

3648.

APPROVAL, CONTRACT OF STATE OF OHIO WITH THE HUFFMAN-WOLFE COMPANY, COLUMBUS, OHIO, FOR PLUMBING, HEATING AND VENTILATING, FOR COMMERCE BUILDING, OHIO STATE UNIVERSITY, AT A COST OF \$41,289.00—SURETY BOND EXECUTED BY FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

COLUMBUS, OHIO, October 3, 1922.

HON. LEON C. HERRICK, *Director Department of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted to me for approval a contract (four copies) between the State of Ohio, acting by the Department of Highways and Public Works of the State of Ohio for and on behalf of the Board of Trustees of the Ohio State University, and the Huffman-Wolfe Company, Columbus, Ohio. This contract for plumbing, heating and ventilating, including air washer and temperature regulation for the Commerce building on the Ohio State University campus, and calls for an expenditure of Forty-one Thousand, Two Hundred and Eighty Dollars (\$41,280.00).

Accompanying said contract is a bond to insure faithful performance, executed by Fidelity and Deposit Company of Maryland.

I have before me the certificate of the Director of Finance that there is an unencumbered balance legally appropriated sufficient to cover the obligations of this contract.

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

Respectfully,  
JOHN G. PRICE,  
*Attorney-General.*

3649.

DISAPPROVAL, BONDS OF VILLAGE OF CELINA, MERCER COUNTY, \$5,500 FOR STREET IMPROVEMENTS.

COLUMBUS, OHIO, October 4, 1922.

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

Re: Bonds of the Village of Celina, Mercer County, in anticipation of the collection of special assessments for street improvement purposes, as follows:

\$2500 for property owners' share of improving West Livingston Street.

\$3000 for property owners' share of improving Brandon Avenue.

GENTLEMEN:—The transcripts for the bond issues above described in each instance fail to show that the clerk, in his capacity as fiscal officer for the village of Celina, prior to the passage of the ordinances authorizing the issuance of said

bonds, filed with council his certificate showing the estimated life of the improvement and fixing the maximum maturity of the bonds. The filing of such certificates is required by sections 2295-7 and 2295-10 of the General Code, 109 O. L., p. 336, and is a jurisdictional step in the necessary proceedings authorizing the issuance of bonds.

Under date of August 22, 1922, I returned the transcripts for the above bond issues to the village authorities for correction and in my letter called attention to the fact that the transcripts failed to show that such certificates had been filed. The transcripts have since been returned corrected in other respects but make no mention of the filing of the required certificates.

It is therefore my opinion that the bonds under consideration are not valid obligations of the village of Celina and I advise the Industrial Commission not to purchase the same.

Respectfully,  
JOHN G. PRICE,  
*Attorney-General.*

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3650.

DISAPPROVAL, REFUNDING BONDS, DOVER TOWNSHIP RURAL  
SCHOOL DISTRICT, \$6,000.

COLUMBUS OHIO, October 4, 1922.

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

Re: Refunding Bonds of Dover Township Rural School District, \$6,000.

GENTLEMEN:—I have examined the transcript for the above bond issue and decline to approve the validity of said bonds because the transcript fails to show that the board of education has made provision as required by Article XII, section 11, of the Ohio Constitution for the levy and collection of an annual tax to pay the interest and principal of said bonds as they fall due.

The transcript is not complete in other respects, but in view of the defect first above mentioned it will be useless to return the transcript for correction.

Respectfully,  
JOHN G. PRICE,  
*Attorney-General.*

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3651.

APPROVAL, BONDS OF GUERNSEY COUNTY, \$60,000, FOR ROAD IM-  
PROVEMENTS.

COLUMBUS, OHIO, October 4, 1922.

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