OPINIONS

3322.

2184

APPROVAL—RENTAL AGREEMENT, STATE OF OHIO, THROUGH DIRECTOR OF PUBLIC WORKS, WITH J. A. SEBRELL, ET AL., GROUND FLOOR SPACE, 601 EAST MAIN STREET, ALLIANCE, OHIO, USE, OHIO UNEMPLOYMENT COMPENSATION COMMISSION, MONTHLY RENTAL, \$50.00.

COLUMBUS, OHIO, December 2, 1938.

Hon. Carl G. Wahl, Director, Department of Public Works, Columbus, Ohio.

DEAR SIR: You have submitted for my examination and approval a rental agreement and a lease, each of which was executed under date of November 4, 1938, by "J. A. Sebrell et al." by the hand of J. A. Sebrell, leasing and demising to the State of Ohio for the use of the Ohio Unemployment Compensation Commission certain premises in the City of Alliance, Stark County, Ohio, which premises are more particularly described as being ground floor space in building at 601 East Main Street in Alliance, Ohio, containing approximately 1725 square feet.

From information furnished to me, aside from the provisions of these lease instruments, it appears that the premises here in question and the building containing the same are owned by J. A. Sebrell, Ira I. Oesch, W. M. Oesch, J. D. Oesch and Pauline Sebrell; and accompanying these lease instruments is an instrument signed by the above named persons other than I. A. Sebrell, giving their consent to the execution of these lease instruments by J. A. Sebrell, for and on their behalf. In this situation, I am of the opinion that these instruments which cover the rental of the above described premises for the periods of time from November 15, 1938, to December 31, 1938, and from January 1, 1939, to December 31, 1940, respectively, and which provide for the rental of said premises at the rate of \$50.00 per month have been executed in such manner as to bind said lessors. And inasmuch as these instruments have been duly accepted by you for and in the name of the State of Ohio under the authority conferred upon you by statute and the contract encubrance record in proper form covering the rental of this property for the period of time from November 16, 1938, to December 31, 1938, has been presented with these lease instruments which are otherwise in proper form, I am approving this rental agreement and lease and the same are herewith returned to you.

Respectfully,

HERBERT S. DUFFY,

Attorney General.