

School District Bonds, Writing of. Bonds of School District, How Prepared.

It is not necessary to the validity of a school district bond that the same be printed or lithographed, but the same may be typewritten or written with a pen.

April 12, 1915.

Hon. H. S. Magraw,
Supt. of Banks,
Helena, Montana.

Dear Sir:

I am in receipt of your letter submitting the question:

"Is it necessary that bonds issued by school districts be printed or lithographed?"

Section 2023, Chapter 76, Laws of 1913, provide in substance that school trustees shall cause to be printed or lithographed at the lowest rates suitable bonds when the same shall become necessary.

This section is permissive not mandatory. When it becomes necessary to prepare in numbers, bonds or coupons, the district is merely given permission to have the same printed or lithographed in lieu of writing them out, but it would be going too far to say that a bond written out in longhand or typewritten when properly executed, would not be a binding obligation against the district. In fact it has been held that in some cases at least typewriting is included within the word "printing."

State ex rel v. Oakland (Kan.) 77 Pac. 694.

You are, therefore, advised that a bond is not invalid because the same is written in longhand or with the typewriter. A bond it is

true should be without erasures or interlineations, but this is a matter to be considered by the Board prior to accepting the bond.

Yours very truly,

D. M. KELLY,

Attorney General.