

3279.

APPROVAL, BONDS OF ROUNDHEAD RURAL SCHOOL DISTRICT,
HARDIN COUNTY, OHIO—\$2,203.01.

COLUMBUS, OHIO, October 4, 1934.

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

3280.

APPROVAL, BONDS OF CITY OF CLEVELAND, CUYAHOGA COUNTY,
OHIO—\$60,000.00.

COLUMBUS, OHIO, October 4, 1934.

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

3281.

APPROVAL, BONDS OF ELYRIA CITY SCHOOL DISTRICT, LORAIN
COUNTY, OHIO—\$5,000.00.

COLUMBUS, OHIO, October 4, 1934.

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

3282.

APPROVAL, BONDS OF JACKSON TOWNSHIP RURAL SCHOOL DIS-
TRICT, SANDUSKY COUNTY, OHIO—\$1,650.00.

COLUMBUS, OHIO, October 4, 1934.

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

3283.

APPROVAL, CONTRACT FOR ROAD IMPROVEMENT IN RICHLAND
COUNTY, OHIO.

COLUMBUS, OHIO, October 5, 1934.

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

DEAR SIR:—You have submitted for my approval the following contract:

County—Richland
City—Shelby

State Highway—No. 436
Section—Shelby (Bridge)

Finding said contract correct as to form and legality, I have accordingly endorsed my approval thereon and return the same herewith.

Respectfully,

JOHN W. BRICKER,
Attorney General.

3284.

AGRICULTURAL EXPERIMENT STATION—APPROVAL OF LEASE
UPON GROSSJEAN PROPERTY TO OBTAIN WATER SUPPLY.

COLUMBUS, OHIO, October 6, 1934.

HON. CARL E. STEEB, *Secretary, Ohio Agricultural Experiment Station, Columbus, Ohio.*

DEAR SIR:—Recently this office was advised of the intention of the Ohio Agricultural Experiment Station to take a lease upon a seventy-acre tract of land owned by one Grossjean, located a half mile or more from the institution grounds, for the purpose, among others, of obtaining therefrom a supply of water for the use of the institution and the lands now owned by it. As I am advised the institution expects to obtain this water to the amount of two hundred minute gallons by sinking a shaft or a well on the Grossjean lands thereby forming a spring or a pool from which the water will be pumped through a pipe to be laid in the Grossjean lands and in contiguous lands now held under lease by the institution, into one of the reservoirs now on the institution grounds.

With respect to this project, my views are requested as to whether, in obtaining this supply of water in the manner above indicated, the Ohio Agricultural Experiment Station, as such lessee, or Mr. Grossjean, the owner of the land, will incur any liability by reason of the fact that the taking of this water by the institution in the manner above indicated may deprive an adjoining property owner of the use of water which might otherwise find its way to his lands. The determination of this question, quite obviously, depends upon the facts as to the manner in which the subterranean water in the Grossjean lands flows and moves in and under such lands, and therefrom on and into the lands of such adjoining owner. From the facts disclosed, it appears that the Grossjean lands are separated from the lands of the adjoining property owner to the north by an unimproved public road running in an easterly and westerly direction along the north side of the Grossjean lands and along the south side of the lands of such adjoining owner. For a considerable distance the surface of this road is some four or five feet lower than the surface of adjoining Grossjean lands and is considerably above the elevation of that part of the lands of the adjoining owner which are contiguous to the roadway. At a number of points along this road and on the south side thereof small veins of water ooze through the banks of the Grossjean lands and accumulating flow as a small rivulet along the south side of the road. At other points along this stretch of road water from the Grossjean lands which has percolated through the ground under the road emerges in small veins and accumulating flows westerly as a small rivulet or water course along the side of the