

fact that the certificate of the Director of Finance should be obtained to the effect that there are unencumbered appropriations available for the period covered by said lease ending March 1, 1927.

The leases are being returned herewith.

Respectfully,
C. C. CRABBE,
Attorney General.

3822.

APPROVAL, LEASE TO STATE OF OHIO ENTIRE NINTH FLOOR OF THE OHIO SAVINGS ASSOCIATION BUILDING, COLUMBUS, OHIO, FOR USE OF THE STATE TEACHERS RETIREMENT SYSTEM, AT ANNUAL RENTAL OF \$6,000.00.

COLUMBUS, OHIO, November 19, 1926.

HON. G. F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my consideration a form of lease in triplicate whereby the State Savings Association grants to the State of Ohio, for the use of the Retirement Board of the State Teachers' Retirement System, the entire ninth floor of the Ohio Savings Association building in the city of Columbus, for the term of three years beginning on the first day of March, 1927.

According to the terms of the lease, a rental of \$6,000.00 per annum is to be paid in semi-annual installments of \$3,000.00, in advance.

It is believed that the said lease is in proper legal form and sufficient for the purposes intended, when the same is properly executed and delivered.

The lease is enclosed herewith.

Respectfully,
C. C. CRABBE,
Attorney General.

3823.

MUNICIPALITY—MONEYS DERIVED FROM SALE OF RUBBISH MUST BE APPROPRIATED BY COUNCIL BEFORE BEING EXPENDED AS PROVIDED IN SECTION 3706 G. C.

SYLLABUS:

Moneys derived from the sale of refuse, street scrapings, ashes and personal property of the Street Cleaning Department, may not be expended as provided in section 3706 of the General Code, but must be appropriated by the city council for such purposes.

COLUMBUS, OHIO, November 19, 1926.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMEN:—I am in receipt of your communication as follows:

“Sections 3705 and 3706 G. C. provide for the sale of rubbish, street scraping, etc., and for the disposition of any money arising therefrom. The last sentence of section 3706 G. C. reads: