

579.

APPROVAL, BONDS OF AUGLAIZE COUNTY, \$8,000.00, TO PAY COUNTY'S SHARE OF BUILDING BRIDGE "B-1", I. C. H. 165.

COLUMBUS, OHIO, July 13, 1923.

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

580.

APPROVAL, FINAL RESOLUTION ROAD IMPROVEMENT, AUGLAIZE COUNTY.

COLUMBUS, OHIO, July 13, 1923.

Department of Highways and Public Works, Columbus, Ohio.

581.

DISAPPROVAL, BONDS OF CITY OF IRONTON, LAWRENCE COUNTY, \$93,860.00.

COLUMBUS, OHIO, July 14, 1923.

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

Re: Bonds of City of Ironton, Lawrence County, \$93,860.00.

GENTLEMEN:—I have examined the original transcript and two supplemental additions submitted in connection with the above bond issue and find that I am unable to approve the validity of these bonds for the following reasons:

The transcripts show that during a period of time beginning in 1912 and mostly during the years 1912 and 1914, resolutions of necessity and ordinances determining to proceed, were passed by council providing for certain street improvements and declaring that bonds should be issued in anticipation of the collection of assessments on the properties benefited by the several improvements.

The transcripts, after repeated communications, do not show that any notices were ever given to any of the property owners or that any assessments were ever made by ordinance as required by law and from the evidence submitted it is apparent that no assessments have ever been paid during this long lapse of time.

On March 8, 1918, an ordinance was passed by council providing for the issuance of notes in the amount of this proposed issue. These notes were made for

five years with interest coupons attached and were issued in anticipation of the collection of assessments on the streets that are now submitted for the assessments.

The ordinance further provided for the redemption of the so-called notes and interest by the assessments to be collected from abutting property owners along said streets, and provided a levy for the payment thereof.

I know of no authority of law whereby council of a municipality may issue notes or bonds every five years in anticipation of the collection of the same assessments. The assessments should have been collected and the notes paid as provided by the ordinances and as provided by section 11 of Article XII of the Constitution.

For these reasons, I advise the Industrial Commission not to purchase these bonds.

Respectfully,

C. C. CRABBE,

Attorney General.

582.

APPROVAL, LEASE SWAMP LANDS, LUCAS COUNTY, TO LOUIS PILLIOD, \$100.00.

COLUMBUS, OHIO, July 16, 1923.

HON. A. V. DONAHEY, *Governor of Ohio, Columbus, Ohio.*

DEAR SIR:—Application has been made by Mr. Louis Pilliod of Maumee for the purchase, in consideration of the sum of \$100.00, of the following swamp lands:

Situated in the Twelve Mile Square Reserve, Lucas County, Ohio, commonly known as "Hunts Island" and lying off the northwesterly shore of "Great Island", often called "Ewing Island"; and lying a short distance off shore of Lot No. 90 of the subdivision of lands on "Ewing Island", and containing 1.24 acres, more or less.

For further description reference is made to Thomas Clarke's survey of "Ewing Island", being survey No. 245, as recorded in Vol 2, page 106, of the Surveyor's Record of Lucas County, Ohio.

A deed has been prepared, which is enclosed herewith, and which deed, in the form as submitted, together with the proceedings leading up to the execution thereof, is hereby approved. If you concur herein the deed should be executed and sent to the Secretary of State for his counter signature to the end that it may be transmitted to the Auditor of State for record and by him delivered to the party entitled thereto.

Yours respectfully,

C. C. CRABBE,

Attorney General.