

is that represented by term bonds, and this only upon approval by the tax commission, which approval is not shown in the transcript submitted in this issue.

Furthermore, it would appear from section 1 of the bond ordinance that the bonds in this case sought to be refunded are serial bonds. In view of the statutory and constitutional provision as above recited I am compelled to advise that the foregoing bonds are not legal and valid obligations of the village of Bryan, and you are advised not to accept the same.

Respectfully,
C. C. CRABBE,
Attorney General.

3568.

APPROVAL, FINAL RESOLUTIONS ON ROAD IMPROVEMENTS IN JEFFERSON, PORTAGE, PREBLE, AND DEFIANCE COUNTIES.

COLUMBUS, OHIO, August 4, 1926.

Department of Highways and Public Works, Division of Highways, Columbus, Ohio.

3569.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE ALBERT M. HIGLEY COMPANY, CLEVELAND, OHIO, COVERING GENERAL CONTRACT FOR SUN PORCHES, CLEVELAND STATE HOSPITAL, CLEVELAND, OHIO, AT EXPENDITURE OF \$15,405.00.

COLUMBUS, OHIO, August 6, 1926.

HON. G. F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works, for and on behalf of the Department of Public Welfare, and The Albert M. Higley Company, of Cleveland, Ohio. This contract covers the general contract for sun porches, Cleveland State Hospital, Cleveland, Ohio, and calls for an expenditure of \$15,405.00.

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. There has further been submitted a contract bond upon which the United States Fidelity and Guaranty Company appears as surety, sufficient to cover the amount of the contract.

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 contract 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 contract and bond 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,
C. C. CRABBE,
Attorney General.

3570.

ABSTRACT, STATUS OF TITLE, TO PREMISES IN COLUMBUS, FRANKLIN COUNTY, OHIO, IN JOHN W. BURTON'S AND R. P. WOODRUFF'S AGRICULTURAL SUBDIVISIONS.

COLUMBUS, OHIO, August 6, 1926.

HON. CARL E. STEEB, *Secretary, Board of Trustees, Ohio State University, Columbus, Ohio.*

DEAR SIR:—Examination of three short certificates of title and other data submitted by you to this department for my examination and opinion, discloses the following:

The certificates as submitted were certified under date of July 23, 1926, and pertain to the following premises, to wit:

Situate in the county of Franklin, state of Ohio, and in the city of Columbus, and being lots 15, 16, 18, 19 and 31 of John W. Burton's subdivision of the north half of the south half of lot 278 of R. P. Woodruff's Agricultural College Addition to the city of Columbus, Ohio, as the same are numbered and delineated upon the recorded plat thereof of record in Plat Book 3, page 350, Recorder's Office, Franklin County, Ohio.

Upon examination of said certificates, I am of the opinion that same show a sufficient title to the premises under consideration in Ray B. Levering, subject to the following:

It appears from the certificates that the lien for taxes on said premises were recently foreclosed in the Common Pleas Court of Franklin County, Ohio, and that the proceedings therein have been fully completed, except the payment of the purchase price to the sheriff's office, and I am advised that as soon as the warrant of your department for the consideration being paid by the state has been issued the final consummation of the sale will be made. When this is accomplished the tax liens set forth in the last section of the several certificates submitted will be paid the lien thereof cancelled on the books of the county auditor.

The several sheriff's deeds to Ray B. Levering and his warranty deed to the State of Ohio will be sufficient to convey the title to the State of Ohio when proper delivery is made.

Encumbrance estimate 1661 in the sum of \$940.00 covering the consideration of this purchase has been regularly certified under date of July 31, 1926.

As you suggest, it is not believed the approval of the Controlling Board will be necessary in connection with this purchase.

The certificates of title, warranty deed and encumbrance estimate submitted by you are herewith returned.

Respectfully,
C. C. CRABBE,
Attorney General.