

the superintendent shall receive a certain percentage of the foreign tuition collected, for the reason that such payment would not be a "fixed" salary as intended by section 7690 of the General Code, and such superintendent is not a bonded employe of the district.

(2) The duty of receiving school funds is imposed upon the treasurer of the school district and under the provisions of section 7682 G. C. (109 O. L., 373) all money received for tuition from foreign districts shall in all cases, upon its receipt, be placed in the tuition fund.

Respectfully,
 JOHN G. PRICE,
Attorney-General.

3141.

APPROVAL, TRANSCRIPT OF PROCEEDINGS, PROPOSED SALE OF BERME EMBANKMENT OF OHIO CANAL IN CITY OF MASSILLON, CONTAINING 1183 SQUARE FEET MORE OR LESS—AUTHORITY OF SPECIAL ACT, 108 O. L., 280.

COLUMBUS, OHIO, May 26, 1922.

Department of Highways and Public Works, Division of Public Works, Columbus, Ohio.

GENTLEMEN:—Your letter of May 8, 1922, was duly received, submitting for the attention of this office a transcript of your proceedings in respect to the proposed sale to William K. Atwater and Charles M. Atwater of a portion of the Berme embankment of the Ohio canal in the City of Massillon, containing one thousand, one hundred eighty-three (1,183) square feet, more or less.

The sale in question is proposed to be made under authority of a special act passed April 17, 1919, and appearing in 108 O. L., Part I, p. 280.

I note that you have appraised the property at \$1,183.00.

Finding as I do that your proceedings as shown by the transcript are in conformity with the terms of the special act above mentioned, I am joining with you in the resolutions for the sale and I am returning the duplicate transcript with my signature appended thereto.

Respectfully,
 JOHN G. PRICE,
Attorney-General.

3142.

APPROVAL, CONTRACT OF STATE OF OHIO WITH E. L. BRUEGGMAN, AKRON, OHIO, FOR ADDITIONAL WORK IN CONSTRUCTION OF WASTEWAY AT EAST RESERVOIR.

COLUMBUS, OHIO, May 26, 1922.

Department of Highways and Public Works, Division of Public Works, Columbus, Ohio.

GENTLEMEN:—Your letter of May 18, 1922, was duly received, submitting for the attention of this office a contract in triplicate proposed to be entered into by