

In view of the foregoing I do not feel that further discussion of your inquiry is necessary.

Respectfully,
GILBERT BETTMAN,
Attorney General.

763.

APPROVAL, ARTICLES OF INCORPORATION OF THE MONARCH
INSURANCE COMPANY.

COLUMBUS, OHIO, August 19, 1929.

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

DEAR SIR:—I am returning herewith Articles of Incorporation of the Monarch Fire Insurance Company, with my approval endorsed thereon.

Respectfully,
GILBERT BETTMAN,
Attorney General.

764.

SCHOOL DISTRICT—SURPLUS OF GENERAL FUND LEGALLY USED
FOR EQUIPPING SCHOOL BUILDING—CONTRACTING FOR BUILD-
ING IN EXCESS OF AMOUNT VOTED BY ELECTORS UNAUTHOR-
IZED—EXCEPTION—BUDGET COMMISSION.

SYLLABUS:

1. *A surplus appearing in the general fund of a school district may be legally used for purchasing needed equipment for a school building.*
2. *If a board of education has, pursuant to vote of the electors, authorized \$90,000.00 bonds for the purpose of constructing and equipping a school building, such board has no authority to contract for such building under a plan involving an estimated expenditure for such building and equipment in an amount in excess of that sanctioned by the voters, except in cases when such excess may be met by surplus available funds on hand.*
3. *Powers and duties of budget commission discussed.*

COLUMBUS, OHIO, August 19, 1929.

HON. EVERETT L. FOOTE, *Prosecuting Attorney, Ravenna, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your letter of recent date, which is as follows:

“I am in receipt of the following letter from Algernon Payne, clerk of the Mantua school board:

‘Regards financing the purchase of equipment for our new school building in our village, the board of education wishes to obtain the following informa-