

the land is fixed at 4%, whereas the rental in the renewal leases is fixed at 6%, and, as pointed out above, the city is not required to pay to the state any rental on these renewal leases.

As to the other class of leases, the city of Dayton must pay the rental to the state upon the appraised value of the land, notwithstanding the state may be collecting rent under the unexpired leases. While Section 10 provides that these unexpired leases may be assigned to the city of Dayton, yet if they are so assigned the city of Dayton will be required to pay an additional rental upon the appraised value of the leases. It is difficult to see how there will be any advantage to the city of Dayton in taking an assignment of these unexpired leases. It is entirely probable that the general assembly did not intend to create such a situation, but I am unable to find any authority in the act for any other conclusion.

Respectfully,
EDWARD C. TURNER,
Attorney General.

971.

APPROVAL, BONDS OF MEAD TOWNSHIP, BELMONT COUNTY—
\$18,000.00.

COLUMBUS, OHIO, September 8, 1927.

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

972.

ARREST ON SUSPICION—CHARGE MUST BE FILED BEFORE PROPER
COURT OR MAGISTRATE WITHIN REASONABLE TIME—COST OF
FEEDING SUCH PRISONERS WHO ARE HELD—COUNTY JAIL.

SYLLABUS:

1. *It is unlawful to arrest a person "on suspicion," that is, because it is suspected that such person may have committed a crime or offense, and imprison such person in the county jail for a longer period of time than is reasonably necessary under the circumstances for a charge to be filed before the proper court or magistrate and a legal warrant and commitment obtained. Where one is so arrested and held for a longer period without such writ or other authority from a competent court or magistrate, he has a right of action for false imprisonment against the officer or person who made the arrest and those by whom he has been so unlawfully held in custody.*

2. *A board of county commissioners is without authority to make allowances to sheriffs for the keeping and feeding of persons confined in the jail at the instance of arresting officers and other persons lawfully making arrests, for a longer period than*