

Upon examination of the above instruments, I find that the same have been executed and acknowledged by the respective grantors in the manner provided by law and am accordingly approving the same as to legality and form, as is evidenced by my approval endorsed thereon, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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1701.

APPROVAL—LEASE OF OFFICE SPACE GRANTED TO THE STATE OF OHIO BY LULU SMITH OF DEFIANCE, OHIO, FOR USE BY THE DIVISION OF AID FOR THE AGED, DEPARTMENT OF PUBLIC WELFARE.

COLUMBUS, OHIO, December 30, 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 Lulu Smith of Defiance, Ohio, 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 of the Department of Public Welfare.

By this lease, which is one for a term of one year from and after the first day of November, 1937, and which provides for the monthly rental of \$25.00, there are leased and demised to the state for the use of the Division of Aid for the Aged rooms numbered 25 and 26 on the second floor of the Smith Building, located at 410-412 Clinton Street, Defiance, Ohio.

This lease has been properly executed by Lulu Smith, the lessor. I likewise find that this lease and the provisions thereof are in proper form.

The lease is accompanied by contract encumbrance record No. 42 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.*

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1702.

LIABILITY ON THE BOND FOR POLICIES OF INSURANCE  
—PRELIMINARY APPLICANTS WHO HAVE PAID PRE-  
MIUMS.

*SYLLABUS:*

*The liability on the bond required under Section 9607-4, General Code, ceases when policies of insurance are issued to all preliminary applicants who have paid premiums therefor and does not continue indefinitely.*

COLUMBUS, OHIO, December 30, 1937.

HON. ROBERT L. BOWEN, *Superintendent of Insurance, Columbus, Ohio.*

DEAR SIR: This will acknowledge receipt of your letter of recent date wherein you request my opinion with respect to the extent of liability upon the bond required to be given pursuant to Section 9607-4, General Code. Your letter in part reads as follows:

“Does the liability on this bond cease when policies of insurance are issued to all those preliminary applicants who have paid premiums therefor, or, does liability continue indefinitely guaranteeing the faithful accounting for all funds and property that may come into the possession of the company at any time or times?”

Section 9607-4, General Code, referred to in your letter, reads as follows:

“No such domestic company shall solicit applications for insurance, or accept premiums, until it has filed with the superintendent of insurance its bond (with sureties) in the sum of ten thousand dollars, conditioned upon the faithful accounting for all funds and property which it may re-