

the surrender of the property upon reasonable notice when the public interests would demand that the county take possession of the same. It would further appear that in making such leases other than as above stated, the commissioners may exercise much the same powers as an individual would in granting a lease. In other words, there would be nothing to prevent the lessee from subletting the premises so long as the use of the same was not inconsistent with the original lease. For a rather complete discussion of the power of county commissioners to sell and lease real estate, see 11 Ohio Jurisprudence, page 486.

In view of the foregoing, and in specific answer to the inquiry propounded, it is my opinion:

First, where county commissioners have the title to lands acquired under the provisions of Section 9898, of the General Code they may legally lease the same from year to year, for a period of years, with the right of the lessee to sublet the premises subject, however, to the reservation that upon reasonable notice the county may terminate the lease if and when the public interests require it.

Second, such a lease need not be upon the premises as a whole, but may be made upon different parts thereof.

Respectfully,

GILBERT BETTMAN,
Attorney General.

3411.

APPROVAL, BONDS OF CITY OF ASHTABULA, ASHTABULA COUNTY,
OHIO—\$35,000.00.

COLUMBUS, OHIO, JULY 7, 1931.

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

3412.

APPROVAL, LEASE FOR RIGHT TO USE FOR MILL, WAREHOUSE,
AND GENERAL BUSINESS PURPOSES, CANAL LAND AT LAKE
LORAMIE—THE ODENWELLER MILLING COMPANY.

COLUMBUS, OHIO, July 8, 1931.

HON. A. T. CONNAR, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have recently submitted for my examination and approval a certain canal land lease in triplicate executed by the state of Ohio through you as superintendent of public works. By this lease there is granted and demised to The Odenweller Milling Company of Ottoville, Ohio, the right to use and occupy for mill, warehouse and general business purposes a parcel of Miami and Erie Canal lands which is more particularly described in said lease as follows:

“That portion of a state lot on the east side of the Miami and Erie canal at Lock No. 28, north of the Loramie Summit, that was conveyed