

995.

LEASE—RESERVOIR LAND, STATE WITH W. J. TEMPLE
DESIGNATED PORTION, BUCKEYE LAKE, FAIRFIELD
COUNTY.

COLUMBUS, OHIO, August 4, 1939.

HON. D. G. WATERS, *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 W. J. Temple of Buckeye Lake, Ohio.

By this lease, which is one for a term of fifteen years and which provides for an annual rental of \$34.80, there is leased and demised to the lessees above named permission to occupy and use for cottage site and docklanding purposes only, the outer slope and borrow pit adjacent thereto of the northerly embankment of Buckeye Lake that is included in embankment Lot No. 32, west of the waste-way, as laid out by the Ohio Canal Commission in 1905, and being part of the northwest quarter of Section 23, Township 17, Range 18, Fairfield County, Ohio, and being the same property leased to D. C. Saviers under date of February 9th, 1909, and having been transferred to the grantee herein, under date of September 13th, 1921. I note that the lease recites that said lot has a frontage of "forty (42') feet". Thus, there is a mistake in the recital of the amount of frontage.

With the exception of the mistake herein noted, 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 the conditions and restrictions therein contained, that the same are in conformity with Section 471, General Code, under the authority of which this lease is executed, and with other statutory enactments relating to leases of this kind.

I am accordingly approving this lease as to legality and form, subject to the correction of the error hereinbefore mentioned, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

THOMAS J. HERBERT,
Attorney General.