

3169.

APPROVAL—NOTES, KENT STATE UNIVERSITY, PORTAGE COUNTY, OHIO, \$18,000.00, PART OF ISSUE DATED SEPTEMBER 1, 1937.

COLUMBUS, OHIO, November 1, 1938.

The Industrial Commission of Ohio, Columbus, Ohio.

GENTLEMEN :

RE: Notes of Kent State University, Portage County, Ohio, \$18,000.00.

The above purchase of notes appears to be part of an issue of notes of the above university dated September 1, 1937. The transcript relative to this issue was approved by this office in an opinion rendered to your commission under date of September 14, 1938, being Opinion No. 2976.

It is accordingly my opinion that these notes constitute valid and legal obligations of said university.

Respectfully,

HERBERT S. DUFFY

Attorney General.

3170.

APPROVAL—LEASE, STATE OF OHIO, THROUGH DIRECTOR, DEPARTMENT OF PUBLIC WORKS, WITH THE MASSACHUSETTS MUTUAL LIFE INSURANCE COMPANY, SPRINGFIELD, MASSACHUSETTS, TERM, TWO YEARS, ANNUAL RENTAL, \$3,900.00, CERTAIN TWO-STORY BUILDING, 237-238 BOARDMAN STREET, YOUNGSTOWN, OHIO, FOR USE OF OHIO UNEMPLOYMENT COMPENSATION COMMISSION.

COLUMBUS, OHIO, November 1, 1938.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval a certain lease executed by the Massachusetts Mutual Life Insurance Company of Springfield, Massachusetts, in and by which there are leased and demised to the State of Ohio, acting through you as

Director of the Department of Public Works, certain premises for the use of the Ohio Unemployment Compensation Commission.

By this lease, which is for the term of two years and seventeen days, commencing on the 15th day of December, 1938, and ending on the 31st day of December, 1940, and which provides for an annual rental of \$3,900.00, payable in quarterly installments of \$975.00 each, there is leased and demised to the State for the use of the Ohio Unemployment Compensation Commission, a remodelled, two-story building located at 237-238 Boardman Street in Youngstown, Ohio, containing approximately a total of 8000 square feet of floor space.

This lease has been properly executed by the Massachusetts Mutual Life Insurance Company, the lessor, by the hand of its Vice President, duly authorized in the premises. I likewise find that this lease and the provisions thereof are in proper form.

The lease is accompanied by contract encumbrance record No. 74, which has been executed in proper form and which shows that there are unencumbered balances in the rotary appropriation account sufficient in amount to pay the rental under this lease from December 15, 1938, to December 31, 1938. This is a sufficient compliance with the provisions of Section 2288-2, General Code. This lease is accordingly approved by me and the same is herewith returned to you.

Respectfully,

HERBERT S. DUFFY

Attorney General.

3171.

UNEMPLOYMENT RELIEF STUDY COMMISSION—MEMBERSHIP AN OFFICE—PURVIEW, CONSTITUTION, ARTICLE IV, SECTION 14—MAY NOT BE HELD BY JUDGE, COMMON PLEAS COURT—SEE AMENDED SENATE BILL 478.

SYLLABUS:

Membership on the Unemployment Relief Study Commission created by Amended Senate Bill 478 of the 92nd General Assembly in special session is an office within the meaning of the term as used in Article IV, Section 14 of the Constitution, and may not be held by a judge of the common pleas court.

COLUMBUS, OHIO, November 1, 1938.

HON. WILLIAM M. BOYD, Chairman, Unemployment Relief Study Commission, 14907 Sylvia Avenue, Cleveland, Ohio.