

4429.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE E. M. CARMELL COMPANY OF COLUMBUS, OHIO, FOR CONSTRUCTION AND COMPLETION OF PLUMBING, HEATING AND VENTILATING CONTRACT, AT ENGINEERING STATION, AT AN EXPENDITURE OF \$13,948.00—SURETY BOND EXECUTED BY THE SEABOARD SURETY COMPANY OF NEW YORK.

COLUMBUS, OHIO, June 17, 1932.

HON. T. S. BRINDLE, *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 the Department of Highways, and the E. M. Carmell Company of Columbus, Ohio. This contract covers the construction and completion of Plumbing, Heating and Ventilating Contract, as per items 15 and 16 of the specifications, with certain substitutions, for Addition to Engineering Experiment Station on the campus of Ohio State University, according to the form of proposal dated May 16, 1932. Said contract calls for an expenditure of thirteen thousand nine hundred and forty-eight dollars (\$13,948.00).

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 shown that the Controlling Board has approved the expenditure as required by Section 8 of House Bill No. 624 of the 89th General Assembly. In addition, you have submitted a contract bond upon which the Seaboard Surety 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,
GILBERT BETTMAN,
Attorney General.

4430.

APPROVAL, LEASE FOR RIGHT TO INSERT PIPE INTO THE LEVEL OF THE MIAMI AND ERIE CANAL, TO CITY OF DELPHOS, OHIO.

COLUMBUS, OHIO, June 17, 1932.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of your recent communication, submitting for my examination and approval, a certain water lease in triplicate, by which lease there is granted to the City of Delphos, Ohio, the right to insert

a one and one-half inch pipe into the level of the Miami and Erie Canal next above Lock No. 23, for a term of five years from the date named in the lease, to take from the canal at this level, water for the purpose of supplying a steam boiler to be used by said city in the operation of its waterworks.

Upon examination of this lease I find that the same has been properly executed by the Superintendent of Public Works and by the City of Delphos, by the hands of its Mayor and Director of Public Service, pursuant to the authority of an ordinance of said city.

Upon examination of the terms and provisions of this lease, and of the conditions and restrictions therein contained, I find that the same are in conformity with the statutory provisions relating to the execution of leases of this kind.

I am accordingly approving this lease as to legality and form, as is evidenced by my approval endorsed on this lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,
GILBERT BETTMAN,
Attorney General.

4431.

APPROVAL, NOTES OF JOHNSVILLE-NEW LEBANON RURAL SCHOOL DISTRICT, MONTGOMERY COUNTY, OHIO—\$3,000.00.

COLUMBUS, OHIO, June 17, 1932.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

4432.

COUNTY CENTRAL COMMITTEE—MAY NOT SELECT A NON-ELECTED MEMBER AS CHAIRMAN.

SYLLABUS:

An elected county central committee may not legally select as its chairman a person not an elected member thereof.

COLUMBUS, OHIO, June 18, 1932.

HON. FORREST E. ELY, *Prosecuting Attorney, Batavia, Ohio.*

DEAR SIR:—Your letter of recent date is as follows:

“The following question has been submitted to me by the Democratic Central Committee of Clermont County, Ohio:

‘May an elected central committee of a political party legally select as chairman of their committee a man not an elected member of the committee?’”