

may lie in different counties, the terms of the statute would not apply.

I am therefore of the opinion in specific answer to your question, that the liability of a board of education for the payment of tuition where the residents of one school district who reside more than one and one-half miles from the nearest school in the district attend a nearer school in another district, by authority of Section 7735 of the General Code, is not affected by the fact that the two districts in question lie in different counties.

Respectfully,

GILBERT BETTMAN,
Attorney General.

4085.

APPROVAL, LEASE FOR RIGHT TO USE FOR BOATHOUSE, DOCK-LANDING, WALKWAY AND LAWN PURPOSES, LAND AT PORTAGE LAKES, SUMMIT COUNTY, OHIO—S. RALPH LASH.

COLUMBUS, OHIO, February 23, 1932.

HON. I. S. GUTHERY, *Director, Department of Agriculture, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of a recent communication from your department, over the signature of the chief of the bureau of inland lakes and parks, submitting for my examination and approval a certain reservoir land lease in triplicate, executed by the state of Ohio, through the conservation commissioner, to one S. Ralph Lash of Barberton, Ohio, by which instrument there is leased and demised to the lessee above named the right to use and occupy for boathouse, docklanding, walkway and lawn purposes that portion of the water front and state land in the rear thereof that lies immediately in front of Lot No. 36 of the Catalpa Grove Allotment No. 2, on the southerly shore of West Reservoir of the Portage Lakes, said property being located in Section 1, Franklin Township, Summit County, Ohio.

Upon examination of this lease, which is one for a stated term of fifteen years and which provides for an annual rental of six dollars, I find that the same has been properly executed by the state of Ohio, by the hand of the conservation commissioner, and by said S. Ralph Lash, the lessee above named.

The lease here in question is one executed by the conservation commissioner under the authority of section 471, General Code, as amended in the enactment of the conservation act. Upon examination of the terms and provisions of this lease and of the conditions and restrictions therein contained, I find same to be in conformity with said section of the General Code and with other statutory provisions relating to leases of this kind. Said lease is accordingly approved by me as to legality and form and the same, together with the duplicate and triplicate copies thereof, is herewith returned with my approval endorsed thereon.

Respectfully,

GILBERT BETTMAN,
Attorney General.