

It is accordingly my opinion that these bonds constitute a valid and legal obligation of said city.

Respectfully,

HERBERT S. DUFFY,

*Attorney General.*

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709.

APPROVAL—LEASE OF OFFICE SPACE BY THE COLUMBIAN BUILDING AND LOAN COMPANY EXECUTED TO THE STATE OF OHIO FOR USE BY THE DIVISION OF AID FOR THE AGED, DEPARTMENT OF PUBLIC WELFARE.

COLUMBUS, OHIO, June 8, 1937.

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

DEAR SIR: You have submitted for my examination and approval a certain lease instrument executed by William H. Kroeger, Superintendent of Building and Loan Associations of Ohio, in charge of the liquidation of The Columbian Building and Loan Company, 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 Division of Aid for the Aged, Department of Public Welfare.

By this lease, which is one for a term of twenty-one months commencing on the 1st day of April, 1937, and ending on the 31st day of December, 1938, and which provides for a monthly rental of \$125.00, there are leased and demised to the State for the use of the Division of Aid for the Aged, Department of Public Welfare, certain premises in the Columbian Building, 35 East Gay Street, Columbus, Ohio, and more particularly described as being Suite No. 200, containing 2175 square feet, more or less.

This lease has been properly executed by William H. Kroeger, Superintendent of Building and Loan Associations of Ohio, in charge of the liquidation of The Columbian Building and Loan Company, pursuant to order of court, by the hand of James M. Abernathy, Special Deputy Superintendent, and has been accepted by the State of Ohio, acting through you as Director of the Department of Public Works. I likewise find that this lease and the provisions thereof are in proper form.

The lease is accompanied by contract encumbrance record No. 17 which has been executed in proper form and which shows that there are unencumbered balances in the appropriation account sufficient in amount to pay the monthly rentals under this lease for the months of April, May and June, 1937. 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.*

710.

OFFICIALS OF OTHER COUNTIES IN ATTENDANCE AT PROBATION ASSOCIATION MEETING—NO LEGAL OBLIGATION TO FURNISH FOOD IN THE ABSENCE OF STATUTORY AUTHORITY—ANY SUCH LAWFUL CLAIM PAID FROM GENERAL COUNTY FUND.

*SYLLABUS:*

1. *No legal obligation rests upon a county to furnish food for officials of other counties in attendance upon a Probation Association meeting held in such county in the absence of specific statutory authority to make such expenditure.*

2. *When a lawful claim is presented to a county treasurer for payment, and there is no designation, legal or factual, as to what fund should be charged with its payment, the rule of reason requires that such payment should be made from the general county fund. This rule is gathered from the provisions of Sections 5625-4 and 5625-5, General Code.*

COLUMBUS, OHIO, June 9, 1937.

HON. LEO M. WINGET, *Prosecuting Attorney, Sidney, Ohio.*

DEAR SIR: I am in receipt of your communication of recent date as follows:

“At your earliest convenience, I would appreciate your opinion on the following questions, to-wit:

1. What legal obligation, if any, rests upon a county to provide ‘necessary food, for various county officials