

I to VIII inclusive) for the Addition to Journalism Building (Miscellaneous Finish) on the campus of the Ohio State University, as set forth in the General Conditions and the specifications for same, including Addendum No. 1 dated May 19, 1939, and as covered by form of proposal dated May 22, 1939, and which contract calls for an expenditure of \$11,318.00.

You have submitted the following papers and documents in this connection: Form of proposal containing the contract bond signed by the Continental Casualty Company of Illinois; its power of attorney for the signer thereof; its certificate of compliance with the laws of Ohio relating to surety companies; division of contract; controlling board's release authorizing the advertisement of bids to be published once in accordance with Section 6 of House Bill No. 3; tabulation of bids; record of proceedings of the Board of Trustees of Ohio State University and the supplemental letter of the Secretary of the Board of Trustees in regard to this particular project; certificate of availability of funds; notice to bidders; proof of publication; Workmen's Compensation Certificate showing a compliance with the laws of Ohio relating to Workmen's Compensation; letter from the Auditor of State showing that all necessary papers are on file in his office.

Finding said contract in proper legal form, I have noted my approval thereon, and same is transmitted herewith to you, together with all other papers submitted in this connection.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*

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789.

CONTRACT—STATE WITH THE ELECTRIC POWER EQUIPMENT COMPANY, ELECTRICAL CONTRACT, ADDITION TO JOURNALISM BUILDING, OHIO STATE UNIVERSITY.

COLUMBUS, OHIO, June 21, 1939.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval a contract between The Electric Power Equipment Company, an Ohio corporation, and The State of Ohio acting through you as Director of the Department of Public Works for the Board of Trustees of the Ohio State University, Columbus, Ohio, for the construction and completion of Electrical Contract (Division 3, Item X) for the Addition to Journalism Building (Miscellaneous Finish) on the campus of the Ohio State University, as set forth

in the General Conditions and the specifications for same, and as covered by form of proposal dated May 22, 1939. This contract calls for an expenditure of \$450.00.

You have submitted the following documents and papers in this connection: Form of proposal containing the contract bond signed by New York Casualty Company; its power of attorney for the signer thereof; its certificate of compliance with the laws of Ohio relating to surety companies; Workmen's Compensation Certificate showing a compliance with the laws of Ohio relating to Workmen's Compensation; Controlling Board's release permitting the advertisement for bids but once for the project; division of contract; notice to bidders; proof of publication; certificate of availability of funds; estimate of cost; tabulation of bids; record of proceedings of the Board of Trustees of Ohio State University in regard to the project together with letter from the Secretary of said Board of Trustees certifying the subsequent approval of PWA authorities for this project; letter from the Auditor of State, showing all necessary paper are on file in his office.

Finding said contract in proper legal form, I have noted my approval thereon, and same is transmitted herewith to you together with all other papers submitted in this connection.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*

790.

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MEMORIAL BUILDING—FRANKLIN COUNTY—COUNTY COMMISSIONERS—POWER TO CONTROL, MANAGE AND SUPERVISE—COMMON PLEAS COURT—DOES NOT HAVE AUTHORITY TO APPOINT BOARD OF PERMANENT TRUSTEES—SECTIONS 3068 ET SEQ. G. C.

**SYLLABUS:**

*The Common Pleas Court of Franklin County, Ohio, does not have the authority to appoint a board of permanent trustees to control, manage and supervise the Franklin County memorial building, as provided in section 3068, General Code.*

COLUMBUS, OHIO, June 22, 1939.

HON. RALPH J. BARTLETT, *Prosecuting Attorney, Columbus, Ohio.*

DEAR SIR: This will acknowledge receipt of a request from your office for my opinion, which request reads as follows:

“This office has been requested to ask you for your opinion whether the Common Pleas Court of this county would have the