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APPROVAL—CONTRACT AND AGREEMENT BY AND BETWEEN THE CITY OF CLEVELAND AND THE STATE OF OHIO FOR THE SEPARATION OF GRADES OF CERTAIN R. R. TRACKS AND STREETS IN CLEVELAND, OHIO.

COLUMBUS, OHIO, July 9, 1937.

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

DEAR SIR: You have submitted for my consideration a contract and agreement in duplicate by and between the City of Cleveland, acting through its counsel, and the State of Ohio, covering a proposed improvement by the separation of grades of the tracks of the New York Central Railroad Company and Lorain Avenue, located at a point approximately 300 feet westerly of West 143rd Street, City of Cleveland, Ohio, and designated as U. S. Works Program Grade Crossing, Project No. Ohio W. P. G. M. 938-A.

There is attached to said agreement the certificate of G. A. Gosell, Director of Finance of the City of Cleveland, Ohio, certifying that the amount of money required for the payment of the portion of the improvement provided to be paid by the City of Cleveland is in the treasury or in the process of collection for the State and City Road Improvement Fund and not appropriated for any other purpose, and that said certificate is recorded in the record of proceedings of the city counsel.

There is also attached the certificate of R. K. Connor, acting auditor of the Ohio Department of Highways, certifying that the money for the payment of the proposed improvement chargeable against the State of Ohio, is payable from an advance of Federal funds deposited in the State Treasury in the trust account and that no funds of the State of Ohio are in noways obligated for the payment of any of the cost of said improvement.

After examination, I find said contract in proper legal form. I have, therefore, endorsed my approval on said contract in duplicate and am returning the same herewith.

Respectfully,

HERBERT S. DUFFY,

*Attorney General.*