

4036.

APPROVAL, CONTRACTS FOR HIGHWAY IMPROVEMENT IN HENRY COUNTY, OHIO.

COLUMBUS, OHIO, March 8, 1935.

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

4037.

APPROVAL, BONDS FOR THE FAITHFUL PERFORMANCE OF THEIR DUTIES—JOSEPH N. DOYLE AND HARLEY E. CALVIN, RESIDENT DIVISION DEPUTY DIRECTORS OF HIGHWAYS.

COLUMBUS, OHIO, March 11, 1935.

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

DEAR SIR:—You have submitted two bonds, each in the penal sum of \$5,000, with surety as indicated, to cover the faithful performance of the duties of the officials as hereinafter listed:

Joseph N. Doyle, Resident Division Deputy Director in Division No. 9—Fidelity and Deposit Company of Maryland.

Harley E. Calvin, Resident Division Deputy Director in Division No. 10—Glens Falls Indemnity Company, Glens Falls, New York.

The above bonds are undoubtedly executed pursuant to the provisions of sections 1182 and 1182-3, General Code, which provide, in so far as pertinent:

Sec. 1182. " * * * Each division deputy director shall give bond in the sum of five thousand dollars, conditioned for the faithful performance of his duties with sureties to the approval of the state highway director * * *."

Sec. 1182-3. " * * * All bonds hereinbefore provided for * * * shall be approved as to the sufficiency of the sureties by the director (of highways) and as to legality and form by the attorney general * * *."

With reference to the first of the above-mentioned bonds, the middle initial of Mr. Doyle's name in the ninth line of the bond appears to be erroneous. Instead of "H" it should be changed to read "N." Also in the oath of such bond, the word "Scioto" should be inserted before the word "County." With the exceptions here mentioned, both bonds appear to be in proper legal form in accordance with the foregoing statutes, and I therefore approve the same as to legality and form, subject to the minor error and omission, pointed out above, being corrected, and return them herewith.

Respectfully,

JOHN W. BRICKER,
Attorney General.