

2339.

APPROVAL, CORRECTED RECORD OF PROCEEDINGS FOR SALE OF  
ABANDONED CANAL LAND IN AKRON, OHIO.

COLUMBUS, OHIO, July 10, 1928.

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

DEAR SIR:—This is to acknowledge receipt of your communication of recent date in which you refer to the record of proceedings of the Department of Public Works relating to the sale of certain Ohio Canal Lands in the City of Akron, Summit County, Ohio, and heretofore sold at public sale to the Main Street Akron Amusement Company of Akron, Ohio.

In said communication you call my attention to your omission to incorporate in said record of proceedings a recital to the effect that at and prior to the time said lands were advertised for sale they could not be leased so as to yield six per cent on the valuation thereof as determined by your department and you request my consent and that of the Governor to a correction of said record of proceedings so as to incorporate therein the recital above mentioned and the official approval of the Governor and myself to said record of proceedings as corrected. If, as a matter of fact, at or prior to the time these lands were advertised for sale they could not be leased so as to yield six per cent on the valuation thereof, and such fact was so found and determined by you in your official capacity as Superintendent of Public Works as Director thereof, there can be no objection to a correction of said record of proceedings to show said fact and assuming from your communication that such fact and your finding and determination thereof existed at the time, and that your failure to incorporate said finding in said record of proceedings was a mere matter of inadvertence, I hereby consent to the correction of said record of proceedings as corrected and the sale of the premises therein described, as witness my signature to the correction addenda attached to and made a part of said record of proceedings.

Respectfully,

EDWARD C. TURNER,  
*Attorney General.*

2340.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE HAR-  
BAUGH-DIDION CO., AKRON, OHIO, FOR THE CONSTRUCTION OF  
CONCRETE LOCK ACROSS THE OHIO AND ERIE CANAL AT NES-  
MITH LAKE, SUMMIT COUNTY, OHIO, AT AN EXPENDITURE OF  
\$3,051.83—SURETY BOND EXECUTED BY THE SOUTHERN SURETY  
COMPANY.

COLUMBUS, OHIO, July 11, 1928.

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

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, and the Harbaugh-Didion Co., of Akron, Ohio. This contract covers the construction and completion of a Reinforced Concrete Lock across The Ohio and Erie Canal South of the outlet of Nesmith Lake, Summit County, Ohio, and calls for an expenditure of Three thousand fifty-one and 83/100ths (\$3,051.83) dollars.

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. Among the papers submitted is a letter from the Secretary of the Controlling Board stating that the request of the Director of Highways for the release of the funds necessary to pay for the improvement was discussed by the Controlling Board and that under Section 12 of House Bill No. 502 of the 87th General Assembly no release is necessary. In addition you have submitted a contract bond, upon which the Southern 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,  
EDWARD C. TURNER,  
*Attorney General.*

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2341.

APPROVAL, BONDS OF THE VILLAGE OF WADSWORTH, MEDINA COUNTY, OHIO—\$8,000.00.

COLUMBUS, OHIO, July 11, 1928.

*Industrial Commission of Ohio, Columbus, Ohio.*

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2342.

APPROVAL, BONDS OF HIGHLAND COUNTY, OHIO—\$33,000.00.

COLUMBUS, OHIO, July 11, 1928.

*Industrial Commission of Ohio, Columbus, Ohio.*