

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.

618.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND THE ELCON ENGINEERING COMPANY, COLUMBUS, OHIO, TO CONSTRUCT TUNNEL TO COMMUNICATION LABORATORY AT OHIO STATE UNIVERSITY, COLUMBUS, OHIO, AT AN EXPENDITURE OF \$5,157.25—SURETY BOND EXECUTED BY THE GLOBE INDEMNITY COMPANY.

COLUMBUS, OHIO, June 14, 1927.

HON. GEORGE F. SCHLESINGER, *Director, Department 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 the Ohio State University, and The Elcon Engineering Company, of Columbus, Ohio. This contract covers the construction and completion of a tunnel to communication laboratory on the campus of Ohio State University, Columbus, Ohio, and calls for an expenditure of five thousand, one hundred fifty-seven and 25/100 dollars (\$5,157.25).

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. There has further been submitted a contract upon which the Globe Indemnity 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.

619.

APPROVAL, LEASE OF LAND IN SPRINGFIELD TOWNSHIP, HAMILTON COUNTY, OHIO.

COLUMBUS, OHIO, June 14, 1927.

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

DEAR SIR:—I acknowledge receipt of your letter of recent date enclosing lease from one Harry Summe and one Carl Summe to the State of Ohio. This lease covers premises situated in Section 27, of Springfield Township, Hamilton County, Ohio, consisting of 0.49 acres of land. It is noted that the lease contains the following provisions:

“Upon * * * the bankruptcy or insolvency of lessee or assigns or the appointment of a receiver or trustee of the property of lessee or assigns, or if this lease pass to any person or persons by operation of law * * *. The lessor may terminate this lease and re-enter and re-possess said premises.”

Such a clause would not of course be applicable to the State and should not have been included in the lease. However, these provisions being meaningless in so far as the State is concerned and since considerable delay would result from requiring the execution of a new lease I am of the opinion that these provisions may be ignored.

Finding the lease otherwise correct in form and legal I hereby approve the same.

Respectfully,
EDWARD C. TURNER,
Attorney General.

620.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND VERNON REDDING AND ASSOCIATES, MANSFIELD, OHIO, FOR HEATING AND VENTILATING SYSTEM IN THE STATE GARAGE AT ASHLAND, OHIO.

COLUMBUS, OHIO, June 14, 1927.

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

DEAR SIR:—I acknowledge receipt of your letter of recent date resubmitting correspondence and five copies of a contract between the State of Ohio and Vernon Redding and Associates of Mansfield, Ohio, together with copy of a letter addressed to this department stating that Lester Redding was authorized to sign the agreement in behalf of Vernon Redding and Associates, Architects.

There now being evidence before this department that Lester Redding was authorized to sign the name of and bind Vernon Redding and Associates to this contract I am returning those contracts to you with my approval endorsed thereon.

Respectfully,
EDWARD C. TURNER,
Attorney General.

621.

BOARD OF EDUCATION—WHEN REMOVAL FROM SCHOOL DISTRICT
CREATES A VACANCY IN BOARD.
SYLLABUS:

Permanent removal from the district of a member of a board of education creates