

notices of the sale of these bonds were published in two newspapers for four consecutive weeks, beginning May 16, 1929, and May 18, 1929. These notices contain the statement that "Sealed bids will be received to be opened at twelve noon, Eastern Standard Time, Saturday, June 8, 1929." The date of sale appears accordingly to have been fixed twenty-one and twenty-three days, respectively, after the date of first publication of the notices thereof. The transcript discloses that pursuant to the above notices, bids were received and the bonds awarded to one of the bidders pursuant to the bid submitted on June 8. Section 3934, General Code, provided that publication of such notice must be had for four consecutive weeks in two newspapers printed and of general circulation in the county in which the municipal corporation is situated. I am of the opinion that the notice which purports to have been published pursuant to the provisions of Section 3924, General Code, as in force and effect prior to repeal by the 87th General Assembly, is an invalid notice in that twenty-eight days did not elapse between the first date of publication thereof and the date of sale. *State of Ohio vs. Kuhner and King*, 107 O. S. 406. Accordingly, the award of these bonds is invalid.

In view of all the foregoing, I am compelled to advise you not to purchase these bonds.

Respectfully,
GILBERT BETTMAN,
Attorney General.

716.

APPROVAL, BONDS OF MAHONING COUNTY—\$82,195.50.

COLUMBUS, OHIO, August 7, 1929.

Industrial Commission of Ohio, Columbus, Ohio.

717.

DISAPPROVAL, BONDS OF GEAUGA COUNTY—\$26,000.00.

COLUMBUS, OHIO, August 7, 1929.

Re: Bonds of Geauga County, Ohio—\$26,000.00.

GENTLEMEN:—The transcript of the proceedings relative to the above issue of bonds discloses that, after being offered to and rejected by the trustees of the sinking fund, the issue was advertised for sale for two consecutive weeks commencing April 26, 1929, pursuant to the provisions of Section 2293-28, General Code. This publication states that these bonds shall bear interest at the rate of five per cent per annum, but does not contain any statement to the effect that anyone desiring to do so may present a bid or bids for such bonds based upon bonds bearing a different rate of interest than specified, as is permitted under Section 2293-28, General Code.

Pursuant to the foregoing publication, these bonds were awarded to bear interest