

It is accordingly my opinion that these bonds constitute valid and legal obligations of said city.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

461.

BONDS—VILLAGE OF WOODSFIELD, MONROE COUNTY,
\$20,000.00.

COLUMBUS, OHIO, April 24, 1939.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

GENTLEMEN :

RE: Bonds of the Village of Woodsfield, Ohio, Monroe County, \$20,000.00.

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise all of an issue of sewer extension, pumping station and sewage treatment plant bonds in the aggregate amount of \$20,000.00, dated April 1, 1939, and bearing interest at the rate of 3% per annum.

From this examination, in the light of the law under authority of which the above bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute valid and legal obligations of said village.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

462.

CONTRACT—STATE WITH E. ELFORD AND SON, CONSTRUCTION AND COMPLETION OF GENERAL CONTRACT, MEN'S DORMITORY, OHIO STATE UNIVERSITY.

COLUMBUS, OHIO, April 24, 1939.

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

DEAR SIR: You have submitted for my approval the contract between the State of Ohio, acting through you as Director of the Depart-

ment of Public Works for the Board of Trustees of the Ohio State University, and E. Elford and Son, a firm composed of E. Elford and H. Elford, of Columbus, Ohio, for the construction and completion of General Contract (Division 1—Items I to XVI incl.) for the Men's Dormitory on the campus of the Ohio State University, as set forth in the General Conditions and the specifications for same, including Addendum No. 1 dated March 11, 1939, Addendum No. 2 dated March 17, 1939, and Addendum No. 3 dated March 20, 1939, and as covered by form of proposal dated March 22, 1939. This contract calls for an expenditure of \$552,600.00.

You have submitted the following papers and documents in this connection: Form of Proposal dated March 22, 1939, containing contract bond signed by the National Surety Corporation of New York as surety; its power of attorney for the signers, together with a certificate of compliance from the Department of Commerce of Ohio, Division of Insurance, indicating thereby that the laws of Ohio relating to surety companies have been complied with by the surety; Notice to bidders; Proof of publication; Estimate of cost; Division of contract; Tabulation of bids; Workmen's Compensation Certificate, showing E. Elford and Sons' compliance with the laws of Ohio relating to Workmen's Compensation; Copy of letter from the Secretary of the Ohio State University, certifying to the availability of funds for this project; Copy of the then Attorney General's Opinion No. 3173, approving the legality of the issuance of Revenue Bonds for the project; Copy of letter from Auditor of State of Ohio, advising that all necessary papers and documents are on file in his office; Certified copy of the proceedings of the Board of Trustees and Cabinet of the Ohio State University, relating to bids received and the awarding of the contract, which proceedings also record the approval of P. W. A. on this project.

Finding said contract to be in proper legal form, I have noted my approval thereon and am transmitting herewith all papers and documents submitted in this connection.

Respectfully,

THOMAS J. HERBERT,
Attorney General.