

they are liable to the trust estate for any profits which may be made upon sale of property to the trust and it is equally clear that, should any loss be entailed by reason of such investments, the bank would be liable to the estate therefor. Under the circumstances, the demands of self interest should force banking officials to refrain from a practice which places their institutions in a position where there is nothing to gain and a possibility of a substantial loss.

Respectfully,  
EDWARD C. TURNER,  
*Attorney General.*

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828.

APPROVAL, AGREEMENT BETWEEN THE STATE OF OHIO AND THE OHIO PUBLIC SERVICE COMPANY OF ELYRIA, OHIO, COVERING THE LOCATION AND MAINTENANCE OF AN ELECTRICAL TRANSMISSION LINE ACROSS MASSILLON STATE HOSPITAL PROPERTY.

COLUMBUS, OHIO, August 4, 1927.

HON. JOHN E. HARPER, *Director, Department of Public Welfare, Columbus, Ohio.*

DEAR SIR:—Under date of July 28, 1927, I rendered to your department an opinion bearing number 804, disapproving a proposed agreement in the form of a lease between the State of Ohio, acting by and through the Director of Public Welfare, and The Ohio Public Service Company, of Elyria, (successor to the Massillon Electric and Gas Company) covering the location and maintenance of an electrical transmission line across the Massillon State Hospital property. The reasons for said disapproval are set forth in that opinion.

Further information has now been presented which indicates that the present transmission line will be entirely supplanted by the proposed new line, except that a portion of the present line will remain on the property as a service line to supply electricity to some of the buildings upon the State Hospital property. There will in fact be only one transmission line across the State Hospital property rather than two lines as my previous information had led me to believe.

For the above reasons I am now approving said agreement and return the same to you herewith, together with all other papers submitted in this connection.

Respectfully,  
EDWARD C. TURNER,  
*Attorney General.*

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829.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND RONAN AND INGLESON, COLUMBUS, OHIO, FOR ARCHITECTURAL SERVICES FOR NEW TUNNEL AT KENT STATE NORMAL SCHOOL, KENT, OHIO, AT AN EXPENDITURE OF \$1,800.00.

COLUMBUS, OHIO, August 4, 1927.

HON. GEORGE F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State

of Ohio, acting by the Department of Highways and Public Works, and Ronan and Ingleson, a partnership, Columbus, Ohio. This contract covers the complete architectural services in connection with the construction of the new tunnel at Kent State Normal School, Kent, Ohio, and calls for an expenditure of eighteen hundred dollars (\$1800.00.)

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract.

You have also submitted a certificate of authorization from the Board of Trustees of the Kent State Normal School to enter into the contract.

Finding said contract in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,  
EDWARD C. TURNER,  
*Attorney General.*

830.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND THE RADIO M. & S. COMPANY, WOOSTER, OHIO, FOR ELECTRICAL WORK FOR AGRONOMY BUILDING, OHIO AGRICULTURAL EXPERIMENT STATION, WOOSTER, OHIO, AT AN EXPENDITURE OF \$750.00—SURETY BOND EXECUTED BY THE FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

COLUMBUS, OHIO, August 5, 1927.

HON. GEORGE F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works, for and on behalf of the Ohio Agricultural Experiment Station, and The Radio M. & S. Company, Wooster, Ohio. This contract covers the construction and completion of electrical contract for Agronomy Building, Ohio Agricultural Experiment Station, Wooster, Ohio, as set forth in Item 4, of the proposal dated October 6th, 1926, and calls for an expenditure of seven hundred and fifty dollars (\$750.00.)

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. There has further been submitted a contract bond upon which the Fidelity and Deposit Company of Maryland appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the workmen's compensation have been complied with.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,  
EDWARD C. TURNER,  
*Attorney General.*