

contract bond signed by the Hartford Accident and Indemnity Company, its power of attorney for the signer, its financial statement and its certificate of compliance with the laws of Ohio relating to surety companies, the recommendations of the state architect, board of trustees and director of public works, letter of certification from the Auditor of State showing that the necessary papers and documents are on file in said office, extracts from the minutes of the board of trustees, approval of proposed award of contract, and the tabulation of bids received on this project.

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 documents submitted in this connection.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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2812.

APPROVAL—AGREEMENT BETWEEN DEPARTMENT OF  
HIGHWAYS OF THE STATE OF OHIO AND RECEIVERS  
OF THE CINCINNATI AND LAKE ERIE RAILROAD,  
STATUS SUPPLEMENTAL AGREEMENT AS TO RECON-  
STRUCTION AND RELOCATION OF TRACKS.

COLUMBUS, OHIO, August 10, 1938.

HON. JOHN JASTER, JR., *Director, Department of Highways, Columbus, Ohio.*

DEAR SIR: You have submitted for my consideration and approval as to form, a supplemental agreement by and between Thomas Conway, Jr., and J. Harvey McClure, as receivers of the Cincinnati and Lake Erie Railroad and the Department of Highways of the State of Ohio in accordance with certain provisions of an original agreement dated January 11, 1938, by and between the same parties.

The original agreement provided for the reconstruction and relocation of the track of said railroad company in the villages of North College Hill and Mt. Healthy, Hamilton County, Ohio, if said railroad company was to continue operation and further provided that if said railroad company should permanently cease operation of that portion of its railroad line, then by the terms of said original agreement, the provisions thereof providing for said re-location and reconstruction, should become null and void.

This supplemental agreement is in accord with the provisions of the original agreement.

After careful examination, it is my opinion that said supplemental agreement is in proper legal form and when executed by John Jaster, Jr., as Director of Highways for the State of Ohio, will become a valid binding contract between the parties. I have, therefore, endorsed my approval thereon and am returning the same herewith.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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2813.

APPROVAL—CONTRACT AND BOND BETWEEN STATE OF OHIO, DEPARTMENT OF PUBLIC WORKS FOR DEPARTMENT OF HIGHWAYS, AND ATLAS ENGINEERING, INC., YOUNGSTOWN, OHIO, FOR ADDITION TO AND REMODELING OFFICE BUILDING, DEPARTMENT OF HIGHWAYS, DIVISION No. 4, RAVENNA, EXPENDITURE, \$13,890.00.

COLUMBUS, OHIO, August 11, 1938.

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

DEAR SIR: You have submitted for my approval a contract by and between Atlas Engineering, Inc., Youngstown, Ohio, and the State of Ohio, acting by the Department of Public Works, for the Department of Highways, for the construction and completion of Contract for General Work for a project known as Addition to and Remodeling Office Building, Department of Highways, Division No. 4, Ravenna, Ohio, as set forth in Item 1 of the Form of Proposal dated June 29, 1938, which contract calls for the total expenditure of thirteen thousand eight hundred and ninety dollars (\$13,890.00).

You have also submitted the following papers and documents in this connection: Encumbrance record No. 1647, dated July 18, 1938, the estimate of cost, division of contract, notice to bidders, proof of publication, workmen's compensation certificate showing the contractor having complied with the laws of Ohio relating to compensation, the form of proposal containing the contract bond signed by the Fidelity and Casualty Company of New York, its power of attorney for the signer, its financial statement and its certificate of com-