

be known and designated as a county memorial hospital; and such plates, tablets, busts, statues and other memorials and equipment as the board of county hospital trustees hereinafter provided for shall deem fit to properly accomplish and preserve the memorial feature in such hospital, shall be incorporated in its construction. And if the memorial feature be thus incorporated, this fact shall be mentioned in the published notices hereinbefore required."

Here is complete provision for erecting a county hospital as a memorial to commemorate the services of the soldiers, sailors, marines and pioneers of the county. Such hospital must be "erected in accordance with the provisions of this act," i. e., the county hospital statutes, and not in accordance with the provisions of the "memorial building" act.

The resolution submitted does not show compliance with section 3127 and succeeding sections as amended, though doubtless the commissioners, through imperfect information as to the recent amendment, intended compliance therewith. Under the act which is applicable the governor is not called upon to perform any duty until the result of an election is certified to him by the board of deputy state supervisors of elections of the county for which it is held. I take it that no such certification has been made in this case.

You are accordingly advised that, in the opinion of this department, the resolution of the commissioners of Auglaize county does not show compliance either with sections 3059 et seq. of the General Code or with sections 3127 et seq. of the General Code, and that therefore the governor is without power to appoint a board of trustees for the erection of the proposed building.

Respectfully,  
 JOHN G. PRICE,  
*Attorney General.*

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1446.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENT IN CLERMONT COUNTY, OHIO.

COLUMBUS, OHIO, July 20, 1920.

HON. A. R. TAYLOR, *State Highway Commissioner, Columbus, Ohio.*

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1447.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN COLUMBIANA AND MAHONING COUNTIES.

COLUMBUS, OHIO, July 21, 1920.

HON. A. R. TAYLOR, *State Highway Commissioner, Columbus, Ohio.*

DEAR SIR:—Your letter of July 20, 1920, has been received submitting for my approval as to form and legality the following final resolutions covering the improvement of:

Alliance-Salem Road, I. C. H. No. 84, Section "K," Columbiana and Mahoning counties.

The final resolutions referred to consist of a resolution of the commissioners of Mahoning county of date June 11, 1920, and a similar resolution by the commissioners of Columbiana county of date June 14, 1920. These two resolutions cover a joint county improvement, and I find attached the following memorandum signed by yourself as state highway commissioner under date June 9, 1920:

"WHEREAS, The improvement of section 'K' of I. C. H. No. 84, is a joint county improvement, and said section of road lies one-half in Columbiana county and one-half in Mahoning county; and

WHEREAS, The total estimated cost of said improvement is \$52,000.00, of which the state is to pay a total of \$15,000.00, leaving \$37,000.00 as the share other than that to be paid by the state; and

WHEREAS, Section 1220 G. C. directs that on joint county improvements, the state highway commissioner shall apportion equitably between the counties interested the amount over and above that to be paid by the state.

WHEREFORE, I, A. R. Taylor, as state highway commissioner, do find that it is equitable that one-half of said \$37,000.00, to wit.: \$18,500.00, be borne in the first instance by each of said counties of Columbiana and Mahoning."

I have carefully examined said resolutions, find them correct in form and legal, and I am therefore returning them with my approval endorsed thereon in accordance with section 1218 G. C.

Respectfully,

JOHN G. PRICE,  
*Attorney-General.*

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1448.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN SANDUSKY COUNTY, OHIO.

COLUMBUS, OHIO, July 22, 1920.

HON. A. R. TAYLOR, *State Highway Commissioner, Columbus, Ohio.*

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1449

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN HARDIN, CRAWFORD, RICHLAND AND ASHLAND COUNTIES, OHIO.

COLUMBUS, OHIO, July 22, 1920.

HON. A. R. TAYLOR, *State Highway Commissioner, Columbus, Ohio.*