



Mary Taylor, CPA  
Auditor of State



SILVERCREEK TOWNSHIP  
GREENE COUNTY

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Mary Taylor, CPA  
Auditor of State

Silvercreek Township  
Greene County  
3 North Sycamore Street  
Jamestown, Ohio 45335

To the Board of Trustees:

As you are aware, the Auditor of State's Office (AOS) must modify the *Independent Accountants' Report* we provide on your financial statements due to an interpretation from the American Institute of Certified Public Accountants (AICPA). While AOS does not legally require your township to prepare financial statements pursuant to Generally Accepted Accounting Principles (GAAP), the AICPA interpretation requires auditors to formally acknowledge that you did not prepare your financial statements in accordance with GAAP. Our Report includes an adverse opinion relating to GAAP presentation and measurement requirements, but does not imply the amounts the statements present are misstated under the non-GAAP basis you follow. The AOS report also includes an opinion on the financial statements you prepared using the cash basis and financial statement format the AOS permits.

*Mary Taylor*

**Mary Taylor, CPA**  
Auditor of State

August 6, 2009

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# Mary Taylor, CPA

## Auditor of State

### INDEPENDENT ACCOUNTANTS' REPORT

Silvercreek Township  
Greene County  
3 North Sycamore Street  
Jamestown, Ohio 45335

To the Board of Trustees:

We have audited the accompanying financial statements of Silvercreek Township, Greene County, (the Township) as of and for the years ended December 31, 2008 and 2007. These financial statements are the responsibility of the Township's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in the Comptroller General of the United States' *Government Auditing Standards*. Those standards require that we plan and perform the audit to reasonably assure whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. The Township processes its financial transactions with the Auditor of State's Uniform Accounting Network (UAN). *Government Auditing Standards* considers this service to impair the independence of the Auditor of State to audit the Township because the Auditor of State designed, developed, implemented, and as requested, operates UAN. However, *Government Auditing Standards* permits the Auditor of State to audit and opine on this entity, because Ohio Revised Code § 117.101 requires the Auditor of State to provide UAN services, and Ohio Revised Code §§ 117.11(B) and 115.56 mandate the Auditor of State to audit Ohio governments. We believe our audit provides a reasonable basis for our opinion.

As described more fully in Note 1, the Township has prepared these financial statements using accounting practices the Auditor of State prescribes or permits. These practices differ from accounting principles generally accepted in the United States of America (GAAP). Although we cannot reasonably determine the effects on the financial statements of the variances between these regulatory accounting practices and GAAP, we presume they are material.

Instead of the combined funds the accompanying financial statements present, GAAP require presenting entity wide statements and also presenting the Township's larger (i.e. major) funds separately. While the Township does not follow GAAP, generally accepted auditing standards requires us to include the following paragraph if the statements do not substantially conform to GAAP presentation requirements. The Auditor of State permits, but does not require townships to reformat their statements. The Township has elected not to follow GAAP statement formatting requirements. The following paragraph does not imply the amounts reported are materially misstated under the accounting basis the Auditor of State permits. Our opinion on the fair presentation of the amounts reported pursuant to its non-GAAP basis is in the second following paragraph.

In our opinion, because of the effects of the matter discussed in the preceding two paragraphs, the financial statements referred to above for the years ended December 31, 2008 and 2007 do not present fairly, in conformity with accounting principles generally accepted in the United States of America, the financial position of the Township as of December 31, 2008 and 2007, or its changes in financial position for the years then ended.

Also, in our opinion, the financial statements referred to above present fairly, in all material respects, the combined fund cash balances of Silvercreek Township, Greene County, as of December 31, 2008 and 2007, and its combined cash receipts and disbursements for the years then ended on the accounting basis Note 1 describes.

For the years ended December 31, 2008 and 2007, the Township revised its financial presentation from that comparable to the requirements of *Governmental Accounting Standards* No. 34, Basic Financial Statements – and Management's Discussion and Analysis – for State and Local Governments to a format the Auditor of State prescribes or permits.

The Township has not presented Management's Discussion and Analysis, which accounting principles generally accepted in the United States of America has determined is necessary to supplement, although not required to be part of, the financial statements.

In accordance with *Government Auditing Standards*, we have also issued our report dated August 6, 2009, on our consideration of the Township's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements and other matters. While we did not opine on the internal control over financial reporting or on compliance, that report describes the scope of our testing of internal control over financial reporting and compliance, and the results of that testing. That report is an integral part of an audit performed in accordance with *Government Auditing Standards*. You should read it in conjunction with this report in assessing the results of our audit.



**Mary Taylor, CPA**  
Auditor of State

August 6, 2009

**SILVERCREEK TOWNSHIP  
GREENE COUNTY**

**COMBINED STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS, AND  
CHANGES IN FUND CASH BALANCES  
ALL GOVERNMENTAL FUND TYPES  
FOR THE YEAR ENDED DECEMBER 31, 2008**

|   | <u>Governmental Fund Types</u> |                            |                        | <b>Totals<br/>(Memorandum<br/>Only)</b> |
|---|--------------------------------|----------------------------|------------------------|---|
|   | <u>General</u>                 | <u>Special<br/>Revenue</u> | <u>Permanent</u>       |   |
| <b>Cash Receipts:</b>                     |                                |                            |                        |   |
| Property and Other Local Taxes            | \$56,779                       | \$164,540                  |                        | \$221,319                               |
| Charges for Services                      |                                | 109,159                    |                        | 109,159                                 |
| Licenses, Permits, and Fees               | 1,000                          | 23,700                     |                        | 24,700                                  |
| Intergovernmental                         | 42,788                         | 138,565                    |                        | 181,353                                 |
| Earnings on Investments                   | 3,625                          | 1,109                      | \$225                  | 4,959                                   |
| Miscellaneous                             | 7,468                          | 18,863                     |                        | 26,331                                  |
| Total Cash Receipts                       | <u>111,660</u>                 | <u>455,936</u>             | <u>225</u>             | <u>567,821</u>                          |
| <b>Cash Disbursements:</b>                |                                |                            |                        |   |
| Current:                                  |                                |                            |                        |   |
| General Government                        | 151,348                        | 2,917                      |                        | 154,265                                 |
| Public Safety                             |                                | 166,213                    |                        | 166,213                                 |
| Public Works                              |                                | 118,328                    |                        | 118,328                                 |
| Health                                    | 33,106                         | 30,746                     |                        | 63,852                                  |
| Capital Outlay                            | 11,853                         | 69,398                     |                        | 81,251                                  |
| <b>Debt Service:</b>                      |                                |                            |                        |   |
| Redemption of Principal                   | 14,000                         | 13,804                     |                        | 27,804                                  |
| Total Cash Disbursements                  | <u>210,307</u>                 | <u>401,406</u>             |                        | <u>611,713</u>                          |
| Total Receipts Over/(Under) Disbursements | <u>(98,647)</u>                | <u>54,530</u>              | <u>225</u>             | <u>(43,892)</u>                         |
| Fund Cash Balances, January 1             | <u>318,424</u>                 | <u>409,567</u>             | <u>11,668</u>          | <u>739,659</u>                          |
| Fund Cash Balances, December 31           | <u><u>\$219,777</u></u>        | <u><u>\$464,097</u></u>    | <u><u>\$11,893</u></u> | <u><u>\$695,767</u></u>                 |

*The notes to the financial statements are an integral part of this statement.*

**SILVERCREEK TOWNSHIP  
GREENE COUNTY**

**COMBINED STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS, AND  
CHANGES IN FUND CASH BALANCES  
ALL GOVERNMENTAL FUND TYPES  
FOR THE YEAR ENDED DECEMBER 31, 2007**

|  | <u>Governmental Fund Types</u> |                            |                        | <b>Totals<br/>(Memorandum<br/>Only)</b> |
|--|--------------------------------|----------------------------|------------------------|---|
|  | <u>General</u>                 | <u>Special<br/>Revenue</u> | <u>Permanent</u>       |   |
| <b>Cash Receipts:</b>                            |                                |                            |                        |   |
| Property and Other Local Taxes                   | \$55,123                       | \$160,742                  |                        | \$215,865                               |
| Charges for Services                             |                                | 103,539                    |                        | 103,539                                 |
| Licenses, Permits, and Fees                      | 450                            | 17,950                     |                        | 18,400                                  |
| Intergovernmental                                | 100,619                        | 123,930                    |                        | 224,549                                 |
| Earnings on Investments                          | 2,829                          | 1,005                      | \$222                  | 4,056                                   |
| Miscellaneous                                    | 6,822                          | 28,185                     |                        | 35,007                                  |
| <b>Total Cash Receipts</b>                       | <u>165,843</u>                 | <u>435,351</u>             | <u>222</u>             | <u>601,416</u>                          |
| <b>Cash Disbursements:</b>                       |                                |                            |                        |   |
| <b>Current:</b>                                  |                                |                            |                        |   |
| General Government                               | 150,080                        | 2,943                      |                        | 153,023                                 |
| Public Safety                                    |                                | 148,255                    |                        | 148,255                                 |
| Public Works                                     |                                | 167,097                    |                        | 167,097                                 |
| Health   | 4,398                          | 22,145                     |                        | 26,543                                  |
| Capital Outlay                                   |                                | 84,123                     |                        | 84,123                                  |
| <b>Debt Service:</b>                             |                                |                            |                        |   |
| Redemption of Principal                          | 18,000                         | 9,804                      |                        | 27,804                                  |
| <b>Total Cash Disbursements</b>                  | <u>172,478</u>                 | <u>434,367</u>             |                        | <u>606,845</u>                          |
| <b>Total Receipts Over/(Under) Disbursements</b> | <u>(6,635)</u>                 | <u>984</u>                 | <u>222</u>             | <u>(5,429)</u>                          |
| <b>Fund Cash Balances, January 1</b>             | <u>325,059</u>                 | <u>408,583</u>             | <u>11,446</u>          | <u>745,088</u>                          |
| <b>Fund Cash Balances, December 31</b>           | <u><u>\$318,424</u></u>        | <u><u>\$409,567</u></u>    | <u><u>\$11,668</u></u> | <u><u>\$739,659</u></u>                 |

*The notes to the financial statements are an integral part of this statement.*

**SILVERCREEK TOWNSHIP  
GREENE COUNTY**

**NOTES TO THE FINANCIAL STATEMENTS  
DECEMBER 31, 2008 AND 2007**

**1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

**A. Description of the Entity**

The constitution and laws of the State of Ohio establish the rights and privileges of the Silvercreek Township, Greene County, (the Township) as a body corporate and politic. A publicly-elected three-member Board of Trustees directs the Township. The Township provides road and bridge maintenance, cemetery maintenance, fire protection and emergency medical services.

The Township's management believes these financial statements present all activities for which the Township is financially accountable.

**B. Accounting Basis**

These financial statements follow the accounting basis the Auditor of State prescribes or permits. This basis is similar to the cash receipts and disbursements accounting basis. The Township recognizes receipts when received in cash rather than when earned, and recognizes disbursements when paid rather than when a liability is incurred. Budgetary presentations report budgetary expenditures when a commitment is made (i.e., when an encumbrance is approved).

These statements include adequate disclosure of material matters, as the Auditor of State prescribes or permits.

**C. Deposits and Investments**

The Township's accounting basis includes investments as assets. This basis does not record disbursements for investment purchases or receipts for investment sales. This basis records gains or losses at the time of sale as receipts or disbursements, respectively.

The Township values Certificate of Deposits at cost.

**D. Fund Accounting**

The Township uses fund accounting to segregate cash and investments that are restricted as to use. The Township classifies its funds into the following types:

**1. General Fund**

The General Fund reports all financial resources except those required to be accounted for in another fund.

**2. Special Revenue Funds**

These funds account for proceeds from specific sources (other than from private-purpose trusts or for capital projects) that are restricted to expenditure for specific purposes. The Township had the following significant Special Revenue Funds:

**Road and Bridge Fund** - This fund receives property tax money for constructing, maintaining, and repairing Township roads and bridges.

**Gasoline Tax Fund** - This fund receives gasoline tax money to pay for constructing, maintaining, and repairing Township roads.

**SILVERCREEK TOWNSHIP  
GREENE COUNTY**

**NOTES TO THE FINANCIAL STATEMENTS  
DECEMBER 31, 2008 AND 2007  
(Continued)**

**1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)**

**Fire District Fund** – This fund receives property tax money for providing fire services.

**Ambulance and Emergency Medical Services** – This fund receives charges related to ambulance and emergency medical services runs.

**3. Permanent Funds**

These funds account for assets held under a trust agreement that are legally restricted to the extent that only earnings, not principal, are available to support the Township's programs. The Township had the following significant permanent fund:

**Cemetery Bequest Fund** – This fund receives interest earned on the nonexpendable corpus from a trust agreement. These earnings are used for the general maintenance and upkeep of the Township's cemetery.

**E. Budgetary Process**

The Ohio Revised Code requires that each fund be budgeted annually.

**1. Appropriations**

Budgetary expenditures (that is, disbursements and encumbrances) may not exceed appropriations at the fund, function or object level of control, and appropriations may not exceed estimated resources. The Board of Trustees must annually approve appropriation measures and subsequent amendments. The County Budget Commission must also approve the annual appropriation measure.

**2. Estimated Resources**

Estimated resources include estimates of cash to be received (budgeted receipts) plus cash as of January 1. The County Budget Commission must also approve estimated resources.

**3. Encumbrances**

The Ohio Revised Code requires the Township to reserve (encumber) appropriations when individual commitments are made. Encumbrances outstanding at year end are canceled, and reappropriated in the subsequent year.

A summary of 2008 and 2007 budgetary activity appears in Note 3.

**F. Property, Plant, and Equipment**

The Township records disbursements for acquisitions of property, plant, and equipment when paid. The accompanying financial statements do not report these items as assets.

**G. Accumulated Leave**

In certain circumstances, such as upon leaving employment, employees are entitled to cash payments for unused leave. The financial statements do not include a liability for unpaid leave.

**SILVERCREEK TOWNSHIP  
GREENE COUNTY**

**NOTES TO THE FINANCIAL STATEMENTS  
DECEMBER 31, 2008 AND 2007  
(Continued)**

**2. EQUITY IN POOLED DEPOSITS AND INVESTMENTS**

The Township maintains a deposit and investments pool all funds use. The Ohio Revised Code prescribes allowable deposits and investments. The carrying amount of deposits and investments at December 31 was as follows:

|                         | <b>2008</b> | <b>2007</b> |
|-------------------------|-------------|-------------|
| Demand deposits         | \$578,831   | \$625,464   |
| Certificates of deposit | 116,936     | 114,195     |
| Total deposits          | \$695,767   | \$739,659   |

**Deposits:** Deposits are insured by the Federal Depository Insurance Corporation; or collateralized by the financial institution's public entity deposit pool.

**3. BUDGETARY ACTIVITY**

Budgetary activity for the years ending December 31, 2008 and 2007 follows:

**2008 Budgeted vs. Actual Receipts**

| <b>Fund Type</b> | <b>Budgeted Receipts</b> | <b>Actual Receipts</b> | <b>Variance</b> |
|------------------|--------------------------|------------------------|-----------------|
| General          | \$114,493                | \$111,660              | (\$ 2,833)      |
| Special Revenue  | 382,946                  | 455,936                | 72,990          |
| Permanent        | -                        | 225                    | 225             |
| Total            | \$497,439                | \$567,821              | \$70,382        |

**2008 Budgeted vs. Actual Budgetary Basis Expenditures**

| <b>Fund Type</b> | <b>Appropriation Authority</b> | <b>Budgetary Expenditures</b> | <b>Variance</b> |
|------------------|--------------------------------|-------------------------------|-----------------|
| General          | \$ 426,297                     | \$210,307                     | \$215,990       |
| Special Revenue  | 778,318                        | 401,406                       | 376,912         |
| Permanent        | -                              | -                             | -               |
| Total            | \$1,204,615                    | \$611,713                     | \$592,902       |

**2007 Budgeted vs. Actual Receipts**

| <b>Fund Type</b> | <b>Budgeted Receipts</b> | <b>Actual Receipts</b> | <b>Variance</b> |
|------------------|--------------------------|------------------------|-----------------|
| General          | \$150,229                | \$165,843              | \$ 15,614       |
| Special Revenue  | 350,380                  | 435,351                | 84,971          |
| Permanent        | -                        | 222                    | 222             |
| Total            | \$500,609                | \$601,416              | \$100,807       |

**2007 Budgeted vs. Actual Budgetary Basis Expenditures**

| <b>Fund Type</b> | <b>Appropriation Authority</b> | <b>Budgetary Expenditures</b> | <b>Variance</b> |
|------------------|--------------------------------|-------------------------------|-----------------|
| General          | \$ 475,288                     | \$172,478                     | \$302,810       |
| Special Revenue  | 758,964                        | 434,367                       | 324,597         |
| Permanent        | -                              | -                             | -               |
| Total            | \$1,234,252                    | \$606,845                     | \$627,407       |

**SILVERCREEK TOWNSHIP  
GREENE COUNTY**

**NOTES TO THE FINANCIAL STATEMENTS  
DECEMBER 31, 2008 AND 2007  
(Continued)**

**4. PROPERTY TAX**

Real property taxes become a lien on January 1 preceding the October 1 date for which the Trustees adopted tax rates. The State Board of Tax Equalization adjusts these rates for inflation. Property taxes are also reduced for applicable homestead and rollback deductions. The financial statements include homestead and rollback amounts the State pays as Intergovernmental Receipts. Payments are due to the County by December 31. If the property owner elects to pay semiannually, the first half is due December 31. The second half payment is due the following June 20.

Public utilities are also taxed on personal and real property located within the Township.

Tangible personal property tax is assessed by the property owners, who must file a list of such property to the County by each April 30.

The County is responsible for assessing property, and for billing, collecting, and distributing all property taxes on behalf of the Township.

**5. DEBT**

Debt outstanding at December 31, 2008 was as follows:

|               | <b>Principal</b> | <b>Interest Rate</b> |
|---------------|------------------|----------------------|
| Capital Lease | \$51,684         | 5.02%                |
| Total         | \$51,684         |                      |

The Township has a master equipment lease purchase agreement with Harco Leasing Company for two International 7400 trucks.

Amortization of the above debt, including interest, is scheduled as follows:

| <b>Year ending December 31:</b> | <b>Capital Lease</b> |
|---------------------------------|----------------------|
| 2009                            | \$27,804             |
| 2010                            | 27,804               |
| Total                           | \$55,608             |

**6. RETIREMENT SYSTEMS**

The Township's employees belong to the Ohio Public Employees Retirement System (OPERS). OPERS is a cost-sharing, multiple-employer plan. The Ohio Revised Code prescribes the plan's benefits, which include postretirement healthcare and survivor and disability benefits.

The Ohio Revised Code also prescribes contribution rates. For 2008 and 2007, OPERS members contributed 10% and 9.5%, respectively, of their gross salaries and the Township contributed an amount equaling 14% and 13.85%, respectively, of participants' gross salaries. The Township has paid all contributions required through December 31, 2008.

**SILVERCREEK TOWNSHIP  
GREENE COUNTY**

**NOTES TO THE FINANCIAL STATEMENTS  
DECEMBER 31, 2008 AND 2007  
(Continued)**

**7. RISK MANAGEMENT**

**Commercial Insurance**

The Township has obtained commercial insurance for the following risks:

- Comprehensive property and general liability;
- Vehicles; and
- Errors and omissions.

**8. CONTINGENT LIABILITIES**

Amounts grantor agencies pay to the township are subject to audit and adjustment by the grantor, principally the federal government. The grantor may require refunding any disallowed costs. Management cannot presently determine amounts grantors may disallow. However, based on prior experience, management believes any refunds would be immaterial.

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# Mary Taylor, CPA

Auditor of State

## INDEPENDENT ACCOUNTANTS' REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS REQUIRED BY *GOVERNMENT AUDITING STANDARDS*

Silvercreek Township  
Greene County  
3 North Sycamore Street  
Jamestown, Ohio 45335

To the Township Board of Trustees:

We have audited the financial statements of Silvercreek Township, Greene County (the Township) as of and for the years ended December 31, 2008 and 2007, and have issued our report thereon dated August 6, 2009 wherein we noted the Township prepared its financial statements using accounting practices the Auditor of State prescribes or permits rather than accounting principles generally accepted in the United States of America. We also noted the Township uses the Auditor of State's Uniform Accounting Network (UAN) to process its financial transactions. *Government Auditing Standards* considers this service to impair the Auditor of State's independence to audit the Township. However, *Government Auditing Standards* permits the Auditor of State to audit and opine on this entity, because Ohio Revised Code § 117.101 requires the Auditor of State to provide UAN services, and Ohio Revised Code §§ 117.11(B) and 115.56 mandate the Auditor of State to audit Ohio governments. We also noted the Township revised its financial presentation from that comparable to the *Governmental Accounting Standard No. 34, Basic Financial Statements – and Management's Discussion and Analysis – for State and Local Governments* to a format the Auditor of State prescribes or permits. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in the Comptroller General of the United States' *Government Auditing Standards*.

### Internal Control over Financial Reporting

In planning and performing our audit, we considered the Township's internal control over financial reporting as a basis for designing our audit procedures for expressing our opinion on the financial statements, but not to opine on the effectiveness of the Township's internal control over financial reporting. Accordingly, we have not opined on the effectiveness of the Township's internal control over financial reporting.

A control deficiency exists when the design or operation of a control does not allow management or employees, in performing their assigned functions, to prevent or detect misstatements on a timely basis. A significant deficiency is a control deficiency, or combination of control deficiencies, that adversely affects the Township's ability to initiate, authorize, record, process, or report financial data reliably in accordance with its applicable accounting basis, such that there is more than a remote likelihood that the Township's internal control will not prevent or detect a more-than-inconsequential financial statement misstatement.

**Internal Control over Financial Reporting  
(Continued)**

A material weakness is a significant deficiency, or combination of significant deficiencies resulting in more than a remote likelihood that the Township's internal control will not prevent or detect a material financial statement misstatement.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and would not necessarily identify all internal control deficiencies that might be significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider material weaknesses, as defined above.

We noted certain matters that we reported to the Township's management in a separate letter dated August 6, 2009.

**Compliance and Other Matters**

As part of reasonably assuring whether the Township's financial statements are free of material misstatement, we tested its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could directly and materially affect the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and accordingly, we do not express an opinion. The results of our tests disclosed no instances of noncompliance or other matters we must report under *Government Auditing Standards*.

We intend this report solely for the information and use of the management and the Board of Trustees. We intend it for no one other than these specified parties.



**Mary Taylor, CPA**  
Auditor of State

August 6, 2009

SILVERCREEK TOWNSHIP  
GREENE COUNTY

SCHEDULE OF PRIOR AUDIT FINDINGS  
DECEMBER 31, 2008 AND 2007

| Finding Number | Finding Summary  | Fully Corrected?    | Not Corrected, Partially Corrected; Significantly Different Corrective Action Taken; or Finding No Longer Valid; <b><i>Explain</i></b> |
|----------------|--|---------------------|--|
| 2006-001       | Township posting intergovernmental and charges for services revenue as miscellaneous | Partially Corrected | Comment included in separate letter to management.   |





Mary Taylor, CPA  
Auditor of State

**SILVERCREEK TOWNSHIP**

**GREENE COUNTY**

**CLERK'S CERTIFICATION**

This is a true and correct copy of the report which is required to be filed in the Office of the Auditor of State pursuant to Section 117.26, Revised Code, and which is filed in Columbus, Ohio.

*Susan Babbitt*

**CLERK OF THE BUREAU**

**CERTIFIED  
SEPTEMBER 1, 2009**