

signers of the bond properly attached, I am returning the same herewith to you with my approval endorsed thereon.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

3306.

APPROVAL—CONTRACT, STATE OF OHIO, THROUGH ACTING DIRECTOR OF HIGHWAYS, WITH CITY OF GALLIPOLIS, IMPROVEMENT STATE HIGHWAY NO. 7, SECTION, GALLIPOLIS, GALLIA COUNTY, OHIO.

COLUMBUS, OHIO, December 1, 1938.

HON. I. R. AULT, *Director, Department of Highways, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval as to form and legality a contract in duplicate by and between the City of Gallipolis and the State of Ohio, providing for the improvement of State Highway No. 7, Section Gallipolis (part), situated in the city of Gallipolis, Gallia County, Ohio, in accordance with Section 1200, General Code. Attached thereto is the certificate of the City Auditor of Gallipolis, Ohio, certifying that the money required for the payment of the cost of said improvement, other than that part assumed by the State, is in the treasury to the credit of, or in the process of collection for the State and City Road Improvement Fund and not appropriated for any other purpose or is being obtained by sale of bonds of the City, issued on account of said improvement, which bonds are sold and in process of delivery.

Upon careful examination of said contract, I find the same properly executed by the parties thereto and it is my opinion that said contract is in proper legal form and constitutes a binding agreement by and between the parties thereto for the purposes therein stated. I have accordingly endorsed my approval as to form and legality on said contract in duplicate and am returning the same herewith.

Respectfully,

HERBERT S. DUFFY,
Attorney General.