

62D CONGRESS, }  
3d Session. }

SENATE.

{ REPORT  
No. 1284.

## FIFTH-THIRD NATIONAL BANK OF CINCINNATI.

FEBRUARY 21, 1913.—Ordered to be printed.

Mr. KERN, from the Committee on Finance, submitted the following

### REPORT.

[To accompany H. R. 26279.]

This measure has the favorable approval of the Treasury Department, as will be observed from the attached report from the Committee on Banking and Currency of the House of Representatives, which is hereby adopted as the Senate report.

[House Report No. 1297, Sixty-second Congress, third session.]

The Committee on Banking and Currency, to which was referred H. R. 26279, entitled "A bill granting the Fifth-Third National Bank of Cincinnati, Ohio, the right to use original charter No. 20," begs leave to report said bill with the recommendation that the same do pass.

The original Third National Bank of Cincinnati, Ohio, was organized in 1863, charter No. 20, and as there was no authority in law for the extension of corporate existence of a national bank at the time of expiration of its charter, another national bank with the same name but a new charter, i. e., 2730, was organized to succeed it in 1882.

In 1908 said Third National Bank of Cincinnati, Ohio, No. 2730, was placed in voluntary liquidation for the purpose of consolidating with the Fifth National Bank of Cincinnati, Ohio, under the title of Fifth-Third National Bank of Cincinnati, Ohio, No. 2798. Said consolidated bank succeeded to all the assets, good will, rights, privileges, and emoluments of the said Third National Bank of Cincinnati, Ohio. The said Fifth-Third National Bank desires to have and use the original charter No. 20 of the said Third National Bank.

The Comptroller of the Currency permits banks which have continued their corporate identity and title since they were organized to use the charter number of their predecessors, and would have permitted the Fifth-Third National Bank, of Cincinnati, Ohio, in this case to have used original charter No. 20 had the Fifth National Bank been liquidated at the time of the consolidation, instead of the Third National Bank. It was optional which bank should be liquidated.

The Comptroller of the Currency is in doubt of his authority, in view of the liquidation of the said Third National Bank, to permit the consolidated bank to use original charter No. 20 without a special act of Congress. He has submitted a statement in writing (which is herein printed), in which he sets forth that the department has no objection to interpose to the enactment of this bill.

As the consolidated bank succeeded to all the assets, rights, title, interest, good will, and benefits of the Third National Bank and the Fifth National Bank of Cincinnati, Ohio, it should be permitted to have and use the original charter, No. 20, of said Third National Bank of Cincinnati, Ohio, no other bank ever having used or had the right to the use of said original charter, No. 20.

TREASURY DEPARTMENT,  
OFFICE OF THE COMPTROLLER OF THE CURRENCY,  
Washington, December 20, 1912.

Hon. ALFRED G. ALLEN,  
House of Representatives, Washington, D. C.

MY DEAR MR. ALLEN: The receipt is acknowledged of your favor of December 16, inclosing a draft of a proposed bill granting authority to the Fifth-Third National Bank, of Cincinnati, Ohio, to use charter No. 20, the original charter number of the (First) Third National Bank of Cincinnati, which was succeeded by the (Second) Third National Bank of Cincinnati (No. 2730), which consolidated with the Fifth National Bank of Cincinnati (No. 2798) in 1908.

The bill appears to meet the object desired and I have no objection to interpose to its enactment. The charter number desired was refused this bank only because it has been the uniform policy of this office not to permit the duplication of charter numbers.

Very truly, yours,

LAWRENCE O. MURRAY, *Comptroller.*

