

4443.

APPROVAL, ELEVEN CONTRACTS FOR MECHANICAL EQUIPMENT AT NAVAL RESERVE ARMORY AT TOLEDO, OHIO, WITH PROPER BONDS.

COLUMBUS, OHIO, July 20, 1935.

HON. EMIL F. MARX, *Adjutant General, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval eleven contracts covering the purchase of mechanical equipment for the Naval Reserve Armory at Toledo, Ohio.

These contracts, entered into pursuant to bids received June 5, 1935, are as follows:

1. Plumbers and Factory Supplies, Inc., Columbus, Ohio, for Items H1-a1 (Radiation), H2 (Htg. Boilers), H3 (Boiler for HW Heater), H6 (Unit Heaters), H9 (Indirect Heaters), H12 (Valves and Accessories), P3 (Urinals), P4 (Bath Tub), P5 (Sinks), P6 (Lavatories), P8 (HW Generator), P11 (Soap Dispensers), and P13 (Water Meter), totaling the sum of six thousand five hundred sixty-five dollars and sixty cents (\$6,565.60); bond given by Great American Bonding Company of New York.

2. Standard Sanitary Manufacturing Company of Toledo, Ohio, for Items H5-a1 (Specialties—Alternate), H8-a1 (Fans—Alternate) H7-a1 (Floor Units—Alternate), H14 (Blow off Tank), H16 (Oil Storage Tanks), P1 (Drinking Fountains), P2-a2 (Water Closets—Alternate), P7 (Showers), P9 (Circulating Pumps), P10 (Grease Traps), and P12 (Hose Racks), totaling the sum of six thousand and seventeen dollars and eighty-two cents (\$6,017.82); bond given by the Aetna Casualty and Surety Company of Hartford, Connecticut.

3. Power Engineering Company (not incorporated), Edgar Thierwechter, owner, Oak Harbor, Ohio, for Item H11 (Draft Regulator), in the sum of two hundred forty seven dollars and fifty cents (\$247.50); bond given by Glens Falls Indemnity Company.

4. The George L. Freeman Company of Toledo, Ohio, for Item H13 (Insulation Materials), in the sum of two hundred and two dollars (\$202.00); bond given by United States Fidelity and Guaranty Company.

5. The Western Electric Supply Company of Toledo, Ohio, for Item EP1 (Electrical Substation & Secondary Materials), in

the sum of seven hundred and eighty-six dollars (\$786.00); bond given by American Surety Company of New York.

6. The Howard C. Baker Company of Toledo, Ohio, for Item H17 (Oil Burners), in the sum of three thousand six hundred and eighty-six dollars (\$3,686.00); bond given by the Hartford Accident and Indemnity Company.

7. The Fred Christen & Sons Company of Toledo, Ohio, for Item H15 (Smoke Breeching) in the sum of one hundred and fifty-seven dollars (\$157.00); bond given by Fred Christen, President, Clarence Christen, Vice-President, Arthur Christen, Treasurer and Walter Christen, Secretary of such company.

8. J. N. Pfeiffer and Son, Toledo, Ohio, for Item H10 (Automatic Temperature Control), in the sum of six hundred dollars (\$600.00); bond given by United States Fidelity and Guaranty Company.

9. The Federal Pipe and Supply Company of Toledo, Ohio, for Item P14-a1 (Water Temperature Control—Alternate), in the sum of eighty-five dollars (\$85.00); bond given by the Hartford Accident and Indemnity Company.

10. Ted Donoher Lighting Studio, Inc., Toledo, Ohio, for Items LF1-LF2-LF3-LF4-LF5-LF6-LF7-LF8-LF9 (Lighting fixtures, Lamps, Tooling and Miscellaneous Equipment), in the sum of four thousand nine hundred and eighty-eight dollars and forty-five cents (\$4,988.45); bond given by the Massachusetts Bonding and Insurance Company.

11. The Central Mill and Plumbing Supply Corporation of Columbus, Ohio, for Item H4 (Vacuum Pump), in the sum of one thousand three hundred and thirty-five dollars (\$1,335.00); bond given by the Globe Indemnity Company.

You have submitted eleven certificates of the Director of Finance to the effect that there are unencumbered balances legally appropriated, in sums sufficient to cover the obligations of the contracts. You have also submitted a certificate of the Controlling Board showing that such board has approved the expenditure of funds for those contracts, in accordance with Section 2 of Amended Senate Bill No. 39, and Section 7 of Amended Senate Bill No. 1 of the 91st General Assembly, regular session.

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 contracts 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 contracts and bonds 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,

JOHN W. BRICKER,  
*Attorney General*

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4444.

CONCEALED WEAPON—RAILROAD POLICEMAN MAY CARRY CONCEALED WEAPONS WHEN.

*SYLLABUS:*

*A railroad policeman appointed pursuant to the provisions of Section 9150, General Code, and whose commission is recorded in the Secretary of State's office under the terms of Amended Senate Bill No. 153 (effective September 4, 1935), may carry concealed weapons if he first gives bond as required by Section 12819, General Code.*

COLUMBUS, OHIO, July 22, 1935.

HON. GEORGE S. MYERS, *Secretary of State, Columbus, Ohio.*

DEAR SIR:—This will acknowledge receipt of your request for my opinion which reads as follows:

“At the recent session of the General Assembly, Section 9151 of the General Code was amended so that it now provides that the commission of a policeman with the oath endorsed thereon shall be recorded in the office of the Secretary of State.

With reference to this requirement, we are in receipt of a letter which reads in part as follows:

‘The amendment appears to have been timely because it provides one central office, namely, the office of the Secretary of State for the filing of the commissions issued by the Governor in such behalf, and because the powers and liabilities of special officers so appointed are clearly outlined, which powers and liabilities are those of municipal policemen. Heretofore the statute provided that railroad policemen possessed the powers of police of cities.

Section 12819, G. C., makes it an offense to carry concealed weapons, but that section contains a proviso that the act “shall not affect the right of regularly appointed police officers of incorporated cities and villages to go armed when on duty”. Therefore, municipi-