

and the County of Summit covering the improvement of a portion of State Highway No. 16 in the City of Akron covering a distance of 2,840 lineal feet.

Finding said contract in proper legal form, I have accordingly endorsed my approval thereon and return the same herewith.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

2259.

APPROVAL, CONTRACT FOR HIGHWAY IMPROVEMENT IN THE CITY  
OF ZANESVILLE, MUSKINGUM COUNTY, OHIO.

COLUMBUS, OHIO, February 5, 1934.

HON. O. W. MERRELL, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—You have submitted a contract between the Director of Highways and the City of Zanesville covering the improvement of a portion of state Highway No. 1 in the City of Zanesville covering a distance of .566 mile.

Finding said contract in proper legal form, I have accordingly endorsed my approval thereon and return the same herewith.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

2260.

APPROVAL, TWO CERTAIN FORMS OF LICENSE AGREEMENT IN  
CONNECTION WITH PROPOSED CONSTRUCTION WORK ALONG  
THE SHORE LANDS OF LAKE ERIE.

COLUMBUS, OHIO, February 5, 1934.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of your recent communication submitting for my examination and approval two certain forms of license agreement to be signed by littoral owners of uplands on Lake Erie in connection with proposed construction work along the shore lands of Lake Erie for the purpose of preventing erosion of such lands. The forms submitted have been designated by you as forms A and B, respectively.

In view of the fact that in a letter to you under date of January 29, I discussed the fundamental requirements with respect to license agreements of this kind, I do not deem it necessary to extend the discussion with respect to the forms you have submitted. The form described by you as form B is eminently satisfactory and the same is recommended for use in securing the consents of property owners in connection with this erosion prevention project. With one exception, the form designated by you as form A is likewise satisfactory, although the same is not quite as comprehensive as the other form above referred to. Inasmuch as a license of this kind is in its nature a personal matter not subject

to assignment to the person to whom the same is granted, the words "and assigns", found in form A, do not, in my opinion, have a proper place in an agreement of this kind. If this form is used at all these words should be eliminated.

I am herewith returning to you the forms submitted.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

2261.

APPROVAL, LEASE TO RESERVOIR LAND IN LOGAN COUNTY, OHIO,  
FOR RIGHT TO OCCUPY AND USE FOR COTTAGE SITE PURPOSES  
—G. W. FURROW.

COLUMBUS, OHIO, February 6, 1934.

HON. EARL H. HANEFELD, *Director 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 of the division of conservation in your department, submitting for my examination and approval a certain reservoir land lease in triplicate executed by the conservation commissioner to one G. W. Furrow. By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of thirty-six dollars payable semi-annually, there is leased and demised to the lessee above named the right to occupy and use for cottage site purposes that portion of the State Reservoir property in the southwest quarter of section 36, town 6 south, range 8 east, Logan County, Ohio, which is described as follows:

Beginning at an iron pin in the easterly berme embankment of State Highway No. 32; said iron pin being the southwesterly corner of a lease granted to Peter Schlegel under date of August 8, 1921; thence South  $11^{\circ} 54'$  East, 230.0 feet along said highway to the true place of beginning; thence North  $82^{\circ} 49'$  West, 150.6 feet to a point; thence South  $4^{\circ} 14'$  East, 90.8 feet to a point; thence South  $80^{\circ} 08'$  West, 138.3 feet to the easterly side of said Highway No. 32; thence North  $11^{\circ} 54'$  West, 97.6 feet to the place of beginning and containing .33 of an acre, more or less, subject, however, to all existing highways or highways that may hereafter be built.

Upon examination of this lease, I find that the same has been properly executed by the conservation commissioner and G. W. Furrow, the lessee therein named. I also find, upon a consideration of the provisions of this lease and of the conditions and restrictions therein contained, that the same are in conformity with section 471 and other sections of the General Code relating to leases of this kind.

I am accordingly 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 I am herewith returning.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*