3365.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND LEO HER-MAN, BOWLING GREEN, OHIO, COVERING CONSTRUCTION AND COMPLETION OF PHYSICAL EDUCATION BUILDING, BOWLING GREEN STATE NORMAL SCHOOL, BOWLING GREEN, OHIO, AT AN EXPENDITURE OF \$128,089.05.

COLUMBUS, OHIO, May 20, 1926.

Hon. G. F. Schlesinger, Director of Highways and Public Works, Columbus, Ohio.

Dear Sir:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works, for and on behalf of the Board of Trustees of Bowling Green State Normal School, Bowling Green, Ohio, and Leo Herman, Bowling Green, Ohio. This contract covers the construction and completion of physical education building (exclusive of plumbing, heating, and ventilating and electrical work) Bowling Green State Normal School, Bowling Green, Ohio, and calls for an expenditure of \$128,089.05.

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. There has further been submitted a contract bond upon which the Metropolitan Casualty and Insurance Company 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 properly 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 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,
C. C. CRABBE,
Attorney General.

3366.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND JOHN A. HUSTON AND R. E. CROOK (J. A. HUSTON & COMPANY) OF LANCASTER, OHIO, COVERING CONSTRUCTION AND COMPLETION OF STATE ARMORY BUILDING, WASHINGTON C. H., OHIO, AT EXPENDITURE OF \$43,610.00—CONTRACT BOND EXECUTED BY THE GLOBE INDEMNITY COMPANY.

Columbus, Ohio, May 20, 1926.

HON. FRANK D. HENDERSON, The Adjutant General, Columbus, Ohio. __

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Adjutant General, for and on behalf of a state armory to be erected in the city of Washington C. H., and John A. Huston and R. E. Crook, partners doing

220 OPINIONS

business under the firm name of J. A. Huston & Company, of Lancaster, Ohio. This contract covers the construction and completion of a state armory building, Washington C. H., Ohio, and calls for an expenditure of \$43,610.00.

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficint to cover the obligations of the contract. There has further been submitted a contract bond upon which the Globe Indemnity Company 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 properly 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 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,
C. C. CRABBE,
Attorney General.

3367.

APPROVAL, BONDS OF CITY OF NILES, TRUMBULL COUNTY, \$719.25.

COLUMBUS, OHIO, May 20, 1926.

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

3368.

DISAPPROVAL, BONDS OF INDEPENDENCE VILLAGE SCHOOL DISTRICT, CUYAHOGA COUNTY, \$2,000.00.

Columbus, Ohio, May 20, 1926.

Re: Bonds of Independence Village School District, Cuyahoga county, \$2,000.00.

Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.

Gentlemen:—An examination of the certified copy of the transcript in connection with the foregoing issue of bonds discloses that these bonds have been issued under the provisions of section 7630-1 of the General Code, and that the issue is based upon an order prohibiting the use of the former school building, signed by E. U. Whitaker, chief of the division. The transcript does not show that the order was ever approved by the Department of Industrial Relations, or signed and sealed by the director of said department.