



OFFICE OF THE ATTORNEY GENERAL OF TEXAS
AUSTIN

GERALD C. MANN
ATTORNEY GENERAL

Honorable H. L. Atkinson, President
Board of Directors
Gulf Water Supply District
Beeville, Texas

Dear Sir:

Opinion Number 0-3793
Re: Manner of sale of
bonds by Gulf Water
Supply District.

We are in receipt of your letter of July 18th
requesting an opinion on the following question:

"May the Gulf Water Supply District
sell its bonds without advertising for
bids?"

The Gulf Water Supply District was created a govern-
mental agency and body politic by the Forty-fourth Legisla-
ture, Acts of 1935, Chapter 361, page 1027, and as such pos-
sesses such powers and privileges as are conferred thereby.

Sections 9, 10, 11 and 12 of the Act creating the
district authorize the borrowing of money and issuance of
bonds evidencing such indebtedness. Section 13 thereof reads
as follows:

"The evidence of indebtedness hereby author-
ized may be sold by the Board of Directors on
the best terms and for the best price possible."
(Underscoring ours).

It will be observed that no attempt has been made to
prescribe the manner of obtaining "the best terms and best
price possible". That has been left to the discretion of the

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Board of Directors, the governing body. Hence, it is our opinion that the bonds of Gulf Water Supply District may be sold either by advertising or without advertising for bids, so long as the best terms and best price therefor is obtained.

APPROVED AUG 1, 1941

James H. White
FIRST ASSISTANT
ATTORNEY GENERAL

CIC-s

Very truly yours

ATTORNEY GENERAL OF TEXAS

By *Clarence E. Crewe*
Clarence E. Crewe
Assistant

