936 OPINIONS

744.

LEASE—STATE GAME REFUGE, TO STATE BY G. A. REUTER, LAND, RECOVERY TOWNSHIP, MERCER COUNTY.

COLUMBUS, OHIO, June 10, 1939.

HON. D. G. WATERS, Conservation Commissioner, Columbus, Ohio.

DEAR SIR: You have submitted for my examination and approval a certain lease executed by G. A. Reuter to the State of Ohio, on a percel of land in Recovery Township, Mercer County, Ohio, containing 300 acres of land, as described in said lease. 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 1430-1 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 lessor 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,

THOMAS J. HERBERT,

Attorney General.

745.

BOARD OF ELECTIONS—SECTION 4785-90 G. C. PROVIDES METHOD FOR NOMINATIONS OF CANDIDATES FOR ELECTIVE OFFICES—TOWNSHIP—MUNICIPALITY—POPULATION—LESS THAN TWO THOUSAND—PETITION—DIRECT PRIMARY.

## SYLLABUS:

Under the provisions of section 4785-90, General Code, nominations of candidates for all electives offices in any township and for all elective offices in a municipality which has according to the next preceding federal census a population of less than two thousand, shall be made by petition unless the electors of the township or of such municipality petition the board of elections for a direct primary, in the manner set forth in said section.