

case and I believe you are in a better position to ascertain the legal settlement of the particular indigent in question. I do not know the intent of S and his statement of intent may be very helpful to you in a decision as to his legal settlement in conjunction with the other extraneous facts which you have outlined in your request for my opinion.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

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2613.

APPROVAL—CONTRACT BETWEEN STATE OF OHIO AND ROBERT EVANS & CO., FOR THE CONSTRUCTION AND COMPLETION OF GENERAL WORK AT COTTAGE No. 5 HAWTHORNDEN FARM, CLEVELAND STATE HOSPITAL, CLEVELAND, OHIO, AT AN EXPENDITURE OF \$75,528.00.

COLUMBUS, OHIO, May 2, 1934.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, for the Department of Public Welfare (Hawthornden Farm, Cleveland State Hospital), Columbus, Ohio, and the Robert Evans & Co., Columbus, Ohio. This contract covers the construction and completion of General Work for a project known as Cottage No. 5, Hawthornden Farm, Cleveland State Hospital, Cleveland, Ohio, in accordance with Item No. 1, Item No. 5 (Alternate G-1), and Item No. 6 (Alternate G-2) of the form of proposal dated April 13, 1934. Said contract calls for an expenditure of seventy-five thousand, five hundred and twenty-eight dollars (\$75,528.00).

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 produced evidence to show that the Controlling Board has released moneys sufficient to cover the cost of this contract, in accordance with section 3 of House Bill No. 698 of the regular session of the 90th General Assembly, as amended in section 3 of House Bill No. 36 of the first special session of the 90th General Assembly. In addition, you have submitted a contract bond, upon which the American Surety Company of New York 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 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 Act 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,

JOHN W. BRICKER,  
*Attorney General.*