

cover the obligations of the contract. You have also submitted a certificate of the Controlling Board showing that said board has released funds for this project, in accordance with section 8 of House Bill No. 699 of the 90th General Assembly, regular session.

In addition, you have submitted a contract bond upon which the United States Fidelity and Guaranty 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

JOHN W. BRICKER,  
*Attorney General.*

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3359.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND THE WEISS HEATING & PLUMBING COMPANY OF CLEVELAND, OHIO, FOR THE CONSTRUCTION AND COMPLETION OF HEATING CONTRACT AT DISTRICT HEADQUARTERS, STATE HIGHWAY PATROL, WILMINGTON, OHIO, AT AN EXPENDITURE OF \$2,490—SURETY BOND EXECUTED BY THE HARTFORD ACCIDENT AND INDEMNITY COMPANY.

COLUMBUS, OHIO, October 27, 1934.

HON. T. S. BRINDLE, *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 for the Department of Highways, and the Weiss Heating and Plumbing Company of Cleveland, Ohio.

This contract covers the construction and completion of Heating Contract for a project known as District Headquarters, State Highway Patrol, Wilmington, Ohio, in accordance with Item No. 3 of the Form of Proposal dated October 8, 1934. Said contract calls for an expenditure of two thousand four hundred and ninety dollars (\$2,490.00).

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 of the Controlling Board showing that said board has released funds for this project, in accordance with section 8 of House Bill No. 699 of the 90th General Assembly, regular session.

In addition, you have submitted a contract bond upon which the Hartford Accident and Indemnity Company of Hartford, Connecticut, 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

JOHN W. BRICKER,  
*Attorney General.*

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3360.

DISAPPROVAL, BONDS OF RUSSIA TOWNSHIP RURAL SCHOOL DISTRICT, LORAIN COUNTY, OHIO—\$4,334.08.

COLUMBUS, OHIO, October 29, 1934.

*Retirement Board, State Teachers Retirement System, Columbus, Ohio.*

Re: Bonds of Russia Township Rural School District, Lorain County, Ohio, \$4,334.08.

GENTLEMEN:—I have examined the transcript of the proceedings relating to the above bond issue.

The statement furnished me shows that funding indebtedness bonds were issued by this district in January, 1934, under the provisions of House Bill No. 17 of the first special session of the 90th General Assembly, in the amount of \$5316.82, of which amount \$216.82 has been paid. These bonds which are outstanding are all in excess of the debt limitations. Section 4 of the act under which the proposed bond issue is authorized provides that bonds shall be issued in the amount of the net floating indebtedness, as shown by the certificate of the Auditor of State, less any bonds that may have been issued under the provisions of any act of the 90th General Assembly which are in excess of the debt limitations.

Since the bonds which were issued under said House Bill No. 17, which are in excess of the limitations, are greater in amount than the amount of the net floating indebtedness of this district as of July 1, 1934, it follows that it will be impossible for this district to issue bonds under House Bill No. 11 of the third special session of the 90th General Assembly.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*