

Harrison, subject to the liens and encumbrances hereinafter set forth.

The continuation of said abstract shows a mortgage which was given by John H. Harrison and wife to The Buckeye State Building and Loan Company, October 28, 1918, to secure the payment of one thousand dollars (\$1,000.00) with interest.

According to the abstract this has not been released of record. Therefore, in the event that you purchase said premises you should see that this mortgage is duly paid and released before payment of the purchase price. The abstract further discloses that the taxes for the last half of the year 1921, amounting to \$13.20, are unpaid and a lien.

You have further submitted Encumbrance Estimate No. 4489, which contains the certificate of the finance director to the effect that there are unencumbered balances legally appropriated in the sum of thirty-three hundred dollars (\$3,300.00) to cover the purchase price of said premises.

Respectfully,  
JOHN G. PRICE,  
*Attorney-General.*

2854.

APPROVAL, CONTRACT OF STATE OF OHIO WITH E. L. BRUEGGEMAN, AKRON, OHIO, FOR CONSTRUCTION OF REINFORCED CONCRETE WASTE-WAY AT EAST RESERVOIR, NEAR AKRON, OHIO.

COLUMBUS, OHIO, February 9, 1922.

*Department of Highways and Public Works, Division of Public Works, Columbus, Ohio.*

GENTLEMEN:—The receipt is acknowledged of your letter of February 1, 1922, transmitting for my examination proposed contract, in triplicate form, with E. L. Brueggeman, Akron, Ohio, covering construction of a reinforced concrete waste-way at East Reservoir, near Akron, Ohio.

Papers submitted with the contract in question include the following:

(1) Proof of publication showing insertion in the Beacon Journal, Akron, Ohio, for four consecutive weeks, beginning December 9, 1921, of notice of the receipt of bids on January 10, 1922.

(2) Detailed plans, instructions to bidders and specifications.

(3) Bond furnished by the contractor in the sum of twenty-nine hundred dollars (\$2,900.00), with E. A. Brueggeman and Walter L. Bischoff as sureties.

(4) Certificate of the Director of Finance showing that the sum of four thousand nine hundred and fifty-seven and 92-100 dollars (\$4,957.92) is available for the carrying out of the contract.

(5) Certificate of the Industrial Commission of Ohio showing that the contractor has complied with the provisions of the workmen's compensation act.

(6) List of bids for the work.

I note that the estimated cost of the work was four thousand one hundred and ninety-nine and 20-100 dollars (\$4,199.20), and that award has been made to the lowest bidder, E. L. Brueggeman, at his bid of two thousand eight hundred and ninety-three and 80-100 dollars (\$2,893.80).

I note from the endorsements on the papers bound with the contract that Director Herrick has given approval to the form of notice to contractors and to the plans, specifications and method of publication of notice; and I also find on inquiry at the office of the Auditor of State that plans, specifications, estimates, form of proposal and bonds, etc., were deposited in that office.

I note that the contract has been signed under date of January 16, 1922, on behalf of the state by Director Herrick, and has also been executed by the contractor.

Finding as I do that the proceedings of your department as to the contract in question have been in conformity to law, I am giving my approval to the contract and bond and am returning the contract herewith, together with the accompanying papers above mentioned.

Respectfully,  
 JOHN G. PRICE,  
*Attorney-General.*

2855.

APPROVAL, CONTRACT OF STATE OF OHIO WITH E. L. BRUEGGEMAN, AKRON, FOR CONSTRUCTION OF REINFORCED CONCRETE WASTE-WAY AT WEST RESERVOIR, NEAR AKRON, OHIO.

COLUMBUS, OHIO, February 9, 1922.

*Department of Highways and Public Works, Division of Public Works, Columbus, Ohio.*

GENTLEMEN:—The receipt is acknowledged of your letter of February 1, 1922, transmitting for my examination proposed contract, in triplicate form, with E. L. Brueggeman, Akron, Ohio, covering construction of a reinforced concrete waste-way at West Reservoir, near Akron, Ohio.

Papers submitted with the contract in question include the following:

- (1) Proof of publication showing insertion in the Beacon Journal, Akron, Ohio, for four consecutive weeks, beginning December 9, 1921, of notice of the receipt of bids on January 10, 1922.
- (2) Detailed plans, instructions to bidders and specifications.
- (3) Bond furnished by the contractor in the sum of thirty-seven hundred dollars (\$3,700.00), with E. A. Brueggeman and Walter L. Bischoff as sureties.
- (4) Certificate of the Director of Finance showing that the sum of five thousand nine hundred seventy-four and 56-100 dollars (\$5,974.56) is available for the carrying out of the contract.
- (5) Certificate of the Industrial Commission of Ohio showing that the contractor has complied with the provisions of the workmen's compensation act.
- (6) List of bids for the work.

I note that the estimated cost of the work was five thousand, two hundred sixty-two and 90-100 dollars (\$5,262.90), and that award has been made to the lowest bidder, E. L. Brueggeman, at his bid of three thousand, six hundred eighty-three and 90-100 dollars (\$3,683.90).