspection and examination of persons interested therein.”