

3512.

APPROVAL, LEASE TO LAND IN CARLISLE TOWNSHIP, LORAIN COUNTY, OHIO, FOR GAME REFUGE PURPOSES.

COLUMBUS, OHIO, August 18, 1931.

HON. JOHN W. THOMPSON, *Commissioner, Division of Conservation, Columbus, Ohio.*

DEAR SIR:—You have submitted Lease wherein the Sisters of Charity of St. Augustine, Inc. grant two hundred and fifty seven acres of land, situated in the township of Carlisle, county of Lorain to the State of Ohio for state game refuge purposes. Said lease is for a term of five years.

Finding said lease executed in proper legal form, I have accordingly endorsed my approval thereon, and return the same herewith.

Respectfully,

GILBERT BETTMAN,  
*Attorney General.*

3513.

OFFICES INCOMPATIBLE—CLERK OF COUNTY COMMISSIONERS AND BOOKKEEPER OF COUNTY MEMORIAL HOSPITAL.

*SYLLABUS:*

*The clerk of the board of Lake County Commissioners appointed under the resolution of the county commissioners, by virtue of authority of section 2409, General Code, may not act as bookkeeper at the Lake County Memorial Hospital while serving as clerk.*

COLUMBUS, OHIO, August 20, 1931.

HON. J. FRANK POLLOCK, *Prosecuting Attorney, Painesville, Ohio.*

DEAR SIR:—Your recent communication reads as follows:

“Under the provisions of Section 2409 of the General Code, the County Commissioners some years ago passed a resolution that it was necessary for the Clerk of the Board of County Commissioners to devote his entire time to the discharge of the duties of that office, and following this resolution appointed a clerk to devote his entire time to the office. It now seem desirable to have him act as bookkeeper for the Lake County Memorial Hospital, which is a county institution. May the same person hold both positions, if it is possible to properly discharge the duties of both offices?”

Section 2409, General Code, to which you refer in your communication, provides as follows:

“If such board finds it necessary for the clerk to devote his entire time to the discharge of the duties of such position, it may appoint a clerk in place of the county auditor and such necessary assistants to such clerk as the board deems necessary. Such clerk shall perform the duties required by law and by the board.”