

cannot properly be read into sections 10990 G. C., 10991 G. C., or any of the succeeding sections of the subdivision.

There being in section 10989 G. C., standing alone, no description of the powers of the guardian appointed thereunder (except that such guardian shall be the guardian of the minor children of his ward, unless the court appoints some other person as their guardian), it is believed that both of your specific questions, to-wit,

(1) "Does the guardian (of an incompetent) have any control over the personal property?"

(2) "Can the court grant the guardian an order to sell real estate?"

should be answered in the negative.

Respectfully,
JOHN G. PRICE,
Attorney-General.

1923.

APPROVAL, LEASES OF WATER AT SUMMIT LAKE AND OHIO CANAL
LOCK 1, AKRON, OHIO.

COLUMBUS, OHIO, March 17, 1921.

HON. JOHN I. MILLER, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—I have your letter of March 8, 1921, enclosing for my approval, among others, the following leases, in triplicate:

	<i>Annual Rental.</i>
To The Firestone Tire & Rubber Co., Akron, Ohio, lease of water at Summit Lake-----	\$7,920 00
The Philadelphia Rubber Works Co., Akron, Ohio, lease of water taken from the Ohio Canal at Lock 1, Akron, Ohio-	4,500 00

I have carefully examined said leases, find them correct in form and legal, and am therefore returning the same with my approval endorsed thereon.

Respectfully,
JOHN G. PRICE,
Attorney-General.

1924.

APPROVAL, LEASES TO STATE LANDS AT DAYTON, GROVEPORT,
LOGAN AND NAPOLEON, OHIO.

COLUMBUS, OHIO, March 17, 1921.

HON. JOHN I. MILLER, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—I have your letter of March 8, 1921, enclosing for my approval, among others, the following leases, in triplicate:

	<i>Valuation.</i>
The Barney & Smith Car Co., Dayton, Ohio, lease of the berme bank of the Miami and Erie canal and Mad River feeder canal for a distance of 3,525 feet-----	\$3,000 00
C. A. Rager, Groveport, Ohio, lease of a small tract of the abandoned Ohio canal property in Groveport, Ohio, for garage purposes -----	1,000 00
The state highway department of Ohio, lease of a portion of the abandoned Hocking canal property in Logan, Ohio, for a garage, yard and storage purposes-----	600 00
Mrs. Alice Baker, Napoleon, Ohio, for a small tract of M. & E. canal property in Napoleon, Ohio, for a residence and orchard purpose -----	200 00

I have carefully examined said leases, find them correct in form and legal. and am therefore returning the same with my approval endorsed thereon.

Respectfully,
 JOHN G. PRICE,
Attorney-General.

1925.

APPROVAL, FINAL RESOLUTIONS FOR ROAD IMPROVEMENTS IN DARKE COUNTY, OHIO.

COLUMBUS, OHIO, March 18, 1921.

HON. LEON C. HERRICK, *State Highway Commissioner, Columbus, Ohio.*

1926.

ROADS AND HIGHWAYS—WHEN TRACT OF LAND NOT ACTUALLY ABUTTING ROADWAY IS NOT ASSESSABLE FOR ROAD IMPROVEMENT.

A tract of land not actually abutting a roadway improved under virtue of sections 3298-1 G. C. et seq., but being connected with such roadway by a private driveway or easement about 400 feet long, running across lands belonging to another than the owner of the tract first mentioned, is not abutting land subject to assessment as such for the improvement of the roadway.

COLUMBUS, OHIO, March 19, 1921.

HON. A. S. BEACH, *Prosecuting Attorney, Mansfield, Ohio.*

DEAR SIR:—Consideration has been given your several letters submitted in connection with your request for an opinion of this department in a situation which may be stated as follows:

The township trustees of a certain township in your county are proceeding to make an assessment for the improvement of a highway under the provisions of