

3782.

APPROVAL, AGREEMENT BETWEEN TOLEDO TERMINAL RAILROAD COMPANY AND STATE OF OHIO FOR RECONSTRUCTION OF SUBWAY AT TOLEDO, OHIO.

COLUMBUS, OHIO, January 9, 1935.

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

DEAR SIR:—You have submitted for my examination an agreement between the Toledo Terminal Railroad Company and the State of Ohio, covering the reconstruction of subway on S. H. 697, Canal Boulevard, Toledo, Ohio.

After examination, it is my opinion that the proposed agreement is in proper legal form and when properly executed by both parties, will constitute a binding contract. Said agreement is returned herewith.

Respectfully,

JOHN W. BRICKER,
Attorney General.

3783.

APPROVAL, RESERVOIR LAND LEASE TO LAND IN FAIRFIELD COUNTY, OHIO, FOR THE RIGHT TO OCCUPY AND USE FOR COTTAGE SITE AND DOCKLANDING PURPOSES—L. N. TURNER.

COLUMBUS, OHIO, January 11, 1935.

HON. EARL H. HANEFELD, *Director, Department of Agriculture, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of a recent communication over the signature of the Chief of the Bureau of Inland Lakes and Parks with which you submit for my examination and approval a certain reservoir land lease in triplicate executed by the Conservation Commissioner under the authority conferred upon him by Section 471, General Code, as said section is amended in the Conservancy Act, to one L. H. Turner of Millersport, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of Twenty-four Dollars (\$24.00), payable in semi-annual installments, there is leased and demized to the lessee above named the right to occupy and use for cottage site and docklanding purposes the following reservoir property at Buckeye Lake, the same being in the Southeast Quarter of Section 28, Town 17, Range 18, Fairfield County, Ohio, and being that portion of the westerly part of Lot No. 7, north of the Summerland Beach Road, that is described as follows:

Commencing at an iron pin in the northerly line of the Summerland Beach Road that is 58 feet west of an iron pin that marks the southeast corner of Lot No. 7, also the southwest corner of the Millersport Bank Company's lease, and running northwesterly along the northerly line of the Summerland Beach Road, 66 feet, more or less, to the southeasterly corner of a lease owned by C. P. Kircher; thence northeasterly, 79 feet

to the corner of the concrete wall; thence easterly along the said concrete wall, 50.4 feet to a mark on said wall; thence southerly, 61 feet to the place of beginning.

Upon examination of this lease I find that the same has been properly executed by the Conservation Commissioner and by L. N. Turner, the lessee therein named. I also find, upon examination of the provisions of this lease and of the conditions and restrictions therein contained, that the same are in conformity with the provisions of Section 471, General Code, and of other statutory enactments relating to leases of this kind. I am accordingly approving this lease as to legality and form, 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,

JOHN W. BRICKER,
Attorney General.

3784.

APPROVAL, LEASE TO LAND IN PAULDING COUNTY, OHIO, FOR
STATE GAME AND BIRD REFUGE—HARRY AND ELLEN SNOOK.

COLUMBUS, OHIO, January 11, 1935.

HON. WILLIAM H. REINHART, *Commissioner, Division of Conservation,*
Columbus, Ohio.

DEAR SIR:—You have submitted for my examination and approval a certain lease No. 2260, executed by Harry and Ellen Snook of Carryall Township, Paulding County, Ohio, to the state of Ohio, on a parcel of land in said township and county, as described in said lease, containing 128.17 acres of land. By this lease, which is one for a term of five (5) years, this land is leased and demised to the state solely for state game refuge purposes; and it is noted in this connection that acting under the provisions of section 1435-1 and other related sections of the General Code, the Conservation Council, acting through you as Conservation Commissioner, has set this property aside as a state game and bird refuge during the term of said lease.

Upon examination of this lease, I find that the same has been properly executed and acknowledged by said lessors and by the Conservation Council acting on behalf of the state through you as Commissioner.

I am accordingly approving this lease as to legality and form as is evidenced by my approval endorsed upon the lease and upon the duplicate copy thereof, both of which are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.