

fund; and provides that the provisions of this amendment are mandatory and shall be self-executing.

I am of the opinion that said summary is a fair and truthful statement of the proposed constitutional amendment and accordingly submit for uses provided by law the following certification:

“Pursuant to the duties imposed upon me by the provisions of Section 4785-175, General Code, I hereby certify that the attached summary is a fair and truthful statement of the proposed amendment to the Constitution of Ohio by amending Article XVI thereof by adopting and adding thereto a new section to be known as Section 4. JOHN W. BRICKER, *Attorney General.*”

Respectfully,

JOHN W. BRICKER,
Attorney General.

5829.

APPROVAL—PETITION CONTAINING PROPOSED CONSTITUTIONAL AMENDMENT AND SUMMARY OF THE SAME.

COLUMBUS, OHIO, July 9, 1936.

HON. MARTIN L. DAVEY, *Governor of Ohio, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination a written petition signed by one hundred qualified electors of this state containing a proposed constitutional amendment and a summary of the same under the provisions of Section 4785-175, General Code. It is proposed to amend the Constitution by the adoption of a new section to be known as Section 12 of Article XII, to read as follows:

“On and after November 11, 1936, no excise tax shall be levied or collected upon the sale or purchase of food for human consumption off the premises where sold.”

The summary of this amendment reads as follows:

“The constitutional amendment proposed by this petition prohibits, on and after November 11, 1936, the levy or collection of any excise tax on the sale or purchase of food for human consumption off the premises where sold.”

I am of the opinion that the foregoing is a fair and truthful statement of the proposed constitutional amendment and accordingly submit for uses provided by law the following certification:

“Pursuant to the duties imposed upon me under the provisions of Section 4785-175, General Code, I hereby certify that the foregoing summary is a fair and truthful statement of the proposed amendment to the Constitution of Ohio by the addition to Article XII thereof of Section 12. JOHN W. BRICKER, *Attorney General.*”

Respectfully,

JOHN W. BRICKER,
Attorney General.

5830.

APPROVAL—BOND FOR THE FAITHFUL PERFORMANCE OF HIS DUTIES AS RESIDENT DIVISION DEPUTY DIRECTOR—HARRY SHARP.

COLUMBUS, OHIO, July 10, 1936.

HON. JOHN JASTER, JR., *Director of Highways, Columbus, Ohio.*

DEAR SIR: You have submitted a bond, in the penal sum of \$5,000, with sureties as indicated, to cover the faithful performance of the duties of the official as hereinafter listed:

Harry Sharp, Resident Division Deputy Director in Division 11—Century Indemnity Company of Hartford, Connecticut.

The above bond was disapproved in Opinion No. 5734, under date of June 20, 1936, because of the fact that a power of attorney was not presented showing that Eugene H. Hanhart, who executed the bond for the Century Indemnity Company of Hartford, Connecticut, had authority to execute such bond on May 1, 1936.

A power of attorney is now submitted, satisfactorily authorizing Mr. Hanhart's execution of such bond on May 1, 1936, and therefore I am this day approving such bond as to legality of form, and it is being returned herewith, together with all papers attached thereto.

Respectfully,

JOHN W. BRICKER,
Attorney General.