

I am therefore of the opinion, in specific answer to your question that boards of education are not empowered by law to expend public school funds under their control for the furnishing of food for undernourished children or clothing, such as sleeping garments and the like, for any of the pupils attending the schools of their district, whether or not these pupils are in attendance in special schools for tubercular children established under the provisions of Section 7644-1, General Code.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

708.

CONTRACT — STATE WITH THE ARCHIBLE ELECTRIC COMPANY, ELECTRIC WORK, NEW KITCHEN, CENTRAL DINING HALL AND COLD STORAGE, LONGVIEW STATE HOSPITAL, CINCINNATI.

COLUMBUS, OHIO, June 5, 1939.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval, a contract between The Archible Electric Company, an Ohio Corporation, and The State of Ohio, acting through you as Director of the Department of Public Works for the Department of Public Welfare, for the construction and completion of Contract for Electric Work for a project known as New Kitchen, Central Dining Hall and Cold Storage, Longview State Hospital, Cincinnati, Ohio, as set forth in Item 4, Electrical Contract, of the Form of Proposal dated May 10, 1939. This contract calls for an expenditure of \$9,790.00.

You have submitted the following papers and documents in this connection; Contract encumbrance record No. 52; Form of proposal dated May 10th, 1939, containing the contract bond signed by the Seaboard Surety Company of New York; its power of attorney for the signer; its certificate of compliance with the laws of Ohio relating to surety companies; Estimate of cost; Notice to bidders; Proof of publication; Division of contract; Recommendation of State Architect; Approval of PWA; Controlling Board's Release; Workmen's Compensation Certificate, showing a compliance with the laws of Ohio relating to Workmen's Compensation; Letter from the Auditor of State, showing all necessary papers are on file in his office; Tabulation of bids.

Finding said contract in proper legal form, I have noted my approval

thereon and same is transmitted to you herewith, together with all papers and documents submitted in this connection.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

709.

CONTRACT—STATE WITH THE CAPITAL ELEVATOR AND
MANUFACTURING COMPANY, ELEVATOR, RECEIVING
HOSPITAL, DAYTON STATE HOSPITAL, DAYTON.

COLUMBUS, OHIO, June 5, 1939.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval the contract between The Capital Elevator and Manufacturing Company, an Ohio Corporation, and The State of Ohio, acting through you as Director of the Department of Public Works for the Department of Public Welfare, for the construction and completion of Contract for Elevators for a project known as Receiving Hospital, Dayton State Hospital, Dayton, Ohio, as set forth in Item 5, Contract for Elevators, for Receiving Hospital of the Form of Proposal dated May 18, 1939. This contract calls for an expenditure of \$8,600.00.

You have submitted the following papers and documents in this connection: Contract encumbrance record No. 44; Contract bond signed by the Globe Indemnity Company of New York as surety; its power of attorney for the signer; its certificate of compliance with the laws of Ohio relating to surety companies; Estimate of cost; Division of contract; Notice to bidders; Proof of publication; Workmen's Compensation Certificate, showing a compliance with the laws of Ohio, relating to Workmen's Compensation; Controlling Board's Release; Recommendations of State Architect; Approval of PWA; Tabulation of bids; Letter from Auditor of State showing all necessary papers are on file in his office.

Finding said contract in proper legal form, I have noted my approval thereon and same is transmitted to you herewith, together with all other papers and documents submitted in this connection.

Respectfully,

THOMAS J. HERBERT,
Attorney General.