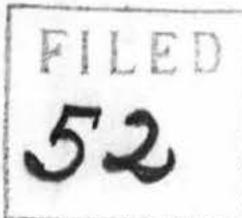INSURANCE: Proposed Articles of Incorporation of Midland Mutual
Insurance Company.

November 26, 1952

11/28/52

Honorable C. Lawrence Leggett
Superintendent
Division of Insurance
Department of Business and Administration
Jefferson City, Missouri

Dear Mr. Leggett:

This office acknowledges receipt of your assistant
counsel's letter of November 14, 1952, in which was for-
warded a fully executed copy of Notice of Intention to-
gether with proof of publication of same, submitted to
your office in connection with the formation of the pro-
posed Midland Mutual Insurance Company.

A review has been made of the papers referred to
in the preceding paragraph and it is the opinion of
this office that the proof of publication of the Notice
of Intention discloses on its face that Section 379.220
and 379.030 RSMo 1949, have not been complied with in
the following respect. Section 379.220 RSMo 1949, spe-
cifically requires that the Notice of Intention be pub-
lished as required by Section 379.030 RSMo 1949, and
such latter section provides that the Notice of Inten-
tion be published in the county where such corporation
is proposed to be located. The Notice of Intention dis-
closes that the proposed corporation is to be located
in Liberty, Clay County, Missouri, and the proof of
publication discloses that publication of said Notice
of Intention was had in Jackson County, Missouri. It
should be further pointed out that the executed copy
of the Notice of Intention discloses repitition on
page 5 and 6 but that such repitition was not carried
over in the proof of publication.

It is the opinion of this office that the Notice
of Intention to form Midland Mutual Insurance Company,

Honorable C. Lawrence Leggett

together with proof of publication thereof, submitted
to this office on November 14, 1952, are not in proper
form to be the subject of the Attorney General's certifi-
cate required by Section 379.040, RSMo 1949.

Respectfully submitted,

JULIAN L. O'MALLEY
Assistant Attorney General

APPROVED:

J. E. TAYLOR
Attorney General

JLO'M:lw