

is no doubt but that the bonds issued by the district on November 1, 1936, in which the issuer was designated "Jackson Rural School District" would in the hands of bona fide holders be held to be valid providing they met all requirements of law with respect to the issuance of such bonds.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

1547.

CONTRACT—STATE WITH CLINTON WEST CO., ACOUSTIC TREATMENT, WOMEN'S PHYSICAL EDUCATION BUILDING AND NATATORIUM, BOWLING GREEN STATE UNIVERSITY, BOWLING GREEN.

COLUMBUS, OHIO, December 9, 1939.

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

DEAR SIR: You have submitted for my examination and approval a contract by and between The State of Ohio acting through you as Director of the Department of Public Works, for the Board of Trustees of Bowling Green State University, Bowling Green, Ohio, with Clinton West Co., for the construction and completion of Contract for Acoustic Treatment for a project known as Landscaping, Equipment, Bronze Tablets, Painting and Acoustic Treatment, Women's Physical Education Building and Natatorium, Bowling Green State University, Bowling Green, Ohio, as set forth in Item 17, Contract for "Group K"—Acoustic Treatment and Item 18, Alternate "C" Acoustic Treatment to Ceilings of Main Gymnasium and Auxiliary Gymnasium, of the Form of Proposal dated October 12, 1939, all according to Plans and Specifications, which Plans, Specifications and Proposal are made a part of this Contract.

You have submitted in this connection along with other documents the form of proposal containing the contract bond conditioned upon the faithful performance of the contract and providing for the payment of an amount not to exceed \$3,000.00 in event of failure to so complete the contract according to the provisions thereof.

In view of the fact that the contracts amount is \$3,755.00 and the contract bond is for an amount not to exceed \$3,000.00, I find that I cannot approve this contract, said contract bond in my opinion being insufficient in law, and I am accordingly returning said contract, contract bond and all papers submitted in this connection.

Respectfully,

THOMAS J. HERBERT,
Attorney General.