

the municipal limits in the absence of a petition therefor by, and against the wishes of, the municipal authorities presents an interesting question. The decision in the Pleasant Hill case, heretofore referred to, would apparently require a negative answer to this question. Since, however, in the case you present, the village has itself petitioned for the improvement, it is unnecessary to pass upon this question, and I express no definite opinion thereon.

It is not clear from your statement whether the facts you present are similar to those involved in the Pleasant Hill case. That is, I am not certain that the benefit of the improvement will be solely to lands lying within the municipality. In answering your question, however, I have assumed this to be true. If other property is benefited, then quite clearly the opinion of my predecessor to which you refer, is applicable.

In view of what has been said, I am of the opinion that, upon the filing of a petition therefor by the mayor or council of a municipal corporation, county commissioners are vested with jurisdiction, under Sections 6442 et seq. of the General Code, to determine the necessity of a ditch improvement and to proceed therewith, if found necessary, notwithstanding the improvement is to be made wholly within the limits of the municipal corporation.

Respectfully,
GILBERT BETTMAN,
Attorney General.

421.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND GUSTAVE W. DRACH, INC., CINCINNATI, OHIO, FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR POWER HOUSE AND CHIMNEY, INSTITUTION FOR FEEBLE-MINDED, APPLE CREEK, OHIO, AT AN EXPENDITURE OF \$3,300.00.

COLUMBUS, OHIO, May 22, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, and Gustave W. Drach, Inc., Cincinnati, Ohio. This contract covers architectural and engineering services in connection with power house and chimney, Institution for Feeble-Minded, Apple Creek, Ohio, and calls for an expenditure estimated at three thousand three hundred dollars (\$3,300.00).

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 submitted a certificate from the Controlling Board, signed by the secretary thereof, that in accordance with Section 4 of House Bill No. 203, 88th General Assembly, said board has properly consented to and approved the expenditure of the moneys appropriated by the 88th General Assembly for the purpose covered by this contract.

You have further submitted a certificate of authorization from the Department of Public Welfare to enter into the contract.

Finding said contract 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,
GILBERT BETTMAN,
Attorney General.

422.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND GUSTAVE W. DRACH, INC., CINCINNATI, OHIO, FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR COTTAGE NO. 2, INSTITUTION FOR FEEBLE-MINDED, APPLE CREEK, OHIO, AT AN EXPENDITURE OF \$2,000.00.

COLUMBUS, OHIO, May 22, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, and Gustave W. Drach, Inc., Cincinnati, Ohio. This contract covers architectural and engineering services in connection with Cottage No. 2, at Institution for Feeble-Minded, Apple Creek, Ohio, and calls for an expenditure estimated at two thousand dollars (\$2,000.00).

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 submitted a certificate from the Controlling Board, signed by the secretary thereof, that in accordance with Section 4 of House Bill No. 203, 88th General Assembly, said board has properly consented to and approved the expenditure of the moneys appropriated by the 88th General Assembly for the purpose covered by this contract.

You have further submitted a certificate of authorization from the Department of Public Welfare to enter into the contract.

Finding said contract 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,
GILBERT BETTMAN,
Attorney General.

423.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND GUSTAVE W. DRACH, INC., CINCINNATI, OHIO, FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR COTTAGE NO. 1, INSTITUTION FOR FEEBLE-MINDED, APPLE CREEK, OHIO, AT AN EXPENDITURE OF \$12,000.00.

COLUMBUS, OHIO, May 22, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, and Gustave W. Drach, Inc., Cin-