

Conservation Commissioner to one George Elmo Kalb of Columbus, Ohio This lease, which is one for a term of fifteen years, and which provides for an annual rental of \$30.00, payable semi-annually, leases and demises to the lessee above named the right to occupy and use for cottage site and docklanding purposes, the inner slope and waterfront and the outer slope and borrow pit in the rear thereof that is included in Embankment Lot No. 4, south of Lakeside, as laid out on the west embankment of Buckeye Lake by the Ohio Canal Commission in 1905, and being part of the southwest quarter of section 22, town 17, range 18, Fairfield County, Ohio.

Upon examination of this lease, I find that the same has been properly executed by the Conservation Commissioner on behalf of the state of Ohio and by George Elmo Kalb, the lessee therein named. I further find, upon examination 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 these leases are executed, and with other statutes relating to leases of this kind.

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

Respectfully,

JOHN W. BRICKER,
Attorney General.

3636.

APPROVAL—COMMUNICATION RELATING TO PROPOSED RENTAL
REDUCTION TO BE PAID BY RAYMOND H. HAESEKER OF ST.
MARYS, OHIO.

COLUMBUS, OHIO, December 17, 1934.

HON. WILLIAM H. REINHART, *Conservation Commissioner, 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, relating to a proposed reduction in the amount of the current annual rental to be paid by Raymond H. Haeseker of St. Marys, Ohio, under a lease which was executed to him by the Superintendent of Public Works under date of August 11, 1924, and which provides for an annual rental of one hundred dollars payable semi-annually.

Your proceedings in this matter were had upon an application for a reduction in the amount of the rental to be paid under this lease filed by the lessee under date of March 12, 1934, under the authority of House Bill No. 467, enacted by the 90th General Assembly under date of June 8, 1933, 115 O. L. 512. Upon this application, you have, by your finding, granted to said lessee a reduction in the amount of the rental to be paid upon the property covered by the lease, the same being a parcel of land at Lake St. Marys, from one hundred dollars, the amount provided for in the lease, to the sum of sixty dollars, which is the amount that is now to be paid upon the lease for the year from November 1, 1934, to November 1, 1935. From the application filed with you, it appears that the only reason as-

signed by the lessee for the reduction requested is that Gordon State Park, which is adjacent to the land covered by the lease in question, has been abandoned, and that as a result thereof the lessee is in receipt of no income in his use of this property and that the same is now used by him for resident purposes. I assume that you have made an adequate investigation of the questions presented by this application and that your finding is in accord with the merits of the case as disclosed by such investigation. In this view, I do not have inclination to question your finding in this matter and finding your proceedings to be substantially in accordance with the requirements of the state, the same are approved as to legality and form, as is evidenced by my approval endorsed upon the resolution which is made a part of the proceedings relating to this reduction. I am herewith returning to you the files submitted in this matter.

Respectfully,

JOHN W. BRICKER,
Attorney General.

3637.

BURIAL—UNCLAIMED BODIES OF INDIGENTS WHO DIE IN TRANSIENT BUREAUS BURIED AT EXPENSE OF COUNTY.

SYLLABUS:

When indigents, having no legal residence in the state, die in transient bureaus and their bodies are not claimed by any person for private interment, or delivered for the purpose of medical or surgical study or dissection according to the provisions of Section 9984, the infirmary superintendent should cause such bodies to be buried at the expense of the county.

COLUMBUS, OHIO, December 18, 1934.

HON. EMORY F. SMITH, *Prosecuting Attorney, Portsmouth, Ohio.*

DEAR SIR:—I am in receipt of your communication requesting my opinion which reads as follows:

“For some time the Federal Government has had established in this city an institution commonly known as the Transient Bureau, wherein persons not having legal settlement in this county or state are housed and cared for. Several of such inmates have died and the superintendent of the county infirmary has been burying them in the same manner as pauper dead are buried, as provided in the statutes for the burial of pauper dead. This, of course, causes the tax payers of this county and state to bear the expense of burial of these persons, who are in a sense induced to come to this county and remain here for indefinite periods of time. It looks most unfair to local tax payers to have to bear such expense as it would seem that should the Federal Government induce and encourage these persons to come and remain here it should bury them if they die.

I would appreciate receiving your opinion as to whether or not it is the duty of the county, at its own expense, to bury such persons.”