

oath to be administered. Of course, said oath may be given separately, and while the bond no doubt is sufficient, it would simplify matters if the same were executed on the regular state form.

Your attention is further directed to the fact that there is not attached to said bond a power of attorney or other data showing that the attorney in fact, had authority to execute said bond.

While as hereinbefore stated, said bond is in sufficient legal form, it should not be approved and accepted by you until such time as evidence has been furnished indicating that the attorney in fact, was authorized to execute the same on behalf of the surety.

Respectfully,
GILBERT BETTMAN,
Attorney General.

1570.

APPROVAL, SUPPLEMENTAL AGREEMENT FOR ELIMINATION OF
GRADE CROSSING OVER B. & O. R. R. IN BUTLER COUNTY, OHIO.

COLUMBUS, OHIO, February 28, 1930.

In re: Butler County, S. H. No. 43—B. & O. Grade separation at Schencks.

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

DEAR SIR:—On February 7, 1930, I received a letter from your department bearing date of January 24, 1930, submitting for my approval as to form, a supplemental agreement proposed to be executed on behalf of the State of Ohio with the Baltimore & Ohio Railroad Company, adopting and ratifying all proceedings instituted for the improvement under Sections 6956-22, et seq., of the General Code, in reference to the elimination of the grade crossing on S. H. No. 43 in Butler County, where the B. & O. Railroad Company's tracks cross the highway at grade, at Schencks, on which it is proposed to again start, under the provisions of Section 1229, General Code.

I have carefully examined said proposed supplemental agreement, and hereby approve the same as to form.

Respectfully,
GILBERT BETTMAN,
Attorney General.

1571.

APPROVAL, CONTRACT FOR ELIMINATION OF GRADE CROSSING IN
NEWCOMERSTOWN, TUSCARAWAS COUNTY, OHIO.

COLUMBUS, OHIO, February 28, 1930.

In re: Grade Crossing Elimination—S. H. No. 415—Penna. Ry. Company, lessee, operating P. C. C. & St. L. Ry.—Tuscarawas County, Ohio.

DEAR SIR:—This will acknowledge receipt of your letter under date of January 30, 1930, submitting for my approval as to form, a proposed agreement with the