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APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND J. A. HICKEY, INC., CLEVELAND, OHIO, FOR WATER SYSTEM FOR CLEVELAND STATE HOSPITAL, CLEVELAND, OHIO, AT AN EXPENDITURE OF \$17,487.00. SURETY BOND EXECUTED BY THE COMMERCIAL CASUALTY INSURANCE COMPANY OF NEWARK, NEW JERSEY.

COLUMBUS, OHIO, August 12, 1931.

HON. JOHN MCSWEENEY, *Director of Public Welfare, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by and through yourself, as Director of Public Welfare, and J. A. Hickey, Inc., of Cleveland, Ohio. This contract covers the construction and completion of water system for Cleveland State Hospital (Hawthornden Farm), Cleveland, Ohio, in accordance with the form of proposal dated July 24th, 1931. Said contract calls for an expenditure of seventeen thousand four hundred eighty-seven and 00/100 (\$17,487.00) Dollars.

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 to the expenditure have been obtained, as required by law. In addition you have submitted a contract bond, upon which the Commercial Casualty Insurance Company of Newark, New Jersey, 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 law relating to the status of surety companies has been complied with. The certificate of the Industrial Commission as to compliance with the laws pertaining to the Workmen's Compensation has expired and I am informed that a new certificate cannot be furnished at the present time, for the reason that the J. A. Hickey, Inc., has not yet been billed by the Industrial Commission. A new industrial certificate should be obtained before the contractor is permitted to proceed with the work.

Finding said contract and bond in proper legal form, with the exception noted in the last paragraph, I hereby approve the same, conditioned upon the obtaining of a certificate from the Industrial Commission. I have noted my approval on the contract and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
GILBERT BETTMAN,
Attorney General.