

edness created or incurred by a township which does not fall within one of the exceptions therein set forth shall be incurred unless authorized by the vote of the electors. The situation which you present in your letter is one whereby three-elevenths of the costs of the road improvement is to be borne by the township and paid for by tax levies. This does not come under one of the exceptions set forth in Section 2293-17, and therefore, such indebtedness may not be incurred unless authorized by the vote of the electors.

In view of the foregoing and in view of the opinion of my predecessor cited above, in which I concur, I am of the opinion that a board of township trustees may not issue bonds to pay the township's portion of the cost of constructing township roads without a vote of the electors as provided in Section 2293-17, General Code.

Respectfully,

GILBERT BETTMAN,
Attorney General.

150.

APPROVAL, LEASE TO OHIO CANAL LAND IN PIKE COUNTY, OHIO.

COLUMBUS, OHIO, March 5, 1929.

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

DEAR SIR:—You have submitted for my examination and approval a certain lease in triplicate executed by the State of Ohio, through you as Superintendent of Public Works and Director thereof, leasing and demising to one Walter L. George of Omega, Ohio, a certain parcel or tract of Ohio Canal property located in the village of Omega, Jackson Township, Pike County, Ohio, which parcel of land is more particularly described in said lease.

An examination of the lease in question shows that the same is in conformity with the provisions of Section 13966, General Code, providing generally with respect to the leasing of canal lands, with Sections 14203-12, et seq., General Code, relating to the release of the abandoned portions of the Ohio Canal, and with other provisions of the General Code relating to the leasing of lands owned by the State of Ohio.

Said lease is therefore approved and my approval is herewith endorsed on said lease and the copies thereof, which are herewith returned.

Respectfully,

GILBERT BETTMAN,
Attorney General.

151.

APPROVAL, LEASE TO LAND IN PERRY TOWNSHIP, STARK COUNTY, OHIO, FOR USE OF THE MASSILLON STATE HOSPITAL.

COLUMBUS, OHIO, March 5, 1929.

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

DEAR SIR:—You have submitted for my examination and approval a lease executed by one W. F. Miller, of Massillon, Ohio, by which he leases and demises to the De-

partment of Public Welfare, for the use of the Massillon State Hospital, a certain tract of 272 acres of land situated in Perry Township, Stark County, Ohio, which lands are more particularly described in said lease. The lease here in question is one for the term of one year extending from April 1, 1929, to and including March 31, 1930. The rent to be paid by your department for said lease of land is one-half of all the crops raised upon said premises. This provision as to the rent under said lease obviates the necessity for an appropriation by the Legislature for this purpose and likewise obviates the necessity of any action on the part of the Director of Finance with respect to the certificate provided for by Section 2288-2, General Code.

In this lease, as in other leases taken by your department, it would have been better if the lease had been made to you as Director of the Department of Public Welfare as the named grantee therein instead of to the Director of Public Welfare. However, inasmuch as said lease is signed by you in your official capacity as Director of the Department of Public Welfare, I am inclined to the view that said lease is substantially in proper form so far as this question is concerned.

Finding said lease to be otherwise in proper form and within the authority conferred upon you by Section 1848, General Code, the same is herewith approved.

It is recited in said lease that the same is made in triplicate but only one copy of said lease has been submitted to me. I have endorsed my approval on this copy; and herewith return the same to you.

Respectfully,
GILBERT BETTMAN,
Attorney General.

152.

APPROVAL, BONDS OF FOSTORIA CITY SCHOOL DISTRICT, SENECA COUNTY—\$19,500.00.

COLUMBUS, OHIO, March 5, 1929.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

153.

APPROVAL, LEASE TO INDIAN LAKE LAND.

COLUMBUS, OHIO, March 6, 1929.

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

DEAR SIR:—You have submitted for my examination and approval a certain lease executed by the State of Ohio, through you as Superintendent of Public Works and as director thereof, by which there is leased and demised to the S. L. Wilgus Company a parcel of state land adjacent to Indian Lake at Russell's Point, which parcel