

1037.

APPROVAL, CERTAIN RESERVOIR LAND LEASE AT PORTAGE LAKES,
FOR THE RIGHT TO OCCUPY AND USE FOR BOATHOUSE, DOCK-
LANDING AND WALKWAY PURPOSES—ALMA A. SEYDELL.

COLUMBUS, OHIO, July 17, 1933.

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

DEAR SIR:—This is to acknowledge the receipt of a communication from the Chief of the Bureau of Inland Lakes and Parks, with which he inclosed for my examination and approval a certain reservoir land lease in triplicate executed by the Conservation Commissioner to one Alma A. Seydell of Akron, Ohio.

By this lease, which is one for a stated term of fifteen years, and which provides for an annual rental of six dollars, payable in semi-annual installments, there is leased and demised to the lessee above named the right to occupy and use for boathouse, docklanding and walkway purposes only, the water front and State land in the rear thereof that lies immediately in front of Lot No. 32 of the Oak Point Addition, East Reservoir, Portage Lakes.

Upon examination of this abstract, I find that the same has been properly executed by the Conservation Commissioner and by Alma A. Seydell, the lessee therein. I further find upon examination of the terms and provisions of this lease, and of the conditions and restrictions therein contained, that the same are in conformity with the provisions of the General Code of this State relating to leases of this kind.

I am accordingly approving this lease as to legality and form, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof.

Respectfully,

JOHN W. BRICKER,
Attorney General.

1038.

WRIT OF RESTITUTION—FOR POSSESSION OF REAL ESTATE SOLD
AT EXECUTION SALE IS AN EXECUTION—SHERIFF NOT RE-
QUIRED TO RETURN WRIT PRIOR TO SIXTY DAYS AFTER ITS
DATE.

SYLLABUS:

1. *A writ of restitution for the possession of real estate sold at execution sale is an execution, within the meaning of Sections 11653 and 11654 of the General Code.*

2. *When a writ of restitution has been issued to the sheriff for the restitution of possession of real estate sold in execution sale, there is no statute requiring the sheriff to return such writ prior to sixty days after its date.*