

# MAINE STATE LEGISLATURE

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February 14, 1962

David H. Stevens, Chairman

State Highway Commission

L. Smith Dunnack, Ass't. Atty. Gen.

State Highway Commission

Constructors, Inc. - Maine.

You have requested my opinion as to the sufficiency of the following delegation of authority under the specifications:

"At a meeting of the Board of Directors of the Constructors Incorporated held on Friday Feb. 9, 1962 at which all the Directors were present or waived notice, it was

VOTED, that J. J. Waldman, President of this Company, be and he is authorized to execute contracts and bonds in the name and behalf of said Company, and affix its corporate seal thereto; and such execution of any contract or obligation in the Company's name on its behalf by such J. J. Waldman, under seal of the Company, shall be valid and binding upon this Company."

This authorizes the President specifically to sign contracts and bonds, and further states that execution of contracts and obligations by him shall be binding.

The use of "bonds" in one part and "obligations" in the latter part shows that the intent of the Directors was to give the President full powers to bind the Company. The word "obligations" is a broad term, and means anything that would bind the Company.

It is true that specific power to sign proposals was not mentioned, but the broad over-all authority to obligate the Company gives power to obligate the Company in the matter of the proposal.

L. SMITH DUNNACK, Ass't. Atty. Gen.

LSD/ek

cc: Max L. Wilder

