

932.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND THE STEINLE-WOLFE CONSTRUCTION CO., FREMONT, OHIO, FOR CONSTRUCTION OF THE FRANZ THEODORE STONE LAKE LABORATORY BUILDING ON GIBRALTAR ISLAND AT AN EXPENDITURE OF \$49,402.00—SURETY BOND EXECUTED BY THE FIDELITY AND CASUALTY COMPANY OF NEW YORK.

COLUMBUS, OHIO, August 29, 1927.

HON. GEORGE F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works for and on behalf of the Board of Trustees of Ohio State University, and The Steinle-Wolfe Construction Company, of Fremont, Ohio. This contract covers the construction and completion of the Franz Theodore Stone Lake Laboratory Building on Gibraltar Island, and calls for an expenditure of forty nine thousand, four hundred and two dollars (\$49,402.00).

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. You have also submitted a contract bond upon which the Fidelity and Casualty Company of New York 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.

933.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND THE SKINNER ENGINE COMPANY, CINCINNATI, OHIO, FOR CONSTRUCTION OF ENGINE AND GENERATOR FOR THE BOYS' INDUSTRIAL SCHOOL, LANCASTER, OHIO, AT AN EXPENDITURE OF \$12,942.00—SURETY BOND EXECUTED BY THE NATIONAL SURETY COMPANY.

COLUMBUS, OHIO, August 29, 1927.

HON. JOHN E. HARPER, *Director of Public Welfare, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Welfare, and the Skinner Engine Company, of Cincinnati, Ohio. This contract covers the construction and completion of 1-125 KW and 1-150 KW engine and generator for the Boys' Industrial School, Lan-

caster, Ohio, and calls for an expenditure of twelve thousand, nine hundred and forty-two dollars (\$12,942.00).

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated sufficient to cover the obligations of the contract. You have also submitted a contract bond upon which the National 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.

934.

SALE OF STATE PROPERTY—IN PARTICULAR CASE IS JUSTIFIED.

SYLLABUS:

Under circumstances in this particular case, sale of property which must be removed, justified.

COLUMBUS, OHIO, August 30, 1927.

HON. JOHN E. HARPER, *Director of Public Welfare, Columbus, Ohio.*

DEAR SIR:—I acknowledge receipt of your letter of recent date which reads as follows:

“Arrangements have been made by the county commissioners of Wayne County for the repaving of a road on the Jameson Farm, a part of the acreage recently purchased by the state near Apple Creek as a site for a new institution for the feeble-minded. In this improvement a certain stretch of road is to be straightened which will necessitate the moving or raising of a house, summer kitchen and barn, as these project over the line of the road as surveyed for relocation. Upon investigation it has been found that these buildings will be of no use as institution property and if torn down the material salvaged would be of little value; that the sale of the buildings would be the better plan. Consequently bids have been received on the sale and removal of this property from state lands as follows:

A. A. Fisher, Apple Creek.....	\$506.00
Alvin A. Manner, Apple Creek.....	400.00

We respectfully ask your opinion as to whether there is any provision of law prohibiting the state from accepting the highest bid and thus disposing of this property.”