1906 OPINIONS

1283.

CONTRACT—STATE WITH GRIF M. LEWIS, HEATING WORK, NEW TUNNEL, REPAIRING OLD TUNNEL, OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME, XENIA.

COLUMBUS, OHIO, October 10, 1939.

Hon. Carl G. Wahl, Director, Department of Public Works, Columbus, Ohio.

DEAR SIR: You have submitted for my approval a contract between the State of Ohio acting through you as Director of the Department of Public Works for the Board of Trustees of Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, and Grif M. Lewis, of Columbus, Ohio, for the construction and completion of Contract for Heating Work for a project known as Revised Specifications, Heating and Electric Work, New Tunnel and Repairing Old Tunnel, Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, as set forth in Item 1, Heating Contract for New Tunnel and Repairing Old Tunnel, of the Form of Proposal dated September 22, 1939, all according to Plans and Specifications, which Plans, Specifications and Proposal are made a part of this Contract. This contract calls for an expenditure of \$5,192.00.

You have submitted the following papers and documents in this connection: Contract encumbrance record No. 5; division of contract; revised estimate of cost; notice to bidders; proof of publication; recommendation of State Architect; Controlling Board's Release; Workmen's Compensation Certificate showing a compliance with the laws of Ohio relating to Workmen's Compensation; tabulation of bids; certification of the resolution of the Board of Trustees of Ohio Soldiers' and Sailors' Orphans' Home authorizing the awardance of this contract to Grif M. Lewis; form of proposal containing the contract bond signed by the United States Fidelity and Guaranty Company, of Baltimore, Maryland, as surety; its power of attorney for the signer and its certificate of compliance with the laws of Ohio relating to surety companies; letter from Auditor of State showing all necessary papers for this project 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.