

1764.

APPROVAL—LEASE, STATE OF OHIO THROUGH DEPARTMENT OF PUBLIC WORKS WITH THE DAYTON POWER AND LIGHT COMPANY, TERM ONE YEAR, MONTHLY RENTAL \$225.00, THE ELKS BUILDING, THIRD FLOOR, LOT No. 152, DAYTON, OHIO.

COLUMBUS, OHIO, January 14, 1938.

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

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submit for my examination and approval a certain lease instrument executed by The Dayton Power and Light Company in and by which there is leased and demised to the State of Ohio, acting through you as Director of Public Works, the entire third floor of the building known as the "Elks Building" on part of Lot. No. 152 on the plat of the city of Dayton, Ohio.

This lease, which is one for a term beginning December 15, 1937, and ending December 31, 1938, and which provides for a monthly rental of \$225.00, payable in advance, covers premises which are now held by The Dayton Power and Light Company under a lease executed to it under date of June 12, 1934, by The B. P. O. Elks Building Company as owner; and this lease with respect to the B. P. O. Elks Building Company and The Merchants National Bank and Trust Company, trustee for said building company, is a sublease which has been authorized and approved by the Merchants National Bank and Trust Company as trustee aforesaid.

Upon examination of this lease, I find that the same has been executed by The Dayton Power and Light Company in the manner provided by law and that the same has been duly accepted by you as Director of Public Works, acting for the State of Ohio.

I further find, upon examination of the lease, that the provisions thereof and the conditions and restrictions therein contained are in conformity to law.

Accompanying this lease instrument, as the same has been submitted to me, are contract encumbrance records Nos. 13, 14 and 15 covering the rental on this property for the months of January and February, 1938, in the aggregate sum of \$450.00, \$250.00 being chargeable to the Regional Claims Board, \$120.00 to Field Section, and \$80.00 to Rehearing and Auditing Sections. These contract encumbrance records, which have been executed in the manner

required by law, constitute a sufficient compliance with the provisions of Section 2288-2, General Code, and I am accordingly approving this lease, which is herewith returned to you.

Respectfully,

HERBERT S. DUFFY,

Attorney General.

1765.

APPROVAL.—BONDS CUYAHOGA COUNTY, OHIO, \$111,000.00,
PART OF ISSUE DATED JANUARY 1, 1938.

COLUMBUS, OHIO, January 15, 1938.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

GENTLEMEN:

RE: Bonds of Cuyahoga County, Ohio, \$111,000.00.

The above purchase of bonds appears to be part of an issue of bonds of the above county dated January 1, 1938. The transcript relative to this issue was approved by this office in an opinion rendered to your board under date of January 6, 1938, being Opinion No. 1719.

It is accordingly my opinion that these bonds constitute valid and legal obligations of said county.

Respectfully,

HERBERT S. DUFFY,

Attorney General.

1766.

APPROVAL.—BONDS CITY OF TOLEDO, LUCAS COUNTY,
OHIO, \$5,000.00, PART OF ISSUE DATED OCTOBER 1,
1936.

COLUMBUS, OHIO, January 15, 1938.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

GENTLEMEN: