

men's Compensation Certificate showing a compliance with the laws of Ohio relating to Workmen's Compensation; estimate of cost; certificate of availability of funds; notice to bidders; proof of publication; recommendations of the State Architect; tabulation of bids; approval of P. W. A. certification of W. P. Roudebush, Secretary of the Board of Trustees of Miami University, wherein the vote of the Building Committee of the Board of Trustees is registered in favor of the award of the contract to the Newton and Holt Company; form of proposal containing the contract bond signed by The Century Indemnity Company of Connecticut; its power of attorney for the signer and its certificate of compliance with the insurance laws of Ohio relating to surety companies; letter from Auditor of State, showing all necessary papers are on file in his office.

I notice in passing on this contract that the lowest bid has been rejected, and I have been informed that the P. W. A. authorities rejected the bid by reason of the fact that the bidder was disqualified from bidding by reason of P. W. A. rules and regulations, and I assume that such rules and regulations are proper and reasonable, and do not expressly contravene the statutes of Ohio in the instant case.

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.*

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1409.

CONTRACT—STATE WITH THE WICKES BOILER COMPANY,  
CONSTRUCTION AND COMPLETION, 1—488 H. P. WATER  
TUBE BOILER AND STOKER, OHIO HOSPITAL FOR EPI-  
LEPTICS, GALLIPOLIS.

COLUMBUS, OHIO, November 10, 1939.

HON. CHARLES L. SHERWOOD, *Director, Department of Public Welfare,*  
*Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval a contract between the State of Ohio, acting through you as Director of the Department of Public Welfare, and The Wickes Boiler Company, a Michigan corporation, for the construction and completion of 1—488 H. P. Water Tube Boiler and Stoker, Ohio Hospital for Epileptics, Gallipolis, complete with brick work as per specifications of the Department of Public Welfare. This contract will require the expenditure of \$23,523.00.

You have submitted the following papers in this connection: Form of Proposal containing the Contract Bond Signed by The Hartford Accident and Indemnity Company as surety; its Power of Attorney for the signer and its Certificate of Compliance with the insurance laws of Ohio relating to surety companies; Certificate of Surety of State showing The Wickes Boiler Company, a Michigan corporation, is qualified to do business in Ohio; Division of Contract; Notice to Bidders; Proof of Publication; Emergency Board Release; Contract Encumbrance Record No. 10; Estimate of Cost; Tabulation of Bids; Workmen's Compensation Certificate showing a compliance with the laws of Ohio relating to workmen's compensation; a communication from your department to the Auditor of State indicating all papers necessary for the project are on file in the State Auditor's office.

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

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*

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1410.

BONDS—TOLEDO CITY SCHOOL DISTRICT, LUCAS COUNTY,  
\$10,000.00.

COLUMBUS, OHIO, November 10, 1939.

*The Industrial Commission of Ohio, Columbus, Ohio.*

GENTLEMEN :

RE: Bonds of Toledo City School District, Lucas County,  
Ohio, \$10,000.

The above purchase of bonds appears to be part of a \$1,500,000 issue of school building bonds of the above city school district dated April 1, 1925. The transcript relative to this issue was approved by this office in an opinion rendered to your Commission under date of October 19, 1939, being Opinion No. 1316.

It is accordingly my opinion that these bonds constitute valid and legal obligations of said city school district.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*