

lease now held by the lessee above named, I find that the new lease has been properly executed by you as Conservation Commissioner and by E. J. Holtzberry, the lessee, therein named. I further find upon examination of the provisions of this lease and the conditions and restrictions therein named, that the same are in conformity with Section 471 and other sections of the General Code of Ohio relating to leases of this kind.

I am accordingly approving this lease and have endorsed my approval upon the original lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.

6008.

APPROVAL—CANAL LAND LEASE TO LAND IN WASHINGTON TOWNSHIP, SHELBY COUNTY, OHIO—W. E. WHIPP, SIDNEY, OHIO.

COLUMBUS, OHIO, August 27, 1936.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submit to me a canal land lease, in triplicate, executed by you to one W. E. Whipp of Sidney, Ohio.

This lease is one for a term of fifteen years, and provides for an annual rental of \$30.00, and by its terms, leases and demises to the lessee above named, for private game conservation and recreational purposes, that portion of the abandoned Miami and Erie Canal property known as the Sidney Feeder Canal, located in Washington Township, Shelby County, Ohio, and described as follows:

Beginning at the center line of the county road, now or formerly known as the "Infirmity Road" and running thence northeasterly with the lines of said canal property eighty-one hundred and eighty-six (8186') feet, more or less, as measured along the transit line of the W. H. Gaffney Survey of said canal property to the center line of the road crossing said canal property through the Bakers Run Culvert, and containing twenty-six (26) acres, more or less, including also the wide waters adjacent to said canal property and known as "Wise's Pond."

Upon examination of this lease, which is one executed by you under the authority of the DeArmond Act, 114 O. L., 546, 552, I find that the lease has been properly executed by you, as Superintendent of Public Works and as Director of said Department, and by W. E. Whipp, the lessee, therein named.

Upon examination of the terms of provisions of this lease, and of the conditions and descriptions therein contained, I find that the same are in conformity with the above noted act of the General Assembly, and with other statutory provisions relating to leases of state land.

Assuming, as I do, that no part of the above described tract of land covered by this lease has been designated by the Director of Highways for highway purposes under the authority conferred upon this official to this end, by the DeArmond Act, above referred to, and, assuming further that no municipal corporation or other political subdivision has made application for the lease of this tract of land, or of any part thereof, for park purposes, under the authority conferred upon such political subdivision by the DeArmond Act and by the Farnsworth Act, 114 O. L., 518, this lease is hereby approved by me as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,

JOHN W. BRICKER,
Attorney General.

6009.

RABIES—BOARD OF HEALTH MAY DECLARE QUARANTINE
OF ALL DOGS—IMMATERIAL WHETHER DOGS HAVE
BEEN IMMUNIZED AGAINST RABIES.

SYLLABUS:

A board of health may, under the provisions of Section 5652-16. General Code, declare a quarantine of all dogs within the territory under its jurisdiction or part thereof, regardless of whether or not the dogs have been immunized against rabies, whenever in its judgment rabies shall be declared to be prevalent and such step is deemed necessary for the prevention or restriction of disease.

COLUMBUS, OHIO, August 28, 1936.

HON. WALTER H. HARTUNG, *Director of Health. Columbus, Ohio.*

DEAR SIR: This will acknowledge receipt of your recent communication for my opinion which reads as follows: