

746.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND THE McCOMB ELECTRIC COMPANY, HUNTINGTON, WEST VIRGINIA, FOR LIGHTING GROUNDS, MIAMI UNIVERSITY, OXFORD, OHIO, AT AN EXPENDITURE OF \$5,608.49—SURETY BOND EXECUTED BY THE SOUTHERN SURETY COMPANY.

COLUMBUS, OHIO, July 19, 1927.

HON. GEORGE F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works, for and on behalf of the Board of Trustees of Miami University, and the McComb Electric Company, of Huntington, West Virginia. This contract covers the construction and completion of General Contract for Lighting Grounds, Miami University, Oxford, Ohio, and calls for an expenditure of five thousand six hundred and eight and 49-100 dollars (\$5,608.49).

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 contract bond upon which the Southern Surety 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,  
EDWARD C. TURNER,  
*Attorney General.*

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747.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND R. BURTON CHILD, FINDLAY, OHIO, FOR CONSTRUCTION OF TUNNEL AT KENT STATE NORMAL SCHOOL, KENT, OHIO, AT AN EXPENDITURE OF \$20,118.00.

COLUMBUS, OHIO, July 19, 1927.

HON. GEORGE F. SCHLESINGER, *Director, Department of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works, for and on behalf of the Board of Trustees of Kent State Normal School, and R. Burton Child, of Findlay, Ohio. This contract covers the construction and completion of General Contract for Tunnel, exclusive of Steam Piping, Water Piping, Gas Piping and Electric Wiring, Repairing and Extension of Tunnel System and necessary equipment therein, Kent State Normal School, Kent, Ohio, and calls for an expenditure of twenty thousand one hundred and eighteen dollars (\$20,118.00).

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated sufficient to cover the obligations of the contract. You have also submitted a personal contract bond in a sum sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans and specifications 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 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,  
EDWARD C. TURNER,  
*Attorney General.*

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748.

CLERK OF COURTS—CANNOT LAWFULLY EXPEND MONEY FOR BILLS OF SALE FOR OTHER THAN APPROVED FORMS—MAY ACCEPT FOR FILING OTHER FORMS.

*SYLLABUS:*

1. *The clerk of courts cannot lawfully expend money for bills of sale for motor vehicles or used motor vehicles for free distribution, as provided in Section 6310-13a, General Code, unless the form thereof has been approved by the Attorney General.*

2. *Such clerk may accept for filing any form of bill of sale for "motor vehicles" or "used motor vehicles" which contains all the information required in the form approved by the Attorney General, even though such instrument may contain additional matter in connection with the actual transaction by which the right of possession of such vehicle is transferred.*

COLUMBUS, OHIO, July 19, 1927.

HON. OTHO L. MCKINNEY, *Prosecuting Attorney, Springfield, Ohio.*

DEAR SIR:—Permit me to acknowledge receipt of your request for my opinion as follows:

"The clerk of courts of this county has requested an opinion as to whether he shall keep on hand and furnish free, a supply of blank forms of bills of sale other than the forms approved by the Attorney General.

Section 6310-13a of the General Code, in the last paragraph says:

'The clerk of courts shall keep on hand a sufficient supply of blank forms of bills of sale and sworn statements of ownership which shall be drawn in accordance with the forms approved from time to time by the attorney general—shall, on request—be distributed by the clerk of court without charge.'

The only forms for such bills of sale that have been specifically approved by the Attorney General that I have been able to find are indicated in the Opinion of Attorney General for 1923 at page 452. On page 459 of that opinion the Attorney General indicates that nothing therein contained was intended to disapprove any other form which might be used, so long as the substituted form contained the substance of the approved form. The opinion