5290.

APPROVAL—PROPOSED AGREEMENT COVERING ELIMINATION OF GRADE CROSSING AT A POINT IN MAHONING COUNTY, OHIO, ON WICK AVENUE, YOUNGSTOWN.

COLUMBUS, OHIO, March 24, 1936.

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

DEAR SIR: You have submitted for my consideration a proposed agreement by and between the Director of Highways, the City of Youngstown and the Erie Railroad Company, covering the elimination of the grade crossing over the tracks of said company on State Highway No. 331, located at a point in Mahoning County, Ohio, on Wick Avenue, Youngstown.

After examination, it is my opinion that said proposed agreement is in proper legal form and when the same is properly executed it will constitute a valid and binding contract.

Said proposed contract is being returned herewith.

Respectfully,

John W. Bricker,
Attorney General.

5291.

APPROVAL—CERTAIN LEASES FOR SPACE IN COLUMBUS, AKRON, AND YOUNGSTOWN, FOR USE OF THE DIVISION OF HIGHWAY PATROL.

COLUMBUS, OHIO, March 25, 1936.

HON. CARL G. WAHL, Superintendent of Public Works, Columbus, Ohio.

DEAR SIR: You have submitted for my approval certain leases, as hereinafter set forth, granting to you, as Director of Public Works, for the use of the Division of Highway Patrol of the Department of Highways, and the Industrial Commission of Ohio, certain space in Columbus, Akron and Youngstown, respectively, as follows:

Lease from F. B. Chapman of Columbus, Ohio, for property at 1117 East Broad Street, Columbus, Ohio. This lease is for a term of one year, beginning on the first day of January, 1936, and ending on the 31st day of December, 1936, by the

338 OPINIONS

terms of which the State will be required to pay \$200.00 per month rental.

Lease from the United Building Company of Akron, Inc., Akron, Ohio, for rooms Nos. 805-810, in the United Building, Akron, Ohio. This lease is for a term of nine months, beginning on the first day of April, 1936, and ending on the 31st day of December, 1936, by the terms of which the State will be required to pay \$200.00 per month rental.

Lease from the Union Land and Building Company of Youngstown, Ohio, for Rooms Nos. 802-806, in the Realty Building, Youngstown, Ohio. This lease is for a term of nine months, beginning on the first day of April, 1936, and ending on the 31st day of December, 1936, by the terms of which the State will be required to pay \$200.00 per month rental.

You have submitted encumbrance estimates which contain the certificate of the Director of Finance to the effect that funds are available for the payment of rentals for at least a month of the lease period of each lease, which is a sufficient compliance with Section 2288-2, General Code.

Finding said leases in proper legal form, I hereby approve them as to form and return them herewith.

Respectfully,

JOHN W. BRICKER,

Attorney General.

5292.

APPROVAL — BONDS OF CUYAHOGA COUNTY, OHIO, \$3,000.00.

COLUMBUS, OHIO, March 25, 1936.

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