

approved form of the proposal, but which can be eliminated without affecting in any way the competitive character thereof, is not invalid because of such addition, within the contemplation of Section 2317, General Code."

In the case of a county as heretofore pointed out, there is no requirement that a form of proposal be prepared, by the county commissioners, and also no provision making any change, alteration or addition to a proposal illegal. Consequently, it would appear to me to be a much stronger case here for the validity of the bid than the case involved in the 1928 Opinion above, in which it was held that a similar bid to the one involved here, was legal, despite the fact that an addition was there made to the approved form of proposal.

Based on the foregoing discussion, I am of the opinion that the bid submitted by the Standard Electric Service of Middletown, Ohio, is a legal bid under the laws of Ohio.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

3163.

APPROVAL, LEASE TO LANDS OF K. E. MITCHELL AND L. J. MITCHELL IN MERCER COUNTY, OHIO, FOR GAME REFUGE PURPOSES.

COLUMBUS, OHIO, April 20, 1931.

HON. JOHN W. THOMPSON, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval as to form, a lease wherein K. E. Mitchell and L. J. Mitchell grant to the State 211.49 acres situated in Franklin Township, Mercer County, Ohio, to be used for State Game Refuge purposes under the provisions of Section 1435, of the General Code. Said lease is for the term of three years.

Upon examination, I have found said lease to be in proper legal form and have accordingly endorsed my approval thereon, and return the same herewith.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

3164.

INSTITUTIONS OF LEARNING—WHEN RIGHT TO GRANT DEGREES MAY BE RESCINDED BY SUPERINTENDENT OF PUBLIC INSTRUCTION.

*SYLLABUS:*

1. *The Superintendent of Public Instruction, upon being advised that an institution of learning, which had previously been furnished a certificate that its course of study had been filed in the office of the Superintendent of Public Instruction and that its equipment as to faculty and other facilities for carrying out that course are proportionate to its property and the number of students in actual attendance so as to warrant the issuing of degrees by the trustees thereof, in accordance with Section 9923, General Code, is not maintaining its course of study and the facilities for carrying out that course, so as to warrant it conferring degrees, should cancel*