

at Moline, Wood County, Ohio, and to determine and agree upon the manner of doing said work and the portion of said work to be done by each of said parties and the mode and time of payment therefor.

After carefully examining said proposed agreement, it is my opinion that the same is in proper legal form and when executed by John Jaster, Jr., Director of Highways, the said proposed agreement will become a valid contract by and between the parties thereto for the purposes therein mentioned. I, therefore, hereby formally approve said agreement as to legality and form and am returning the same herewith.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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3201.

A P P R O V A L—AGREEMENT, STATE OF OHIO, THROUGH DIRECTOR OF HIGHWAYS WITH DIRECTOR OF PUBLIC SERVICE AND THE AKRON, CANTON AND YOUNGSTOWN RAILWAY COMPANY, ELIMINATION OF GRADE CROSSING OVER TRACKS, STATE HIGHWAY NO. 572, AKRON, SUMMIT COUNTY, OHIO.

COLUMBUS, OHIO, November 9, 1938.

HON. JOHN JASTER, JR., *Director of Highways, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval as to legality and form a proposed agreement by and between the State of Ohio, acting by and through John Jaster, Jr., Director of Highways, The City of Akron, acting by and through its duly authorized Director of Public Service and The Akron, Canton and Youngstown Railway Company, providing for the elimination of the grade crossing over the tracks of the Akron, Canton and Youngstown Railway Company on State Highway No. 572 in Akron, Summit County, Ohio.

After careful examination, it is my opinion that said agreement is in proper legal form and when legally executed by John Jaster, Jr., Director of Highways, the same will become a valid contract by and between the parties thereto for the purposes mentioned.

I, therefore, hereby approve said agreement as to legality and form, as provided by law, and am returning the same herewith.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*