

and who shall be regarded as beneficiaries thereof. However, as hereinbefore indicated, there is no limitation placed upon the board of trustees of the firemen's pension fund or the police relief fund, but the method of distribution thereof is left apparently to the sound discretion of such boards. While, as hereinbefore indicated, the fund relates to 'relief' in case of a policeman, as contradistinguished from the term 'pension' as used in connection with firemen, yet, as a pension is nothing other than a relief usually gratuitously given, it is believed there is no valid distinction between the two terms."

I concur with my predecessor in office in the above opinion and since, as above pointed out, the only change in the law has been to liberalize the section under consideration, I reach the same conclusion.

In view of the foregoing, and in specific answer to your question, it is my opinion that the board of trustees of firemen's pension funds, created under Sections 4600 to 4615, inclusive, of the General Code, may legally adopt rules and regulations providing for the payment of relief or pensions to persons eligible therefor when an injury or death has occurred in a manner or from a source disconnected with the regular course of employment in the fire department.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

1527.

LEASE—OFFICE SPACE, STATE WITH M. A. BRADLEY ESTATE, FOURTH FLOOR, 1242 WEST THIRD STREET, CLEVELAND, USE, BUREAU OF UNEMPLOYMENT COMPENSATION.

COLUMBUS, OHIO, December 7, 1939.

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

DEAR SIR: You have submitted for my examination and approval a certain rental agreement between the M. A. Bradley Estate and the State of Ohio, acting through you as Director of the Department of Public Works for the Bureau of Unemployment Compensation.

By this agreement, which is one for a month to month tenancy at \$100.00 per month, I find that certain premises situated in the city of Cleveland, Cuyahoga County, which are particularly described as a portion of the fourth floor of the building known as 1242 West Third Street, con-

taining 3300 square feet are to be available for the use of the Bureau of Unemployment Compensation.

I am familiar with certain facts surrounding the Estate of M. A. Bradley, and find that this instrument has been properly executed by the Estate of M. A. Bradley, by the hand of Alva Bradley, Trustee.

This agreement is accompanied by contract encumbrance record No. 194 and I find that this contract encumbrance record also provides for the payment for 42,000 square feet of floor space in the same building and I assume that the said 42,000 square feet of floor space is already under lease or rental agreement with the State of Ohio since no mention of same is made in the rental agreement submitted to me.

The contract encumbrance record No. 194 has been properly executed and shows that there are unexpended balances in the appropriation account to pay for the rental period from October 20, 1939 to December 31, for 3300 square feet and for 42,000 square feet of floor space from October 1, 1939 to December 31, 1939 at \$1633.33 per month. This is a sufficient compliance with the provisions of Section 2288-2, General Code. This agreement is accordingly approved and returned herewith.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

1528.

LEASE—OFFICE SPACE, STATE WITH DR. R. W. CROYLE,
FIRST FLOOR, 42 CHARLES STREET, S. E., MASSILLON,
STARK COUNTY, USE, BUREAU OF UNEMPLOYMENT
COMPENSATION.

COLUMBUS, OHIO, December 7, 1939.

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

DEAR SIR: You have submitted for my examination and approval a certain lease between Dr. R. W. Croyle, of Massillon, Ohio, and the State of Ohio acting through you as Director of the Department of Public Works for the Bureau of Unemployment Compensation.

By this lease, which is for a term commencing on the first day of November, 1939, and ending on the 31st day of December, 1940, there are leased and demised to the State for the use of the Bureau of Unemployment Compensation certain premises described as follows:

“Situate in the City of Massillon, County of Stark, State of Ohio, being the first floor of the building known as 42 Charles Street S. E., approximately 950 square feet of floor space.”

at a basic rental of \$720.00 per year.