

and operating the railroad company of the Nypano, covering the grade crossing elimination work at a point approximately four miles west of Mansfield, Richland County, Ohio, where the railroad company's tracks cross State Highway (Intercounty) No. 202, at a point commonly known as "Harding Station".

While the contract submitted has been executed and approved by the Erie Railroad Company, I note that provision is made in Section 20 thereof to the effect that the work pursuant to the contract is not to be commenced until the approval of plans and specifications by both parties thereto and due notification that all funds therefor on the part of the state have been properly certified and made available, both of which provisions will have to be complied with by the state. I note that in the last sentence of Section 16 of the contract provision is made that "contractors and subcontractors shall take out workmen's compensation insurance and public liability insurance covering the work to be performed by such contractors and subcontractors, which insurance shall extend to and run in favor of the railroad company as well as such contractors and subcontractors, also a surety bond in favor of the contractor and railroad company jointly to cover damages to property of and in charge of the railroad company, in an amount satisfactory to the chief engineer of the railroad company. I think the substance of the above provision should be incorporated in the advertisement for bids for any work done on the job to which the provisions of said section are applicable.

The provisions of Sections 14 and 15 would be substantially the law whether specifically stated in the contract or not, except possibly the provision with reference to the approval by the chief engineer of the railroad company, and as to this latter provision I see no real objection to it being included in the contract in question.

Finding said contract in proper legal form subject to the exceptions noted, I hereby note my approval thereon, as provided in Section 1229-10, General Code, and return the same to you herewith.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

404.

APPROVAL, BONDS OF CLEVELAND CITY SCHOOL DISTRICT, CUYA-HOGA COUNTY—\$25,000.00.

COLUMBUS, OHIO, May 14, 1929.

*Industrial Commission of Ohio, Columbus, Ohio.*

405.

APPROVAL, ABSTRACT OF TITLE TO LAND OF FOREST E. ROBERTS, IN BENTON TOWNSHIP, PIKE COUNTY, OHIO.

COLUMBUS, OHIO, May 15, 1929.

HON. CARL E. STEEB, *Secretary, Ohio Agricultural Experiment Station, Columbus, Ohio.*

DEAR SIR:—You recently submitted to me a corrected abstract of title, warranty