

636.

BONDS—CITY OF TOLEDO, LUCAS COUNTY, \$20,000.00.

COLUMBUS, OHIO, May 24, 1939.

Retirement Board, Public Employes Retirement System, Columbus, Ohio.

GENTLEMEN:

RE: Bonds of the City of Toledo, Lucas County, Ohio,
\$20,000.00.

The above purchase of bonds appears to be part of a \$2,000,000 issue of school building bonds of the above city dated February 1, 1921. The transcript relative to this issue was approved by this office in an opinion rendered to the Industrial Commission of Ohio under date of January 19, 1935, being Opinion No. 3844.

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

Respectfully,

THOMAS J. HERBERT,
Attorney General.

637.

BONDS—CITY OF CLEVELAND, CUYAHOGA COUNTY,
\$85,000.00.

COLUMBUS, OHIO, May 24, 1939.

The Industrial Commission of Ohio, Columbus, Ohio.

GENTLEMEN:

RE: Bonds of the City of Cleveland, Cuyahoga County,
Ohio, \$85,000.00 (Unlimited).

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of general sewer bonds, seventh series, in the aggregate amount of \$500,000 of a voted \$5,000,000 authorization, and also a part of an issue of Cuyahoga River improvement bonds, third series, in the aggregate amount of \$1,000,000 of a voted \$3,250,000 authorization, dated May 1, 1938, and bearing interest at the rate of 3% per annum.

From this examination, in the light of the law under authority of which the above bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute valid and legal obligations of said city.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

638.

CONTRACT—STATE WITH THE FERRO CONCRETE CONSTRUCTION COMPANY, GENERAL WORK, NEW KITCHEN, CENTRAL DINING HALL AND COLD STORAGE, LONGVIEW STATE HOSPITAL, CINCINNATI.

COLUMBUS, OHIO, May 24, 1939.

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

DEAR SIR: You have submitted for my approval the contract by and between The Ferro Concrete Construction Company, a corporation of Ohio, and The State of Ohio acting through you as Director of the Department of Public Works for the Department of Welfare for the construction and completion of Contract for General Work for a project known as New Kitchen, Central Dining Hall and Cold Storage, Longview State Hospital, Cincinnati, Ohio, as set forth in Item 1, General Contract (exclusive of elevator and dumb-waiter) of the Form of Proposal dated May 11, 1939, all according to Plans and Specifications, which Plans, Specifications and Proposal become a part of this contract. This contract calls for an expenditure of \$126,000.00.

You have submitted the following papers and documents in this connection: Form of Proposal dated May 11, 1939, containing the contract bond signed by the Standard Accident Insurance Company of Detroit, Michigan, its power of attorney for the signer, and the Certificate of Compliance issued by the Division of Insurance, showing a compliance with the laws of Ohio relating to surety companies; Controlling Board's Release; Recommendations of State Architect; Workmen's Compensation Certificate showing that the laws relating to Workmen's Compensation have been complied with by the Ferro Concrete Construction Company; Tabulation of bids; Estimate of cost; Notice to bidders; Proof of publication; Division of contract; Contract encumbrance record No. 50; Approval of PWA; Letter from the Auditor of State, showing all necessary papers are on file in his office.

Finding said contract in proper legal form, I have noted my approval