

interest of the city of Cincinnati in said property and there no longer appears to be any such interest, it would seem that said act has been amended by implication in the act found in 113 O. L., 21, hereinbefore referred to. It would therefore seem that the Superintendent of Public Works may appraise the land as required in said act without being under the necessity of having said appraisal approved by the Board of Rapid Transit Commissioners.

In your communication you refer to Sections 13965, et seq., General Code. These sections authorize the Superintendent of Public Works to lease and sell certain canal lands held by the state. Under the terms of these sections the Superintendent appraises such lands at their true value. Whether the Superintendent appraises them by the general power in the sections last above mentioned or appraises them under the power given in Amended Senate Bill No. 123, it is believed that it will be the same result, in view of the conclusion that the Board of Rapid Transit Commissioners no longer is required to approve such appraisement.

As suggested in your communication, the power of the Superintendent of Public Works to dispose of said lands under the provisions of Section 9 would still seem to be in effect and should guide the Superintendent in making such sales or leases.

Respectfully,

JOHN W. BRICKER,
Attorney General.

5342.

APPROVAL—BOND FOR THE FAITHFUL PERFORMANCE OF
HIS DUTIES AS RESIDENT DISTRICT DEPUTY DIRECTOR—RICHARD TILTON.

COLUMBUS, OHIO, April 9, 1936.

HON. JOHN JASTER, JR., *Director of Highways, Columbus, Ohio.*

DEAR SIR: Your secretary has submitted for my approval as to legality of form the following faithful performance bond:

Richard Tilton, Resident District Deputy Director—The Ohio Casualty Insurance Company.

This bond evidently entered into pursuant to Sections 1183 and 1182-3, General Code, was formerly disapproved in Opinion No. 5250, March 16, 1936, for the reasons, first, that the power of attorney authorizing A. B. Caldwell to sign bonds on behalf of the Ohio Casualty Company did not

disclose that such power of attorney was in full force and effect on February 26, 1936, when the bond was signed, and second, your signature did not appear thereon approving it as required by Section 1182-3, General Code.

The first objection has now been removed, and although the bond has not yet been signed by you to meet the second objection, due to your illness, I am now approving such bond, subject to your signature being placed on the bond when you return to your office.

Respectfully,

JOHN W. BRICKER,
Attorney General.

5343.

APPROVAL—BONDS OF CUYAHOGA COUNTY, OHIO,
\$4,000.00.

COLUMBUS, OHIO, April 11, 1936.

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

5344.

APPROVAL—BONDS OF CITY OF TOLEDO, LUCAS COUNTY,
OHIO, \$5,000.00.

COLUMBUS, OHIO, April 11, 1936.

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

5345.

APPROVAL—BONDS OF CITY OF TOLEDO, LUCAS COUNTY,
OHIO, \$5,000.00.

COLUMBUS, OHIO, April 11, 1936.

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