

given for the execution of leases to municipalities or other political subdivisions solely for street or highway purposes, I am of the view that where the roadways to be constructed are such only as will make the property more available and useful for park and recreational purposes and the use of the same will be incidental to the use of the lands for the primary purposes referred to in the act, the intended purpose of such municipality or other political subdivision to construct such roadways will not affect your authority to execute a lease of this kind.

Finding, as I do, that this lease has been properly executed by yourself, as Superintendent of Public Works, and by the lessee above named, by the hand of its mayor, acting pursuant to the authority of a resolution of the Council of said city, the same is hereby approved, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

JOHN W. BRICKER,

Attorney General.

3158.

APPROVAL, RESERVOIR LAND LEASE IN FAIRFIELD COUNTY, OHIO
—CHRISTIAN FAELCHLE, COLUMBUS, OHIO.

COLUMBUS, OHIO, September 4, 1934.

HON. EARL H. HANEFELD, *Director, Department of Agriculture, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of your recent communication with which you submit for my examination and approval a reservoir land lease, in triplicate, executed by the Conservation Commissioner to one Christian Faelchle of Columbus, Ohio.

By this lease instrument there is leased and demised to the lessee above named, for a term of fifteen years, the right to occupy and use for cottage site and docklanding purposes, only, the inner slope and waterfront and the outer slope of the reservoir embankment back to the State ditch that is included in the north half of Embankment Lot No. 23, south of Lakeside, as laid out by the Ohio Canal Commission in 1905, and being part of the Southeast Quarter of Section 21, 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 Christian Faelchle, the lessee named therein.

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 the provisions of section 471, General Code, and with other statutory provisions relating to leases of this kind.

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

Respectfully,

JOHN W. BRICKER,

Attorney General.