

bies wherein manicuring is practiced. Such matters are questions of fact to be determined from all circumstances of each particular case.

However, I do not intend to rule, and do not hold, that a hairdressing, beauty or manicuring parlor "ordinarily patronized by women" may not be established within a barber shop, a hotel lobby, or a drug store, within the provisions of Section 1082-1 to 1082-23, General Code.

Specifically answering your inquiry, it is therefore my opinion that:

1. When a person does manicuring in a barber shop, hotel lobby or drug store or other place not regularly, as distinguished from occasionally, patronized by women, such places are not required by the provisions of Sections 1082-1 to 1082-23, General Code, to obtain a beauty parlor license.

2. When a person establishes a place of business within a barber shop, hotel lobby, or drug store for the manicuring of nails or other branch of cosmetology and such place of business so established is regularly patronized by women, such place of business is required by Sections 1082-1 to 1082-23, General Code, to obtain a beauty parlor license.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

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2432.

APPROVAL, PROPOSED FORM OF AGREEMENT BY AND BETWEEN  
STATE OF OHIO AND THE CITY OF COLUMBUS FOR RIGHT TO  
CONSTRUCT A SEWER THROUGH THE GROUNDS OF THE OHIO  
STATE UNIVERSITY.

HON. CARL E. STEEB, *Secretary, Board of Trustees, Ohio State University,  
Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of your communication under date of the 30th instant, with which you submit for my examination and approval the proposed form of an agreement by and between the State of Ohio, acting by and through the Board of Trustees of Ohio State University as party of the first part, and the City of Columbus as party of the second part, by the terms of which there is granted to the City of Columbus the right to construct a sewer through the grounds of the Ohio State University from and between the points set out in said agreement and in accordance with the conditions and covenants therein contained.

This proposed agreement is one to be executed by the Board of Trustees of Ohio State University on behalf of the state pursuant to the authority of an act of the 88th General Assembly, passed April 1, 1929, 113 O. L. 78. By this act, the Board of Trustees of the Ohio State University, acting on behalf of the State of Ohio, are authorized to enter into an agreement with the City of Columbus, Ohio, to permit said city to construct and maintain an 8 ft., 9 in. and 7 ft. circular or equivalent sewer through the grounds of Ohio State University from King Avenue to Woodruff Avenue just east of the Ohio stadium. By this act, it is further provided that the exact location of said sewer and the necessary conditions with respect to the construction of the same shall

be such as may be agreed upon by and between said Board of Trustees and the City of Columbus.

Upon examining this agreement, which has already been executed by the City of Columbus, by William J. Lucks, its Director of Public Service, pursuant to the authority of a resolution of the Council of said city adopted March 19, 1934, I find said contract and the specifications of the sewer to be constructed thereunder to be in substantial conformity with the statutory authority above referred to, and that the conditions and covenants incorporated in and made a part of said contract are such as have reasonable and proper relation to the work to be done by the City of Columbus in the construction of this sewer and to the protection of the property and interests of the state during the course of such construction.

I am therefore approving this proposed agreement as to the form thereof, as is evidenced by my approval endorsed upon said agreement and upon the copies thereof, all of which are herewith returned to you.

Respectfully,

JOHN W. BRICKER,

*Attorney General.*

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2433.

APPROVAL, NOTES OF BRATTON RURAL SCHOOL DISTRICT, ADAMS COUNTY, OHIO—\$3,204.00.

COLUMBUS, OHIO, March 31, 1934.

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

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2434.

APPROVAL—NOTES OF FRANKLIN RURAL SCHOOL DISTRICT, ADAMS COUNTY, OHIO—\$4,588.00.

COLUMBUS, OHIO, March 31, 1934.

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

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2435.

APPROVAL—NOTES OF GREEN RURAL SCHOOL DISTRICT, ADAMS COUNTY, OHIO—\$4,660.00.

COLUMBUS, OHIO, March 31, 1934.

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