

An examination of encumbrance estimate No. 5060 relating to the purchase of this property, shows that the same has been properly certified and approved and that there are sufficient balances in the proper appropriation account to pay the purchase price of this property.

With the above mentioned files there is likewise submitted a copy of a certificate of the controlling board under date of September 8, 1927, over the signature of the then secretary of said controlling board showing that the money necessary to purchase this property had been released by said board pursuant to the requirements of Section 12 of House Bill No. 502 of the 87th General Assembly.

I herewith inclose said abstract of title, warranty deed, encumbrance estimate and controlling board certificate.

Respectfully,
GILBERT BETTMAN,
Attorney General.

681.

DISAPPROVAL, LEASE TO MIAMI AND ERIE CANAL LAND IN THE
CITY OF ST. MARYS, OHIO—THE HOME BANKING COMPANY.

COLUMBUS, OHIO, July 26, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You recently submitted to this department for examination and approval a certain lease, in triplicate, by which in consideration of the payment of an annual rental of six per cent upon the sum of three hundred dollars, the appraised value of the parcel of land leased, there is leased and demised to The Home Banking Company of St. Marys, Ohio, a certain parcel of abandoned Miami and Erie Canal Land located in the city of St. Marys, Auglaize County, Ohio, and which property is more particularly described in said lease.

This lease, which is one for a term of fifteen years, is executed on behalf of The Home Banking Company, by the president of said banking company, pursuant to the assumed authority of a resolution of the Board of Directors of said Home Banking Company, which in terms authorizes the president and cashier of said bank to execute said lease on behalf of said company. Inasmuch as the signature of the president of said company is not made over its corporate seal, which might in itself import the authorization of the Board of Directors to execute the lease in this manner, it is thought advisable that said lease be executed in strict conformity to the authorization contained in the resolution of the Board of Directors.

Said lease, and the triplicate copies thereof are accordingly herewith returned with the suggestion that the same be forwarded to the lessee for the signature of the cashier, in accordance with the provisions of the resolution of the board of directors above referred to.

Respectfully,
GILBERT BETTMAN,
Attorney General.