1208 OPINIONS

2140.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE W. H. SPOHN PLUMBING COMPANY, COLUMBUS, OHIO, FOR PLUMBING FOR OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME, XENIA, OHIO, AT AN EXPENDITURE OF \$14,901.00—CONTRACT BOND EXECUTED BY GLOBE INDEMNITY COMPANY OF NEWARK, NEW JERSEY.

COLUMBUS, OHIO, July 23, 1930.

HON. ALBERT T. CONNAR, 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 Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, and The W. H. Spohn Plumbing Company, Columbus, Ohio. This contract covers the construction and completion of a contract for plumbing and heating to be installed in a building known as the Vocational Training School Building for the Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, as set forth in Item No. 5 and Item No. 20, Alternate No. 14, of the form of proposal submitted April 18, 1930. Said contract calls for an expenditure of fourteen thousand nine hundred one (\$14,901.00) dollars.

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 submitted evidence that the consent of the Controlling Board to the release of funds has been obtained in accordance with Section 11 of House Bill No. 510 of the 88th General Assembly. In addition you have submitted a contract bond upon which the Globe Indemnity Company of Newark, New Jersey, 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.

2141.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE A. L. RHOADS CONSTRUCTION COMPANY, OF WASHINGTON COURT HOUSE, OHIO, FOR COMPLETION OF GENERAL CONTRACT, NOT INCLUDING PLUMBING, HEATING AND ELECTRICAL WORK AT THE OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME, XENIA, OHIO, AT AN EXPENDITURE OF \$62,890.00—CONTRACT BOND EXECUTED BY COMMERCIAL CASUALTY INSURANCE COMPANY OF NEWARK, NEW JERSEY.

Columbus, Ohio, July 23, 1930.

0

HON. ALBERT T. CONNAR, 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 Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, and The A. L. Rhoads Construction Company, of Washington Court House, Ohio. This contract covers the construction and completion of general contract, not including plumbing, heating and electrical work on a Vocational Training School Building at the Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, according to Item No. 1; Item No. 2 Alternate No. 1; Item No. 3 Alternate No. 2; Item No. 5 Alternate No. 4; Item No. 6 Alternate No. 5; Item No. 9 Alternate No. 8; Item No. 10 Alternate No. 9; Item No. 11 Alternate No. 10; Item No. 14 Alternate No. 13; as set forth in the Form of Proposal dated May 2, 1930. Said contract calls for an expenditure of sixty-two thousand eight hundred and ninety dollars (\$62,890.00).

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 11 of House Bill No. 510 of the 88th General Assembly. In addition, you have submitted a contract bond, upon which the Commercial Casualty Insurance Company of Newark, New Jersey, 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.

2142.

APPROVAL, ABSTRACT OF TITLE, WARRANTY DEED AND ENCUMBRANCE ESTIMATE RELATING TO PROPOSED PURCHASE BY STATE OF OHIO OF LAND OF WINIFRED McCURLEY, BEN F. SPENCER AND MARTIN CORFMAN IN BAZETTA TOWNSHIP, TRUMBULL COUNTY, OHIO.

Columbus, Ohio, July 23, 1930.

HON. ROBERT N. WAID, Director of Highways, Columbus, Ohio.

DEAR SIR:—You have submitted for my examination and approval a corrected abstract of title, warranty deed form, encumbrance estimate No. 1011 and controlling board certificate of release relating to the proposed purchase by the State of Ohio of a certain tract of land in Bazetta Township, Trumbull County, Ohio, which is owned of record by Winifred McCurley, Ben F. Spencer and Martin Corfman, and which is more particularly described as follows:

Being a part of original Lot No. 33 of said township, "Description of the Point of Beginning". Commencing at a point at the north east corner of said