

968.

BONDS—CUYAHOGA COUNTY, \$9,000.00.

COLUMBUS, OHIO, August 1, 1939.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

GENTLEMEN :

RE: Bonds of Cuyahoga County, Ohio, \$9,000. (Limited).

The above purchase of bonds appears to be part of one or more of three issues of refunding bonds of the above county in the aggregate amounts of \$735,000, 760,000 and \$2,740,000, respectively, dated October 1, 1938. The transcript relative to these issues was approved by this office in an opinion rendered to your Board under date of October 8, 1938, being Opinion No. 3056.

It is accordingly my opinion that these bonds constitute valid and legal obligations of said county.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

969.

LEASES—RESERVOIR LAND, STATE WITH PAUL L. GILMORE AND HERBERT F. SMETZ, AND TO HERBERT F. SMETZ, DESIGNATED PORTIONS BUCKEYE LAKE, FAIRFIELD COUNTY.

COLUMBUS, OHIO, August 1, 1939.

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

DEAR SIR: You have submitted for my examination and approval two reservoir land leases executed by the State of Ohio, through you as Conservation Commissioner to Paul L. Gilmore and Herbert F. Smetz, by which there were leased and demised to the lessees therein named parcels of reservoir lands owned by the State at Buckeye Lake, Ohio.

The lease executed to Paul L. Gilmore of Columbus, Ohio, which lease is for a term of fifteen years and provides for an annual rental of \$49.62, is for permission to occupy and use for cottage site and docklanding purposes only, the inner slope and waterfront and the outer slope and borrow pits in the rear thereof that is included in embankment lot No. 49, south of Lakeside as laid out on the west bank of Buckeye Lake by the Ohio Canal Commission in 1905, and being part of the Northeast

Quarter of Section 28, Township 17, Range 18, Fairfield County, Ohio, and being a renewal of a lease for said lot No. 49, as granted to W. B. Christy under date of December 8, 1908, and by him transferred to the grantee herein under date of March 14, 1911.

The lease executed to Herbert F. Smetz, Columbus, Ohio, which lease is for a term of fifteen years and provides for an annual rental of \$29.38, is for permission to occupy and use for cottage site and dock-landing purposes only, the inner slope and borrow pit that is included in the south-half of embankment lot No. 46, south of Lakeside, of the westerly embankment of Buckeye Lake, as laid out by the Ohio Canal Commission in 1905, and being part of the Northeast Quarter of Section 28, Township 17, Range 18, Fairfield County, Ohio. And being a renewal of a lease for the above described property granted to Thomas Hayes, under date of February 9, 1909, and by him transferred to Watson & Rider, under date of July 18, 1909, and by Watson & Rider to John Schmitt, under date of April 12, 1910, and by him to Joseph J. Eyerman, under date of November 19, 1920.

Upon examination of the leases hereinabove referred to, I find that both of the same have been properly executed by you as Conservation Commissioner and by the lessees therein named.

I further find, upon examination of the provisions of these leases and of the conditions and restrictions therein contained, that the same are in conformity with Section 471, General Code, under the authority of which these leases are executed, and with other statutory enactments relating to leases of this kind.

I am accordingly approving these leases, as to legality and form, as is evidenced by my approval endorsed upon the leases and upon the duplicate and triplicate copies thereof, all of which are herewith inclosed.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

970.

BONDS—CITY OF AKRON, SUMMIT COUNTY, \$24,000.00.

COLUMBUS, OHIO, August 1, 1939.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

GENTLEMEN:

RE: Bonds of the City of Akron, Summit County, Ohio,
\$24,000 (Unlimited).

The above purchase of bonds appears to be part of a \$1,000,000 issue of waterworks bonds of the above city dated September 1, 1917. The