176 OPINIONS

1806.

APPROVAL, CONTRACT AND BOND, STATE OF OHIO THROUGH ADJUTANT GENERAL AND DIRECTOR OF STATE ARMORIES, WITH J. W. WUELLNER, D. B. A. WUELLNER AND THEADO, COLUMBUS, OHIO, CONSTRUCTION AND COMPLETION PLUMBING AND SEWERAGE, OHIO STATE THEATRE, CAMP PERRY, OHIO, TOTAL EXPENDITURE, \$2,633.00.

Columbus, Ohio, January 26, 1938.

HON. EMIL F. MARX, Adjutant General, Columbus, Ohio.

Dear Sir:—You have submitted for my approval a contract by and between J. W. Wuellner, doing business as Wuellner and Teado, Columbus, Ohio, and the State of Ohio, acting by and through Emil F. Marx, Adjutant General and Director of State Armories, for the construction and completion of the plumbing and sewerage required in the erection and completion of an Ohio State Theatre, to be erected at Camp Perry, Ohio, which contract calls for the total expenditure of two thousand six hundred and thirty-three dollars (\$2,633.00).

You have also submitted the following papers and documents in this connection: Encumbrance estimate No. 13, dated January 18, 1938, the estimate of cost, the division of contract, the notice to bidders, the proof of publication, workmen's compensation certificate showing the contractor having complied with the laws of Ohio relating to compensation, the form of proposal containing the contract bond signed by the Globe Indemnity Company, its power of attorney for the signer, its financial statement and its certificate of compliance with the laws of Ohio relating to surety companies, letter of certification from the Auditor of State showing that the necessary papers and documents are on file in said office, Control Board release and the tabulation of bids received on this project.

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 documents submitted in this connection.

Respectfully,

HERBERT S. DUFFY,
Attorney General.