

named. I further find, upon examination of the leases and of the conditions and restrictions therein contained, that the same are in conformity with Section 471, General Code, under the authority of which these leases are executed, and with other statutory enactments relating to leases of this kind.

I am, accordingly, approving the leases above mentioned as to legality and form, as is evidenced by my approval endorsed thereon and upon the duplicate and triplicate copies of each of these leases, all of which are herewith returned to you.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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1680.

APPROVAL—LEASE OF OFFICE SPACE FOR USE BY THE STATE FIRE MARSHAL EXECUTED TO THE STATE OF OHIO BY THE BROTHERHOOD OF LOCOMOTIVE ENGINEERS BUILDING ASSOCIATION, CLEVELAND, OHIO.

COLUMBUS, OHIO, December 23, 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 executed by The Brotherhood of Locomotive Engineers Building Association, lessor, and the State of Ohio, acting by and through you as Director of Public Works, lessee, by which there is leased and demised to said lessee for the term commencing on the 1st day of November, 1937, and ending on the 31st day of December, 1938, certain premises designated as Rooms Nos. 624-626 (680 sq. ft.), on the sixth floor of the Brotherhood of Locomotive Engineers Building situated at the southeast corner of Ontario Street and St. Clair Avenue in the City of Cleveland, which premises are to be used in connection with the work of the State Fire Marshal.

This lease, which provides for an annual rental of \$900.00, payable in monthly installments of \$75.00 each, has been properly executed by said lessor by the hand of one Frank W. Chopp, acting pursuant to a resolution duly adopted by the Board of Directors of said Building Association, and has been accepted by the State of Ohio as lessee, acting

through you as Director of the Department of Public Works.

This lease instrument provides that said lease and the obligation thereunder for the payment of the rentals therein provided for are subject to appropriation made or to be made for this purpose by the legislature. With this provision contained in the lease I find that said lease has been properly executed and that the same is in proper legal form.

The lease is accompanied by contract encumbrance record No. 24 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 November and December, 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.*

1681.

MUNICIPALITY MAY NOT EXPEND PUBLIC FUNDS TO TRAIN RECREATION OFFICIALS IN THEIR DUTIES, WHEN—REIMBURSEMENT OF POLICE OFFICERS WHO ATTEND FEDERAL BUREAU OF INVESTIGATION POLICE SCHOOL, WHEN—DIRECTOR OF PUBLIC WELFARE MAY NOT BE REIMBURSED FOR CONVENTION EXPENSES.

**SYLLABUS:**

1. *In the absence of express charter provision, a municipality may not expend public funds to engage the services of a recreation association for the purpose of training the employes of the Division of Recreation in their official duties.*

2. *In the absence of express charter provision, a police officer may not be reimbursed from municipal funds, for traveling expenses incurred in attending a training course conducted by the Federal Bureau of Investigation of the Department of Justice, inasmuch as it appears that the police officer was engaged merely in the acquisition of general information and was not pursuing the study of a definite, presently contemplated project of the Division of Police. (1930 Opinions of the Attorney General, Vol. II, p. 1091, approved and followed.)*

3. *A director of public welfare of a municipality cannot be reim-*