

Based upon the foregoing, and in specific answer to the question which you propound, it is my opinion that one who has formerly been a resident of the county infirmary and discharged therefrom under Section 2527-3, General Code, is entitled to inspect the book kept by the superintendent of the infirmary under Section 2527 of the General Code, if such inspection is made at a reasonable time under the supervision of said superintendent.

Respectfully,
GILBERT BETTMAN,
Attorney General.

2297.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE DAYTON MORGAN ENGINEERING COMPANY TO MAKE SURVEYS OF THE BED AND BANKS OF THE MUSKINGUM AND TUSCARAWAS RIVERS AT AN EXPENDITURE OF \$5,000.00.

COLUMBUS, OHIO, September 5, 1930.

HON. A. T. CONNAR, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval a certain contract in triplicate entered into by and between yourself as Superintendent of the Public Works of the State of Ohio and the Dayton Morgan Engineering Company, by which in consideration of the sum of five thousand dollars to be paid to said company, it contracts and agrees to make surveys of the bed and banks of that portion of the Muskingum and Tuscarawas Rivers that lies between Dresden in Muskingum County and the north line of the city of Dover in Tuscarawas County, such surveys being with the objects and for the purposes set out in said contract.

With the exception of the territory to be covered by said survey and the resulting amount of services to be performed by the Dayton Morgan Engineering Company and the amount to be paid to said company for its services, the contract here in question is substantially the same as to its terms and provisions as the contract which you recently submitted for my approval and which was approved in Opinion No. 2259 of this office directed to you under date of August 23, 1930.

In view of the somewhat extended discussion of the questions presented by said contract in the former opinion of this office above referred to, I do not deem it necessary to discuss the provisions of this contract or any of the legal questions suggested thereby in this opinion. Following the conclusions reached in said former opinion and finding that this contract has been properly executed by yourself as Superintendent of the Public Works of this state and as Director thereof and by the Dayton Morgan Engineering Company, said contract is hereby approved as to legality and form as is evidenced by my approval endorsed upon said contract and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

With said contract you have submitted to me Encumbrance Estimate No. 372, executed by the Director of Finance, showing that the sum of five thousand dollars, which is the contract price for the services to be rendered by the Dayton Morgan Engineering Company under said contract, has been released by the Controlling Board out of the appropriation for maintenance made for your department. Said encumbrance estimate is likewise herewith returned.

Respectfully,
GILBERT BETTMAN,
Attorney General.