386 OPINIONS

316.

LEASE—OFFICE SPACE, STATE WITH THE ANDWUR BUILD-ING COMPANY, DIRECTORS' ROOM, THE ELYRIA SAV-INGS AND TRUST BUILDING, ELYRIA, USE, DIVISION OF BANKS OF THE STATE OF OHIO.

COLUMBUS, OHIO, March 16, 1939.

Hon. Carl G. Wahl, Director, Department of Public Works, Columbus, Ohio.

DEAR SIR: You have submitted for my examination and approval a lease executed by The Andwur Building Company of Elyria, 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 Banks of the State of Ohio.

By this lease, which is one for the term of two years, commencing on the 1st day of January, 1939, and ending on the 31st day of December, 1940, and which provides for an annual rental of \$720.00, payable in monthly installments of \$60,00 each, there is leased and demised to the State of Ohio for the use of the Division of Banks, the space heretofore known as the Directors' Room, located on the mezzanine floor of the Elyria Savings and Trust Building, Elyria, Ohio.

This lease has been properly executed by The Andwur Building Company, the lessor, by the hands of its President and Secretary. I likewise find that this lease and the provisions thereof are in proper form.

The lease is accompanied by contract encumbrance record No. 3, 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 rental under this lease for the month of March, 1939. 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,

THOMAS J. HERBERT,

Attorney General.