

4358.

APPROVAL, LEASE TO RESERVOIR LAND ON ORCHARD ISLAND,
BUCKEYE LAKE, FOR DOCKLANDING AND COTTAGE SITE PUR-
POSES—JOSEPH F. COBBS.

COLUMBUS, OHIO, May 25, 1932.

HON. I. S. GUTHERY, *Director, Department of Agriculture, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of a recent communication over the signature of the chief of the bureau of inland lakes and parks in the division of conservation in your department, submitting for my examination and approval a certain reservoir land lease in triplicate executed by the conservation commissioner, of which instrument there is leased and demised to one Joseph F. Cobbs of Columbus, Ohio, the right to occupy and use for the stated term of fifteen years, lot No. 11 in the subdivision of lots on Orchard Island in Buckeye Lake for dock-landing and cottage site purposes.

Upon examination of this lease, I find that the same has been properly executed by the conservation commissioner and by the leasee above named, and that the terms and conditions of said lease and the conditions and restrictions therein contained are in conformity with the provisions of section 471 and of other sections of the General Code relating to leases of this kind. I am accordingly approving this lease as to legality and form and I am herewith returning the same with my approval endorsed thereon, and upon the duplicate and triplicate copies thereof.

Respectfully,

GILBERT BETTMAN,
Attorney General.

4359.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND ELECTRIC
POWER EQUIPMENT COMPANY OF COLUMBUS, OHIO, FOR CON-
STRUCTION AND COMPLETION OF ELECTRICAL CONTRACT FOR
ADDITION TO ENGINEERING EXPERIMENT STATION, OHIO
STATE UNIVERSITY, AT EXPENDITURE OF \$4,555.00—SURETY
BOND EXECUTED BY THE UNITED STATES GUARANTEE CO. OF
NEW YORK.

COLUMBUS, OHIO, May 26, 1932.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, for the Department of Highways, and the Electric Power Equipment Company of Columbus, Ohio. This contract covers the construction and completion of Electrical Contract (Item No. 17) for the Addition to Engineering Experiment Station on the campus of Ohio State University, in accordance with the form of proposal dated April 29, 1932. Said contract calls for an expenditure of four thousand five hundred and fifty-five dollars (\$4,555.00).

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. You have also furnished evidence to the effect that the Controlling Board has approved the expenditure in accordance with Section 8 of House Bill No. 624 of the 89th General Assembly. In addition, you have submitted contract bond, upon which the United States Guarantee Company, of New York, N. Y. appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the workmen's compensation have been complied with.

Finding said contract and bond in proper legal form, I have this day noted by approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
 GILBERT BETTMAN,
Attorney General.

4360.

CORPORATION—AMENDMENT—MAY NOT AMEND ARTICLES OF INCORPORATION TO CHANGE NAME TO INCLUDE WORD "TRUST."

SYLLABUS:

A title guarantee and trust company not doing a deposit business, whose name does not contain the word "trust", may not change its name by the amendment of its articles of incorporation to include the word "trust" in such corporate name.

COLUMBUS, OHIO, May 26, 1932.

HON. CLARENCE J. BROWN, *Secretary of State, Columbus, Ohio.*

DEAR SIR:—We are in receipt of your request for opinion, as follows:

"There has been submitted to the Secretary of State an amendment to the articles of a corporation not previously qualified to do business under the provisions of section 9851, of the General Code, which amendment changes the purpose so as to permit a qualification under the Code section mentioned and which further seeks to change the name of the corporation so as to include the use of the word TRUST in its name. The articles of incorporation of the company as originally filed do not carry the word TRUST in the corporate name.

We have advised that the amendment cannot be accepted in so far as it changes the name so as to include the use of the word TRUST, for the reason that the corporation in question is prohibited from using the word TRUST by G. C. 710-3. Your opinion is requested as to whether or not our ruling was correct."