

287) under date of October 1, 1923, in and by which there was leased and demised to the lessees above named the right to construct and maintain a docklanding in front of Lots Nos. 136 and 137 of S. J. Wooley's Allotment of Lands at Summerland Beach, and also the right to use the state land in the rear of this waterfront for walkway purposes.

The reason assigned for the reductions requested is that the lessees have constructed at their own expense a retaining wall in connection with the leased property at an expense to them of more than \$500 and that since 1931 the lessees have suffered heavy losses by reason of depressed financial conditions. Acting upon this application, you have granted a reduction in the amount of the back rentals due and unpaid on the lease which amounts to a remission or cancellation of the total amount of such back rentals, to wit, the sum of \$60. You have not, however, granted any reduction in the amount of the annual rental provided for by the terms of the lease, which annual rental is the sum of \$12.

Upon examination of this application and the finding made by you upon the same, I find this application and your finding to be in proper form and your finding is therefore approved by me as is evidenced by my approval endorsed upon your finding and upon the duplicate and triplicate copies thereof, all of which, together with the application, are herewith enclosed.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

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5422.

APPROVAL—APPLICATION FOR REDUCTIONS OF ANNUAL  
AND DELINQUENT RENTALS ON RESERVOIR LAND  
LEASE IN BUCKEYE LAKE, FAIRFIELD COUNTY, OHIO  
—ZULA LINTON.

COLUMBUS, OHIO, April 28, 1936.

HON. L. WOODDELL, *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 with which you submit for my examination and approval an application made by one Zula Linton under the provisions of House Bill No. 467, 115 O. L., 512, for reductions in the amounts of the annual and delinquent rentals on Lease No. BL 280 executed to her under date of July 27, 1923, in and by which, in consideration of an annual rental in the sum of \$6.00, there was leased and demised to said Zula Linton, as

the named lessee therein, the right to use and occupy the waterfront at Buckeye Lake in front of Lot No. 138 of Bright's revised allotment at Summerland Beach. The reasons assigned by the lessee for the reductions requested in this application are that she has built a retaining wall in connection with the leased property at an expense to her of more than \$500.00 and that she has suffered heavy financial losses in connection with this property, due to depressed financial conditions.

Acting upon this application, you have granted a reduction as to the delinquent rentals on this lease amounting to the sum of \$30.00, which in effect is a remission or a cancellation of the full amount of such delinquent rentals. You have not, however, granted any reduction in the amount of the annual rental to be paid under this lease.

Upon examination of this application and the finding made by you upon the application, the same are approved by me as is evidenced by my approval endorsed upon your finding and upon the duplicate and triplicate copies thereof, all of which, together with the application, are herewith returned.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

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5423.

RECORDS—FEDERAL EMERGENCY RELIEF ADMINISTRATION AND CHARITABLE ORGANIZATIONS—MAY BE SUBPOENAED BY BOARD OF ELECTIONS OR GRAND JURY.

*SYLLABUS:*

1. *A person having information or records desired by a grand jury or board of elections may be compelled by subpoena to appear or produce the same before such bodies, providing there is no statute enacted by either the state or federal government which prevents such witness or records from being subpoenaed. Whether the testimony of a witness or the documents subpoenaed by a grand jury or a board of elections are privileged is a question for a court and not for a witness to determine.*

2. *The files, records and employes of the Federal Emergency Relief Administration, the Works Progress Administration and charitable institutions and organizations may be subpoenaed by a grand jury or a board of elections.*