

2334.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND McCURRAN BROTHERS, XENIA, OHIO, FOR THE CONSTRUCTION OF NEW HOSPITAL, OHIO SOLDIERS' & SAILORS' ORPHANS' HOME, XENIA, OHIO, AT AN EXPENDITURE OF \$61,602.00—SURETY BOND EXECUTED BY THE FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

COLUMBUS, OHIO, July 9, 1928.

HON. HERBERT B. BRIGGS, *State Architect and Engineer, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, for The Board of Trustees of Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, and McCurran Brothers, of 39 Green Street, Xenia, Ohio. This contract covers the construction and completion of General Contract for New Hospital Complete (exclusive of Plumbing, Heating and Electrical Contracts), Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, and calls for an expenditure of Sixty-One Thousand Six Hundred and Two and no/100 Dollars (\$61,602.00).

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 furnished evidence to the effect that the consent and approval of the Controlling Board of the expenditure has been obtained as required by Section 12 of House Bill No. 502 of the 87th General Assembly. In addition you have submitted a contract bond upon which the Fidelity and Deposit Company of Maryland 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.

2335.

APPROVAL, 9 GAME REFUGE LEASES.

COLUMBUS, OHIO, July 9, 1928.

Department of Agriculture, Division of Fish and Game, Columbus, Ohio.

GENTLEMEN:—This will acknowledge your letter of July 6, 1928, in which you enclosed the following Game Refuge Leases in duplicate, for my approval:

No.	Name.	County.	Township.	Acres.
1135	Benjamin F. Lahr	Medina,	Guilford,	20
1136	Benjamin F. Lahr	Medina,	Guilford,	15
1137	Violet A. Pond	Medina,	Guilford,	19

No.	Name.	County.	Township.	Acres.
1138	Violet A. Pond.....	Medina,	Guilford,	68
1139	Bessie B. Walling.....	Medina,	Guilford,	13
1140	Rebecca & W. A. Krout.....	Medina,	Guilford,	64
1141	Desdemona Rowley.....	Medina,	Guilford,	108
1142	Jacob H. Leatherman.....	Medina,	Guilford,	62
1143	Edwin A. Steigerwalt.....	Medina,	Montville,	128

I have examined said leases, find them correct as to form, and I am therefore returning the same with my approval endorsed thereon.

Respectfully,

EDWARD C. TURNER,
Attorney General.

2336.

APPROVAL, ABSTRACT OF TITLE TO LAND OF W. H. HARKNESS AND WIFE, IN CLAY TOWNSHIP, MUSKINGUM COUNTY, OHIO.

COLUMBUS, OHIO, July 10, 1928.

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

DEAR SIR:—This is to acknowledge receipt of your recent communication enclosing a corrected abstract of title and a warranty deed executed by one W. H. Harkness and wife, covering a tract of 5.13 acres of land in Clay Township, Muskingum County, Ohio, and more particularly described as follows:

“Situated in the northwest quarter of Section No. 3, Range 14, and Township 14,—beginning at an iron pin in the south line of the tract of land purchased by the State of Ohio from the Tri-County Brick Co., thence south 57 degrees 45 minutes east 6.34 chains to an iron pin in the said south line; thence south 1 degree 17 minutes east 4.00 chains to an iron pin; thence south 52 degrees 13 minutes east 8.23 chains to a stone in the south line of the William H. Harkness tract. Thence north 71 degrees 00 minutes west 15.60 chains to an iron pin in the east line of the Zanesville, Marietta & Parkersburg Ry. right of way, thence along the said east line of the Zanesville, Marietta & Parkersburg right-of-way north 21 degrees 43 minutes east 7.56 chains to the place of beginning, containing 5.84 acres more or less. It is the intention of this deed to describe all the lands now held by the said William H. Harkness in section No. 3, Clay Township, Muskingum County, Ohio.”

An examination of the corrected abstract of title submitted shows that said W. H. Harkness has a good and indefeasible fee simple title to said tract of land free and clear of all encumbrances except the taxes thereon for the year 1928, the amount of which is as yet undetermined.

The warranty deed, signed by W. H. Harkness and Sarah Harkness, his wife, is properly executed and acknowledged and is sufficient in form to convey to the state of Ohio a fee simple title to said lands free and clear of all encumbrances.

From the certificate of the secretary of the controlling board it appears that the purchase of said lands was approved by the controlling board under date of July 20, 1927, payment for the same to be made out of an appropriation in the sum of \$75,000, for the purchase of lands and buildings for the manufacture of road building materials