

Chapter 71 of the Acts of 1931 relating to the licensing of life insurance agents and providing among other things that "no person shall, within this state, act as an agent for any company in soliciting applications for life insurance without having first obtained a license," in my opinion, clearly has reference to agents for corporations which have legal existence at the time when the applications are secured.

Section 4 of chapter 71 provides that:

"The applicant" (meaning the applicant for a license) "shall be vouched for by an official or a licensed representative of the company for which he proposes to act. * * *"

In the case of the preliminary applications, as required by the act of 1897, *supra*, there is no company in existence for which he proposes to act. The agent in such case, is performing an act connected with and preliminary to the organization. In my opinion, therefore, it would not be proper for you to require persons, who are engaged in securing these preliminary applications, to be licensed.

ADJUTANT GENERAL: Requisites for certification by attorney general that all conditions necessary to old New Albany, Indiana, property have been carried out.

June 13, 1933.

Honorable Elmer F. Straub,
The Adjutant General,
State of Indiana,
Indianapolis, Indiana.

Dear General Straub:

We are this day in receipt of your request that the attorney general certify in writing that all conditions necessary to the old New Albany, Indiana, armory property in compliance with chapter 157 (820-822), Acts of 1933, have been carried out.

Please be advised that before such certification of the attorney general may issue properly, we respectfully recommend that the following should be shown:

1. The determination of the armory board to dispose of such property as shown by a copy of the minutes of that board.

2. That appraisers have been appointed by the governor under the provisions of the statute.
3. The report of such appraisers.
4. The approval of the conveyance by the governor.

At this time we are in receipt of documentary evidence indicating that appraisers have been properly appointed and of the report of said appraisers. Immediately upon receipt of evidence that the governor has specifically approved this conveyance, the certification of the attorney general will issue.

ADJUTANT GENERAL: Examination by attorney general of documentary evidence relating to transfer of old New Albany, Indiana, property.

June 14, 1933.

Honorable Elmer F. Straub,
The Adjutant General,
State of Indiana,
Indianapolis, Indiana.

Dear General Straub:

Please be advised that this department has, in compliance with the provisions of chapter 157 (820-822), Acts of 1933, examined the documentary evidence relating to the transfer of the old New Albany, Indiana, armory property described as follows:

Lot numbered seven (7) on upper High street in plat number ninety-three (93) of Floyd county, Indiana records.

We find (1) the determination of the state armory board to dispose of such property as shown by a certified copy of the minutes of that board; (2) that the appraisers were duly appointed by the governor, and (3) tendered their report; (4) that the proposed transfer is not for a consideration less than the appraised value; and (5) that the conveyance has the written approval of the governor.

We therefore certify that all of the conditions necessary to the conveyance of such property have been fully complied with.