

3165.

APPROVAL, AMENDMENT TO ARTICLES OF INCORPORATION OF THE NEWBURGH ITALIAN AMERICAN CITIZENS' CLUB COMPANY OF CLEVELAND, OHIO.

COLUMBUS, OHIO, February 25, 1926.

HON THAD H. BROWN, *Secretary of State, Columbus, Ohio.*

DEAR SIR:—I am returning to you herewith amendment to the articles of incorporation of the Newburgh Italian American Citizens' Club Company of Cleveland, Ohio, with my approval endorsed thereon.

Respectfully,
C. C. CRABBE,
Attorney-General.

3166.

APPROVAL, BONDS OF BLOOMFIELD TOWNSHIP RURAL SCHOOL DISTRICT, TRUMBULL COUNTY, \$10,000.00.

COLUMBUS, OHIO, March 3, 1926.

Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.

3167.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND C. D. FINCH OF BOWLING GREEN, OHIO, COVERING STORM SEWER WOOSTER TO RIDGE, BOWLING GREEN STATE NORMAL SCHOOL, AT EXPENDITURE OF \$6,550.00. SURETY BOND EXECUTED BY NATIONAL SURETY COMPANY.

COLUMBUS, OHIO, March 3, 1926.

HON. GEORGE F. SCHLESINGER, *Director, Department 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 board of trustees of Bowling Green State Normal School, Bowling Green, Ohio, and C. D. Finch of Bowling Green, Ohio. This contract covers the general contract for storm sewer, Wooster to Ridge, with use of 24 inch double strength sewer pipe, Bowling Green State Normal School, and calls for an expenditure of \$6,550.00.

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 National Surety 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.

3168.

PRISONER IN PENITENTIARY NOT ELIGIBLE TO PAROLE UNLESS
RECOMMENDED BY WARDEN AND CHAPLAIN.

SYLLABUS:

Before an application for parole of a prisoner confined in the penitentiary may be considered, such prisoner must be recommended as worthy of such consideration by the warden and chaplain, and notices of such recommendation shall be published as required by section 2171 of the General Code.

Form of notice discussed.

COLUMBUS, OHIO, March 3, 1926.

Ohio Board of Clemency, Columbus, Ohio.

GENTLEMEN:—In your recent communication you request my opinion on the following:

“Section 2171 of the General Code of Ohio reads as follows, the under-scoring of certain words of the section being ours, and for the purpose of inviting especially to your attention certain portions of the statute:

‘A prisoner confined in the penitentiary shall not be eligible to parole, and an application for parole shall not be considered by the board of managers, until such prisoner is recommended as worthy of such consideration by the warden and chaplain of the penitentiary. Before consideration by such board, notice of such recommendation shall be published for three consecutive weeks in two newspapers of opposite politics in the county from which such prisoner was sentenced. The expense of such publication shall not exceed one dollar for each paper.’

The following form of parole notice, for publication as required by law, was recently adopted by the managing officers of the Ohio penitentiary: