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The taxes on the premises for the year 1924 are paid, and the taxes for the year 1925, the amount of which are as yet undetermined, are a lien.

Examination of the deed submitted discloses same to be for 37 acres more or less, and an examination of the encumbrance estimate indicates a purchase of 40 acres at \$30.00 an acre, making a total of \$1200.00. Attention is directed to this discrepancy in the acreage for the reason that if the premises were bought at so much per acre, it might become necessary to have a survey of the premises to determine the acreage before you would be justified in paying for 40 acres. However, if the contract was for the tract without reference to acreage, the encumbrance estimate should probably be worded accordingly.

It is suggested that the proper delivery of the already executed deed submitted, will be sufficient to convey the title of said premises to the State of Ohio.

The encumbrance estimate as submitted, bearing No. 5665, dated June 30, 1925, and subject to the suggestions made above, appears to be in proper form and regularly certified by Wilbur E. Baker, Director of Finance, under date of June 30, 1925.

Attention is also directed to the provisions of section 12 of the General Appropriation Act of the 86th General Assembly, which provides that no moneys herein appropriated for the purchase of real estate shall be expended without the consent and approval of the controlling board. This provision must be complied with and properly evidenced before the above purchase can be legally consummated.

The abstract, two warranty deeds and encumbrance estimate submitted by you are herewith returned.

Respectfully,

C. C. CRABBE,
Attorney General.

2865.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND D. W. McGRATH AND SONS, OF COLUMBUS, OHIO, COVERING COMPLETION OF POMERENE HALL, OHIO STATE UNIVERSITY, AT EXPENSE OF \$194,983.00. SURETY BOND EXECUTED BY THE UNITED STATES FIDELITY AND GUARANTY COMPANY, BALTIMORE, MD.

COLUMBUS, OHIO, October 14, 1925.

HON. GEORGE F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works, and D. W. McGrath and Sons, of Columbus, Ohio. This contract covers the completion of Pomerene Hall, Ohio State University, and calls for an expenditure of \$194,983.00.

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. There has further been submitted a contract bond upon which the United States Fidelity and Guaranty Company of Baltimore, Maryland, appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the

status of surety companies and the workmen's compensation have been complied with.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
C. C. CRABBE,
Attorney General.

2866.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND PAUL L. GILMORE COMPANY, COLUMBUS, OHIO, COVERING THE CONSTRUCTION AND COMPLETION OF ELECTRICAL WORK FOR POMERENE HALL, OHIO STATE UNIVERSITY, AT EXPENSE OF \$4,476.00. SURETY BOND EXECUTED BY THE FIDELITY AND CASUALTY COMPANY OF NEW YORK.

COLUMBUS, OHIO, October 14, 1925.

HON. G. F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works, and the Paul L. Gilmore Company, of Columbus, Ohio. This contract covers the construction and completion of the electrical work for the completion of Pomerene Hall, Ohio State University, and calls for an expenditure of \$4,476.00.

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. There has further been submitted a contract bond upon which the Fidelity and Casualty Company of New York appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the workmen's compensation have been complied with.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
C. C. CRABBE,
Attorney General.