10.

APPROVAL, BONDS OF CITY OF AKRON, SUMMIT COUNTY, OHIO—\$64,400.00.

COLUMBUS, OHIO, January 12, 1933.

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

11.

APPROVAL, NOTES OF GIRARD CITY SCHOOL DISTRICT, TRUM-BULL COUNTY, OHIO—\$20,000.00.

COLUMBUS, OHIO, January 12, 1933.

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

12.

APPROVAL, NOTES OF SUGARCREEK TOWNSHIP RURAL SCHOOL DISTRICT, GREENE COUNTY, OHIO—\$2,600.00.

COLUMBUS, OHIO, January 12, 1933.

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

13.

APPROVAL, BONDS FOR THE FAITHFUL PERFORMANCE OF THEIR DUTIES—M. RAY ALLISON, AS ASSISTANT SECRETARY OF STATE; WESLEY O. CLARK, CASHIER, OFFICE OF SECRETARY OF STATE; JOHN P. BRENNAN, COMMISSIONER OF MOTOR VEHICLES; JESSE T. SELL, DEPUTY COMMISSIONER OF MOTOR VEHICLES; AND CARL A. MANNER, CASHIER, BUREAU OF MOTOR VEHICLES.

COLUMBUS, OHIO, January 13, 1933.

Hon. George S. Myers, Secretary of State, Columbus, Ohio.

Dear Sir:—You have submitted for my examination and approval, five bonds,

8 OPINIONS

conditioned for the faithful performance of the duties imposed upon the following officers and employes:

M. Ray Allison, Assistant Secretary of State; Wesley O. Clark, Cashier, Office of Secretary of State; John P. Brennan, Commissioner of Motor Vehicles; Jesse T. Sell, Deputy Commissioner of Motor Vehicles; and Carl A. Manner, Cashier, Bureau of Motor Vehicles.

The first mentioned bond (in the penal sum of \$10,000 and on which the United States Fidelity and Guaranty Company is surety) is given pursuant to the provisions of section 159, General Code, which provides:

"Before entering upon the discharge of the duties of his office, the assistant secretary of state shall give bond to the secretary of state in such sum and with such sureties as the secretary of state may require, conditioned for the faithful discharge of the duties of his office. Such bond shall be deposited with the secretary of state and kept in his office."

Said bond is in proper legal form and is therefore approved. Also the second bond listed, which is in the penal sum of \$50,000, and given by the Ohio Casualty Insurance Company, Hamilton, Ohio, appears to be in proper legal form, and is hereby approved.

The third listed bond, in the penal sum of \$50,000, and on which the Western and Southern Indemnity Company is surety, is given pursuant to the provisions of section 6290-1, General Code, which section, in so far as pertinent, reads as follows:

"* * *

The Commissioner of motor vehicles shall give a bond for the faithful performance of his duties in such amount and with such security as the secretary of state may approve. * * *''

Such bond appears to be in proper legal form, and is therefore approved.

The fourth mentioned bond, in the penal sum of \$25,000, executed by the United States Fidelity and Guaranty Company is evidently given in accordance with the following provision of section 6290-1, General Code:

"* * *

When in the opinion of the commissioner of motor vehicles, it is deemed advisable, any deputy or employe may be required to give bond in such amount and with such security as he may approve. * * *"

I do not find that the Commissioner of Motor Vehicles, John P. Brennan, has approved this bond in accordance with the statutory provision just quoted. I would suggest that the Commissioner of Motor Vehicles approve the bond by endorsing it under the words "George S. Myers, Secretary of State." Subject to this endorsement, said bond is in proper legal form, and is hereby approved.

The last of the listed bonds is in the penal sum of \$25,000, and given by the Maryland Casualty Company. This bond evidently is also given under the provision of section 6290-1, General Code, last above quoted. Likewise, I do not

find that the Commissioner of Motor Vehicles has approved this bond, and I therefore suggest that he endorse said bond under the signature of George S. Myers, Secretary of State, at the bottom of the bond. Conditioned upon the approval of the Commissioner of Motor Vehicles, I approve the bond as to legal form.

I am returning herewith all of the above bonds and data submitted therewith.

Respectfully.

John W. Bricker,
Attorney General.

14.

APPROVAL, NOTES OF YOUNGSTOWN CITY SCHOOL DISTRICT, MAHONING COUNTY, OHIO—\$350,000.00.

Columbus, Ohio, January 13, 1933.

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

15.

APPROVAL, BONDS OF INDEPENDENCE VILLAGE SCHOOL DISTRICT, CUYAHOGA COUNTY, OHIO—\$6,000.00.

COLUMBUS, OHIO, January 13, 1933.

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

16.

APPROVAL, NOTES OF NORTHFIELD VILLAGE SCHOOL DISTRICT. SUMMIT COUNTY, OHIO—\$6,500.00.

COLUMBUS, OHIO, January 13, 1933.

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

17.

APPROVAL, NOTES OF PERRY TOWNSHIP RURAL SCHOOL DISTRICT, STARK COUNTY, OHIO—\$15,000.00.

COLUMBUS, OHIO, January 13, 1933.

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