

1358.

APPROVAL, CERTAIN RESERVOIR LAND LEASE AT INDIAN LAKE,  
LOGAN COUNTY, OHIO, FOR RIGHT TO USE AND OCCUPY FOR  
GENERAL BUSINESS PURPOSES—RUTH WILGUS.

COLUMBUS, OHIO, August 8, 1933.

HON. EARL H. HANEFELD, *Director, Department of Agriculture, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of a recent communication over the signature of the chief of the bureau of inland lakes and parks, submitting for my examination and approval a certain reservoir land lease in triplicate executed by the conservation commissioner under the authority of section 471, General Code, to one Ruth Wilgus. The lease here in question, which is one for a stated term of fifteen years and which provides for an annual rental of four hundred and eighty dollars, payable in semi-annual installments of two hundred and forty dollars each, demises and grants to the lessee above named the right to use and occupy for general business purposes the state land at Russells Point, Indian Lake, which is more particularly described as follows:

Being a part of the south-half of Section 36, Town 6 South, Range 8 East, Washington Township, Logan County, Ohio, beginning at a point which may be found by measuring North  $49^{\circ} 00' W.$ , 76.5 feet from an iron pin which marks the northwest corner of the Catherine Kelly lease of Russells Point; thence North  $49^{\circ} 00' W.$ , 82.2 feet to a point near the easterly edge of the concrete pavement of State Route No. 32; thence North  $22^{\circ} 21' W.$ , 108.2 feet to a point; thence North  $11^{\circ} 54' W.$ , 121.5 feet to the center line of the A. B. Jones road at its intersection with said State Highway No. 32; thence North  $77^{\circ} 11' E.$ , along said center line of Jones Road, 193.4 feet to a point; thence South  $32^{\circ} 08' E.$ , 340 feet to the water line of Russells Point Harbor; thence South  $77^{\circ} 35' W.$ , 118.5 feet to a point in the water line; thence North  $34^{\circ} 35' W.$ , 44.6 feet to a point in the water line; thence South  $77^{\circ} 02' W.$ , 80.8 feet to a point; thence South  $46^{\circ} 12' W.$ , 28.3 feet to the place of beginning and containing 1.61 acres, more or less, subject to all existing highways or roads that the State of Ohio may hereafter construct or improve through the above property.

Upon examination of this lease, I find that the same has been properly executed by the conservation commissioner on behalf of the State of Ohio and by Ruth Wilgus, the lessee named in this lease.

Upon examination of the provisions of this lease and of the conditions and restrictions therein contained, I find the same to be in conformity with section 471, General Code, and with other statutory provisions relating to leases of this kind; and said lease is accordingly approved by me as to legality and form. In this connection, it may be observed that although section 464, General Code, when read in connection with the provisions of section 471, General Code, requires leases of this kind to be approved by the Governor and by the Attorney General, I do not have in my office or connected therewith any facilities for the determination of any fact or facts relevant to the question whether this or any other particular reservoir lease should or should not be executed to a particular person

on the terms and conditions therein provided for. In other words, by reason of my lack of facilities with respect to these matters, I feel that all that I can conscientiously do is to pass upon the question of the legality of the lease as to execution and form. Having, as above noted, found that this lease has been properly executed and that the provisions thereof are in conformity to law, I am hereby approving this lease as to legality and form, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,  
JOHN W. BRICKER,  
*Attorney General.*

---

1359.

APPROVAL, CERTAIN RESERVOIR LAND LEASE AT INDIAN LAKE,  
LOGAN COUNTY, OHIO, FOR THE RIGHT TO OCCUPY AND USE  
FOR COTTAGE SITE, HOTEL AND GENERAL BUSINESS PURPOSES  
—RUTH WILGUS.

COLUMBUS, OHIO, August 8, 1933.

HON. EARL H. HANEFELD, *Director, Department of Agriculture, Columbus, Ohio.*

DEAR SIR:—The chief of the bureau of inland lakes and parks in the division of conservation in your department recently submitted for my examination and approval a certain reservoir land lease in triplicate, which lease was executed by the conservation commissioner on behalf of the State of Ohio to one Ruth Wilgus. This lease is one for a term of fifteen years and provides for an annual rental of four hundred and fifty dollars, payable in semi-annual installments of two hundred and twenty-five dollars each. By this lease, there is demised and granted to the lessee above named the right to occupy and use for cottage site, hotel and general business purposes a certain parcel of state land at Russells Point, Indian Lake, which parcel of land is more particularly described as follows:

Being a part of the south-half of Section 36, Town 6 South, Range 8 East, Washington Township, Logan County, Ohio, and beginning at the northwest corner of Lot No. 61, of the A. B. Jones Allotment of lands at Russells Point; thence South 81° 11' East, 125.0 feet along the northerly line of said Lot No. 61, to the water line of Russells Point Harbor; thence along the water line of the following courses and distances; South 11° 12' West, 223.7 feet to a point; thence South 35° 53' West, 80.5 feet; thence South 61° 48' West, 644 feet to a point in the water line; thence North 32° 08' West, 340.0 feet to a point in the A. B. Jones Allotment Road; thence North 77° 11' East, 208.5 feet to the place of beginning and containing 1.50 acres, more or less, subject to all existing highways or roads that the State of Ohio may hereafter construct, or improve through the above property.

I have examined this lease and find that the same has been properly executed by the conservation commissioner pursuant to the statutory authority granted to