

a certificate from the Industrial Commission. I have noted my approval on the contract and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
 GILBERT BETTMAN,
Attorney General.

2243.

APPROVAL, LEASE FOR RIGHT TO USE FOR PRIVATE DOCK-LANDING
 AND WALKWAY PURPOSES, CERTAIN LAND OF BUCKEYE LAKE
 AT THORNPORT, OHIO—ROY HAMMER.

COLUMBUS, OHIO, August 19, 1930.

HON. PERRY L. GREEN, *Director of Agriculture, Columbus, Ohio.*

DEAR SIR:—There has been submitted for my examination and approval a certain lease in triplicate executed by the State of Ohio through the Conservation Commissioner by which there is leased and demised to one Roy Hammer of Thornville, Ohio, for a term of fifteen years, the right to use and occupy for private dock-landing and walkway purposes that portion of the water front and state land in the rear thereof, of Buckeye Lake at Thornport, Ohio, in the southeast quarter of Section 4, Township 18, Range 17, Perry County, Ohio, and the berme bank and water front of said lake that is included in Lot No. 12, as shown on the recorded plat of the village of Thornport.

The lease here in question, which is one executed by the Conservation Commissioner under the authority of Section 471 of the General Code as amended by the conservation act passed by the 88th General Assembly, calls for an annual rental of six per cent upon the appraised value of the parcel of land covered by the lease.

Upon examination of the provisions of this lease I find that the same is in conformity with the provisions of the section of the General Code above noted and with other statutory provisions relating to leases of this kind. Said lease is accordingly approved by me as to legality and form as is evidenced by my authorized signature upon said lease and upon the duplicate and triplicate copies thereof.

Respectfully,
 GILBERT BETTMAN,
Attorney General.

2244.

APPROVAL, LEASE TO CERTAIN PARCEL OF RESERVOIR LAND AT
 LAKE LORAMIE, SHELBY COUNTY, OHIO—MRS. JOHN M. MORGAN.

COLUMBUS, OHIO, August 19, 1930.

HON. PERRY L. GREEN, *Director of Agriculture, 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 the Conservation Council by which there is leased and demised to one Mrs. John M. Morgan of Shawnee Township, Allen County, Ohio, a certain parcel of reservoir land at Lake

Loramie in Shelby County, Ohio, said property so leased being a small island in Section 1, Township 7 South, Range 4 East, in said lake or reservoir, which island as to location is more particularly described in said lease.

This lease, which is one for a term of fifteen years, which calls for an annual rental of six per cent upon the appraised value of the property leased and which appraised value is the sum of three hundred and fifty dollars, is executed by the Conservation Council under the authority of Section 472-1, General Code, as enacted as a part of the conservation act passed by the 88th General Assembly.

Upon consideration of the provisions of said lease I find said lease to be in conformity with the provisions of said section of the General Code and with other statutory provisions relating to leases of this kind.

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

Respectfully,
GILBERT BETTMAN,
Attorney General.

2245.

APPROVAL, BONDS OF CADIZ VILLAGE SCHOOL DISTRICT, HARRISON COUNTY, OHIO—\$50,000.00.

COLUMBUS, OHIO, August 19, 1930.

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

2246.

MORTGAGE—MORTGAGEE NOT REQUIRED TO WAIT UNTIL FULL EXPIRATION OF 21 YEARS FROM LAST DUE DATE BEFORE SAME CAN BE RE-FILED—AFFIDAVIT MUST BE FILED THEREWITH—NO PHYSICAL ATTACHMENT NECESSARY.

SYLLABUS:

1. *Under the provisions of Section 8546-2, General Code, a mortgagee is not required to wait until the full expiration of twenty-one years from the last due date of the principal sum before he may re-file the same.*

2. *Said section requires an affidavit to be filed in conjunction with said mortgage when re-filed, but makes no requirement relative to said affidavit being upon or attached to said mortgage.*

COLUMBUS, OHIO, August 20, 1930.

HON. RAY T. MILLER, *Prosecuting Attorney, Cleveland, Ohio.*

DEAR SIR:—In your recent communication, you request an opinion upon inquiries presented to you by your county recorder in his letter, a copy of which you enclose and which reads: