

You have also submitted evidence showing that the Controlling Board has duly consented to and approved the expenditure of the amount appropriated, as required in Section 11 of House Bill No. 510, 88th General Assembly. You have further submitted an encumbrance estimate, bearing No. 4927 in the sum of \$17,875.00, and bearing the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated sufficient to pay the same.

Finding said contract in proper legal form, I have endorsed my approval thereon and hereby return the same to you, together with all other papers submitted in this connection.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

1195.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND FOSDICK AND HILMER, CINCINNATI, OHIO, FOR ARCHITECTURAL SERVICES IN CONNECTION WITH NEW WATER LINES AT OHIO SOLDIERS' AND SAILORS' ORPHANS' HOME, XENIA, OHIO

COLUMBUS, OHIO, November 14, 1929.

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

DEAR SIR:—You have submitted for my examination and opinion a contract between the State of Ohio, acting by and through the Department of Public Works, for and on behalf of the Board of Trustees of the Ohio Soldiers' and Sailors' Orphans' Home, Xenia, Ohio, and Fosdick and Hilmer of Cincinnati, Ohio, for architectural services in connection with New Water Lines at said Home, and providing for compensation to the architect in an amount equal to five and a half per cent (5½%) of the amount paid out by the State of Ohio under and on account of contracts entered into by the State for the construction of said improvement.

You have also submitted evidence showing that the Controlling Board has duly consented to and approved the expenditure of \$35,000 of the amount appropriated, as required in Section 11 of House Bill No. 510, 88th General Assembly. You have further submitted an encumbrance estimate, bearing No. 5913, in the sum of \$1925.00, and bearing the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated sufficient to pay the same.

Finding said contract in proper legal form, I have endorsed my approval thereon and hereby return the same to you, together with all other papers submitted in this connection.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*