

2753.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE W. H. SPOHN PLUMBING COMPANY, COLUMBUS, OHIO, FOR CONSTRUCTION OF PLUMBING FOR FARM HOUSE, OHIO STATE UNIVERSITY, COLUMBUS, OHIO, AT AN EXPENDITURE OF \$765.00—SURETY BOND EXECUTED BY THE ROYAL INDEMNITY COMPANY.

COLUMBUS, OHIO, October 18, 1928.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, for and on behalf of the Board of Trustees of the Ohio State University, Columbus, Ohio, and The W. H. Spohn Plumbing Company, of Columbus, Ohio. This contract covers the construction and completion of plumbing contract, Farm House, accepting Alternate No. 7 providing for closet and lavatory on 1st floor, at an additional cost of \$85.00, and calls for an expenditure of seven hundred and sixty-five dollars (\$765.00).

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. You have also furnished evidence to the effect that the consent and approval of the Controlling Board to the expenditure have been obtained as required by Section 12 of House Bill No. 502 of the 87th General Assembly. In addition you have submitted a contract bond, upon which the Royal Indemnity Company 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,

EDWARD C. TURNER,  
*Attorney General.*

2754.

APPROVAL, LEASES TO MIAMI & ERIE CANAL, OHIO CANAL, HOCKING CANAL, INDIAN LAKE AND PORTAGE LAKE LANDS.

COLUMBUS, OHIO, October 18, 1928.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—I have your letter of October 15, 1928, in which you enclose the following leases, in triplicate, for my approval:

MIAMI AND ERIE CANAL.

	<i>Valuation.</i>
S. Melvin Augenstein.....Land lease.....	\$100 00
J. M. Gardner.....Land Lease.....	100 00
Henry H. Meyer.....Land Lease.....	100 00
Wm. Osenga.....Land Lease.....	100 00

## OHIO CANAL.

	<i>Valuation.</i>
J. J. Altherr..... Land Lease.....	\$250 00
O. J. Buser..... Land Lease.....	433 34
Department of Agriculture..... Land Lease.....	200 00
L. N. Fleming..... Land Lease.....	350 00
Chas. Heiman..... Land Lease.....	300 00
Heintzelman & Bloomberg..... Land Lease.....	750 00
Frank Herwick..... Land Lease.....	700 00
Perry Stephenson..... Land Lease.....	5,000 00

## HOCKING CANAL.

John Love..... Land Lease.....	\$150 00
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## INDIAN LAKE.

Estella Bridge..... Landing and Walkway.....	\$100 00
Vic Donahey..... Cottage Site.....	833 34
Judson Harmon..... Cottage Site.....	1,000 00
Charles E. Hicks..... Landing and Walkway.....	150 00
J. Harry Israel..... Cottage Site.....	833 34

## PORTAGE LAKE.

F. M. Dickinson..... Dock Landing.....	\$100 00
Harold Graves..... Walkway and Boathouse.....	150 00
Osborn L. Haring..... Walkway and Lawn.....	250 00

I have examined said leases, and them correct as to form, and I am therefore returning the same with my approval endorsed thereon.

Respectfully,

EDWARD C. TURNER,  
*Attorney General.*

2755.

GASOLINE TAX—HOW IT MAY BE USED—DEPARTMENT OF HIGHWAYS—TRANSFERS.

**SYLLABUS:**

1. All funds collected pursuant to and under the provisions of Sections 5541 to 5541-10, General Code, as enacted in House Bill No. 206, 87th General Assembly (112 v. 508), from May 24, 1927, the effective date of said bill, to and including December 31, 1928, were duly appropriated by the 87th General Assembly (House Bill No. 502).

2. No part of said funds may be used to pay obligations incurred prior to July 1, 1927.

3. The Auditor of State, with the approval of the Emergency Board, may make temporary transfers in the manner provided in Section 249-1, General Code, as enacted by the 87th General Assembly (112 v. 428). There is no other authority for a transfer of said funds to any other fund either in the general statutes or the Appropriation Acts of the 87th General Assembly.