

the Supreme Court in the cases referred to above, that the provisions of Section 4696, General Code, are now operative, free from any limitations as set up in the so-called School Foundation Law, and that the filing of the petitions mentioned by you in your letter of inquiry imposes upon the County Board of Education of the Darke County School District a mandatory duty to make the transfers as requested, assuming of course, that the petitions meet all legal requirements.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*

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961.

CONTRACT—STATE WITH THE GORMAN-LAVELLE PLUMBING AND HEATING COMPANY, COMPLETION HEATING WORK, RECEIVING HOSPITAL, CLEVELAND STATE HOSPITAL.

COLUMBUS, OHIO, July 29, 1939.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval a contract between the State of Ohio, acting through you as Director of the Department of Public Works for the Department of Public Welfare and The Gorman-Lavelle Plumbing and Heating Company, an Ohio Corporation with its principal place of business in Cleveland, Ohio, for the construction and completion of Contract for Heating Work for a project known as Receiving Hospital, Cleveland State Hospital, Cleveland, Ohio as set forth in Item 4, Heating Contract for Receiving Hospital of Proposal dated June 14, 1939, all according to Plans and Specifications, which Plans, Specifications and Proposal are made a part of this Contract. This contract calls for an expenditure of \$14,040.00.

You have submitted the following papers and documents in this connection: Contract encumbrance record No. 80; division of contract; estimate of cost; notice to bidders; proof of publication; controlling board's release; Workmen's Compensation certificate showing a compliance with the laws of Ohio relating to Workmen's Compensation; recommendations of State Architect; approval of PWA; tabulation of bids; form of proposal containing the contract bond signed by the Standard Accident Insurance Company of Michigan as surety; its power of attorney for the signer; its certificate of compliance with the laws of Ohio relating to surety companies; letter from the Auditor of State showing that all necessary papers are on file in his office.

Finding said contract in proper legal form, I have noted my approval

thereon, and same is transmitted herewith to you, together with all other papers submitted in this connection.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*

962.

CONTRACT—STATE WITH THE GORMAN-LAVELLE PLUMBING AND HEATING COMPANY, GENERAL AND PLUMBING CONTRACTS, RECEIVING HOSPITAL, CLEVELAND STATE HOSPITAL.

COLUMBUS, OHIO, July 29, 1939.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval a contract between the State of Ohio acting through you as Director of the Department of Public Works for the Department of Public Welfare and The Gorman-Lavelle Plumbing and Heating Company, an Ohio corporation with its principal place of business in Cleveland, Ohio, for the construction and completion of Contract for Plumbing Work for a project known as Revised June 21, 1939, General and Plumbing Contracts only, Receiving Hospital, Cleveland State Hospital, Cleveland, Ohio, as set forth in Item 2, Plumbing Contract for Receiving Hospital, of the Form of Proposal dated July 5, 1939, all according to Plans and Specifications, which Plans, Specifications and Proposal are made a part of this contract. This contract calls for an expenditure of \$23,934.00.

You have submitted the following papers and documents in this connection: Contract encumbrance record No. 79; division of contract; estimate of cost; notice to bidders; proof of publication; form of proposal containing the contract bond signed by The Standard Accident Insurance Company of Michigan as surety; its power of attorney for the signer; its certificate of compliance issued by the Division of Insurance showing a compliance with the laws of Ohio relating to surety companies; tabulation of bids; recommendations of State Architect; Approval of PWA; Controlling Board's Release; Workmen's Compensation Certificate showing a compliance with the laws of Ohio relating to Workmen's Compensation; letter from Auditor of State, showing that all necessary papers for this project are on file in his office.

Finding said contract in proper legal form, I have noted my approval thereon, and same is transmitted herewith to you, together with all other papers submitted in this connection.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*