

is for a term of fifteen years and provides for an annual rental of \$84.00, is for permission to use and occupy for cottage site and docklanding purposes only, that portion of the State property in the south-half of Section 36, Township 6 South, Range 8 East, Logan County, Ohio, that is bounded and described as follows: Commencing at a point in the westerly line of Warren Avenue in the allotment of lands laid out by Clayton Cain, near Russells Point, Ohio, that is the northeast corner of Lot No. 102 of said Cain's allotment and running thence northeasterly along the westerly line of Warren Avenue, produced, 174 feet to a point in the top water line of Indian Lake; thence westerly along said waterfront, 110 feet; thence southwesterly, 174 feet, more or less, to the northwest corner of Lot No. 102; thence easterly along the northerly lot line of No. 102, 95 feet, to the place of beginning. Also the privilege of maintaining the present boat slip on the westerly side of the above described tract; also the privilege of constructing and maintaining a garage building upon the rear of the tract herein leased for her own personal use and for the use of the occupants of cottages erected thereon.

Upon examination of the leases hereinabove referred to, I find that both of the same have been properly executed by you as Conservation Commissioner and by the lessees therein named.

I further find, upon examination of the provisions of these leases and of the conditions and restrictions therein contained, that the same are in conformity with Section 471, General Code, under the authority of which these leases are executed, and with other statutory enactments relating to leases of this kind.

I am accordingly approving these leases, as to legality and form, as is evidenced by my approval endorsed upon the leases and upon the duplicate and triplicate copies thereof, all of which are herewith inclosed.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

945.

LEASE—RESERVOIR LAND, STATE WITH JAMES A. COLESCOTT, WILLIAM R. CONSTANS AND GRACE M. CONSTANS, DESIGNATED LAND, BUCKEYE LAKE, FAIRFIELD COUNTY.

COLUMBUS, OHIO, July 27, 1939.

HON. D. G. WATERS, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval two reservoir land leases executed by the State of Ohio, through you as Conservation Commissioner to James A. Colescott, and William R. Con-

stans and Grace M. Constans, by which there were leased and demised to the lessees therein named parcels of reservoir lands owned by the State at Buckeye Lake, Ohio.

The lease executed to James A. Colecott of Columbus, Ohio, which lease is for a term of fifteen years and provides for an annual rental of \$59.16, is for permission to occupy and use for cottage site and docklanding purposes only, that portion of the inner slope and waterfront and the outer slope and borrow pits adjacent thereto, of the westerly embankment of Buckeye Lake, that is included in embankment lot No. 2, south of Lakeside, as laid out by the Ohio Canal Commission in 1905, and being part of the northwest quarter of the southwest quarter of Section 22, Township 17, Range 18, Fairfield County, Ohio; said lot has a frontage of one hundred (100') feet measured along the top of the outer slope of the reservoir embankment.

The lease executed to William R. Constans and Grace M. Constans of Columbus, Ohio, which lease is for a term of fifteen years and provides for an annual rental of \$45.00, is for permission to occupy and use for cottage site and docklanding purposes only, that portion of the inner slope and waterfront and the outer slope and borrow pit adjacent thereto of the westerly embankment of Buckeye Lake, that is included in embankment lot No. 31, south of Lakeside, as laid out by the Ohio Canal Commission in 1905, and being the same lot that was leased by the State of Ohio to L. M. Murphy of Columbus, Ohio, by lease dated October 13, 1908, and being part of Section 28, Town 17, Range 18, Fairfield County, Ohio. Said lot has a frontage of one hundred (100') feet, measured along the top of the outer slope of the reservoir embankment.

Upon examination of the leases hereinabove referred to, I find that both of the same have been properly executed by you as Conservation Commissioner and by the lessees therein named.

I further find, upon examination of the provisions of these leases and of the conditions and restrictions therein contained, that the same are in conformity with Section 471, General Code, under the authority of which these leases are executed, and with other statutory enactments relating to leases of this kind.

I am accordingly approving these leases, as to legality and form, as is evidenced by my approval endorsed upon the leases and upon the duplicate and triplicate copies thereof, all of which are herewith inclosed.

Respectfully,

THOMAS J. HERBERT,
Attorney General.