

participate in government in a democracy; third, it is the science and art of government and as such is the super-profession.

I am of the opinion that members of a city board of health are engaged in politics, for the reason that the city board of health is an executive body and exercises administrative and discretionary functions for the hygienic welfare of the inhabitants of the city.

Considering the word "politics" in its more restricted sense as having to do with political party activities, the question arises as to whether or not a member of the city board of health appointed by the mayor, who is an elected officer, is engaged in carrying on and administering the policies of the party of which the appointing officer is a member. Whether or not in the particular instance, the mayor may have been elected upon the platform of a political party or upon his own independent platform would not alter the situation if his appointees are in harmony with the policies, opinions or principles of government for which he stands. Certainly, a public official who has been elected to office to perform the duties of his office in accordance with certain policies and principles of government, is going to make appointments with a view of fulfilling his obligations to the electors in an endeavor to carry out the policies and principles of his platform, particularly when appointing such an executive and administrative officer as a member of the city board of health. An appointed officer in carrying out and putting into practice for an elected officer as his appointee, certain governmental principles, theories of government, or policies, is probably rendering just as definite a service to those principles, theories or policies of such elected officer as he would be if actively campaigning on their behalf prior to election. If the elected officer is affiliated with a political party, his principles, theories or policies are those of the party and constitute the platform of such political party. If the elected officer has been elected on an independent ticket, the principles, policies and theories of government for which he stands are nevertheless his platform and he should bear the same position with respect to his platform as an elected officer with party affiliations bears to the political party.

It is my view that any man is in politics who is appointed by any official administering government, and surely one who is elected by the people. It would, therefore, appear that a member of the city board of health appointed by the mayor, in performing the duties of his office is doing a great deal more in the way of political activity than merely voting as he pleases and expressing his political opinions.

In view of the foregoing, I am of the opinion that a member of the city police department who is in the classified civil service may not legally hold the office of a member of the city board of health at the same time, without violating the provisions of Section 486-23, General Code.

Respectfully,

GILBERT BETTMAN,
Attorney General.

545.

APPROVAL, LEASE TO LAND IN GREENE COUNTY FOR USE OF
DAYTON STATE HOSPITAL.

COLUMBUS, OHIO, June 20, 1929.

HON. H. H. GRISWOLD, *Director of Public Welfare, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your communication of recent date,

submitting for my examination and approval a certain corrected lease in triplicate, executed by one George Mullin, leasing to you as Director of the Department of Public Welfare, for the use of the Dayton State Hospital, a certain tract of 25.15 acres of land in Greene County, adjoining the Montgomery County line.

This lease, which is one for the pasturage season commencing May 15, 1929 and which is for a rental of \$125.00, was submitted for my examination and approval some time ago. On the first submission of said lease, the same was disapproved solely for the reason that there was not contained therein a sufficient description of the property leased. This objection has been corrected by inserting in the corrected lease a full and complete description of the property covered thereby, and said lease is accordingly hereby approved as is evidenced by my approval endorsed upon said lease and the duplicate and triplicate copies thereof.

Respectfully,
GILBERT BETTMAN,
Attorney General.

546.

APPROVAL, LEASE TO LAND IN GREENE COUNTY FOR USE OF
DAYTON STATE HOSPITAL.

COLUMBUS, OHIO, June 20, 1929.

HON. H. H. GRISWOLD, *Director of Public Welfare, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your communication of recent date, submitting for my examination and approval a certain corrected lease in triplicate executed by one Mrs. A. V. Dickerson, by which there is leased to you as Director of the Department of Public Welfare, for the use of the Dayton State Hospital, a certain tract of 44.5 acres of land in Greene County, adjoining the Montgomery County line. This lease, which is one for a term of one year beginning April 1, 1929, and calling for an annual rental of one-half of the crops to be raised by your department on said tract of land, was submitted to this department for approval some time ago and at that time disapproved solely for the reason that said lease did not contain an adequate description of the land intended to be leased. This objection has been corrected by inserting in the new lease a full and complete description of the land covered by the lease. The same is therefore hereby approved as is evidenced by my approval endorsed upon said corrected lease and the duplicate and triplicate copies thereof.

Respectfully,
GILBERT BETTMAN,
Attorney General.

547.

APPROVAL, LEASE TO LAND ALONG LAKE ST. MARYS, MERCER
COUNTY, TO THE CELINA & MERCER COUNTY TELEPHONE COM-
PANY, CELINA, OHIO.

COLUMBUS, OHIO, June 20, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your communication of recent date