

611.

APPROVAL, BONDS FOR THE FAITHFUL PERFORMANCE OF THEIR DUTIES, TWO RESIDENT DISTRICT DEPUTY DIRECTORS, ONE RESIDENT DIVISION DEPUTY DIRECTOR—DISAPPROVAL, FOUR RESIDENT DISTRICT DEPUTY DIRECTORS.

COLUMBUS, OHIO, July 12, 1929.

HON. ROBERT N. WAID, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—You have submitted for my consideration a number of bonds, each in the sum of five thousand dollars, and conditioned for the faithful performance of the duties of the principal as Resident District Deputy Director, as follows:

<i>Name</i>	<i>District</i>	<i>Surety</i>
Carl Wahl.....	Defiance County	American Surety Co.
George M. Montgomery....	Mahoning County	Maryland Casualty Co.
C. L. Sawyer.....	Lucas County.....	Federal Surety Co.
W. McCroba.....	Meigs County.....	Fidelity and Deposit Co.
A. L. Allen.....	Richland County.....	Aetna Casualty & Surety Co.
H. Z. Hakes.....	Seneca County	Fidelity & Deposit Co. of Maryland.

You also submit a bond of R. H. Strait, in the sum of five thousand dollars, conditioned for the faithful performance of his duties as Resident Division Deputy Director in Division No. 5.

It has been noted that you have approved all of the bonds which you have submitted. Upon consideration, the bonds of Carl Wahl, George M. Montgomery and R. H. Strait have been found to be in proper legal form.

In the case of Charles L. Sawyer, there does not appear to be authority for Messrs. Sawyer and Brooke to sign this particular bond. You will note that in the Limited Power of Attorney there are four (4) paragraphs giving authority to sign particular groups of bonds. The first three paragraphs clearly do not cover this fiduciary bond. The fourth paragraph would do so if there were attached a letter or telegram signed by an executive officer of the Federal Surety Company authorizing such execution. I would suggest that this bond be re-executed, because it is clear that this authorization must be given before Messrs. Sawyer and Brooke can sign. Also in the line beginning with "Now, if the said.....shall, during his term of office," etc., there should be inserted in the blank space the words "Chas. L. Sawyer."

In the case of W. McCroba, the line reading "Now, if the said W. McCroba shall during his term of office, faithfully discharge the duties imposed upon him by law, *for the term beginning May 1st, 1929, and ending April 30th, 1931,*" should not contain the italicized portion. You will note that Section 1185, General Code, provides that Resident District Deputy Directors shall be appointed to serve during the pleasure of the Director.

In the case of Albert L. Allen, in the second line of the oath, the word "Resident" should be inserted before "District Deputy Director."

In the case of Harold Z. Hakes, in the oath in line 2, the words "Resident District Deputy Director" should be inserted in the blank space.

Accordingly, I have noted my approval as to form and legality on the bonds

above mentioned, except the bonds of Chas. L. Sawyer, W. McCroba, A. L. Allen and H. Z. Hakes. All of said bonds are being herewith returned to you.

Respectfully,

GILBERT BETTMAN,
Attorney General.

612.

APPROVAL, BONDS OF CITY OF MIDDLETOWN, BUTLER COUNTY—
\$130,000.00.

COLUMBUS, OHIO, July 12, 1929.

Industrial Commission of Ohio, Columbus, Ohio.

613.

APPROVAL, BONDS OF FRANKLIN COUNTY, OHIO—\$46,830.00.

COLUMBUS, OHIO, July 12, 1929.

Industrial Commission of Ohio, Columbus, Ohio.

614.

APPROVAL, DEED TO LAND IN THE CITY OF CINCINNATI, HAMILTON
COUNTY—C. C. C. & ST. L. R. R. CO.

COLUMBUS, OHIO, July 12, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You recently submitted for my examination and approval a deed form of a proposed warranty deed to be executed by The Cleveland, Cincinnati, Chicago & St. Louis Railway Company, conveying to the State of Ohio certain real property in the city of Cincinnati, Hamilton County, Ohio, and which property is more particularly described as follows:

“Being a strip of land seventy-six (76) feet in width off of the south-easterly ends of Lots Numbers Eight (8), Nine (9), Ten (10), Eleven (11) and Twelve (12), French’s subdivision in the town of Carthage, now the city of Cincinnati, as recorded in Plat Book 3, Page 51 of the Records of