

the teacher and placed in an activities fund from which fund the teacher is to purchase paper and materials for the use of the contributing pupils in the manual arts department.

5. A board of education is not authorized to purchase paper and pencils for the pupils in the manual arts department and appoint the manual arts teacher as an agent of the board, to sell such paper and pencils to the pupils, collect therefor, and return the money to the board of education.

6. A board of education is not authorized to set up a revolving petty cash fund, to take care of the purchase of incidental material that may be needed in carrying on the work in the manual arts and science classes.

7. The pupils in an elementary school have a right to agree among themselves to contribute a certain amount of money which is to be placed in a common fund in the custody of the superintendent, and the money from such fund is to be expended by the principals of the school for the purchase of materials for the building that are not supplied by the board of education and for class work and for supplies for indigent pupils, assembly talent, library books, pictures, film rentals, playground equipment, spelling prizes, etc.

Respectfully,

HERBERT S. DUFFY,

Attorney General.

3547.

APPROVAL, NOTES, CITY OF AKRON, SUMMIT COUNTY,
OHIO, \$50,000.00, DATED SEPTEMBER 1, 1938.

COLUMBUS, OHIO, January 9, 1939.

The Industrial Commission of Ohio, Columbus, Ohio.

GENTLEMEN :

RE: Notes of City of Akron, Summit County, Ohio,
\$50,000.00.

I have examined the transcript of proceedings relative to the above notes purchased by you. These notes comprise part of an issue of poor relief notes in the aggregate amount of \$135,000.00, dated September 1, 1938, bearing interest at the rate of 3½% per annum.

From this examination, in the light of the law under authority of which these notes have been authorized, I am of the opinion that notes issued under these proceedings constitute valid and legal obligations of said city.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

3548.

APPROVAL, LEASE, RESERVOIR LAND, STATE OF OHIO, THROUGH CONSERVATION COMMISSIONER, TO THE OHIO POWER COMPANY, NEWARK, OHIO, PERMIT TO OCCUPY AND USE FOR POLE LINE, TRANSMISSION OF ELECTRIC POWER, DESIGNATED PROPERTY, BUCKEYE LAKE, FAIRFIELD COUNTY, OHIO, ANNUAL RENTAL, \$1.00.

COLUMBUS, OHIO, January 9, 1939.

HON. L. WOODDELL, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval a certain reservoir land lease in triplicate, executed by the State of Ohio, through you as Conservation Commissioner to The Ohio Power Company of Newark, Ohio.

By this lease, which is one for a term of fifteen years and which provides for an annual rental of \$1.00, there is leased and demised to the lessee above named, permission to occupy and use for pole line for the transmission of electric power purposes only, over the following described route upon State property. Beginning at a point in the southerly property line at Station 1676+40 of Rowe's survey of Buckeye Lake—said point also being near the intersection of the southerly line of the Summerland Beach road and the easterly line of Fifth Avenue of the village of Millersport; thence northwesterly and northerly over the State property, 390 feet, more or less, to a point in the "Middle Fork," that is 60 feet northeasterly from Station 1681 53 of said Rowe's survey—all being in the southeast quarter of the southeast quarter of Section 28, Town 17, Range 18, Walnut Township, Fairfield County, Ohio.

Upon examination of this lease, I find that the same has been properly executed by you as Conservation Commissioner and by said lessee. I further find, upon consideration of the provisions of this lease and of