

the stockholder, common to both the brewery and realty companies, would be subject to the provisions of Section 23 of Amended Substitute Senate Bill No. 346.

In specific answer to your inquiry, I am of the opinion that:

1. A stockholder in a realty company who is likewise a stockholder in a brewery company which supplies beer to a Class C or D permittee, who occupies and sells such beer on property belonging to the realty company, is a person interested in the manufacture of beer within the meaning of that phrase as contained in Section 12 of Amended Substitute Senate Bill No. 346.

2. There is no provision in Amended Substitute Senate Bill No. 346 which prohibits a Class C or D permittee from purchasing and selling beer of a brewery company on property belonging to a realty company merely because there is a stockholder of the brewery company who is also a stockholder of the realty company.

Respectfully,

JOHN W. BRICKER,
Attorney General.

835.

APPROVAL, DEED TO LAND IN NEWARK TOWNSHIP, LICKING COUNTY, OHIO—LEO T. DAVIS.

COLUMBUS, OHIO, May 18, 1933.

The Ohio State Archaeological and Historical Society, Ohio State University, Columbus, Ohio.

GENTLEMEN:—You have submitted for my examination and approval a certain deed executed by one Leo T. Davis, as trustee, by which there is conveyed to the Ohio State Archaeological and Historical Society four certain parcels of real estate situated in Newark Township, Licking County, Ohio, the same being in the aggregate 125.01 acres.

Upon examination of this deed, I find that the same has been properly executed, and that the form of the deed is such that it is legally sufficient to convey the property therein described to the Ohio State Archaeological and Historical Society by fee simple title, subject to the conditions subsequent therein provided for that the grantee will hold and preserve said premises as an archaeological and historical site for the use, benefit and enjoyment of the public.

It likewise appears from recitals contained in the deed, as well as from certain files submitted to me by the Prosecuting Attorney of Licking County, that this deed has been executed by the above named grantor by proper legal authority; and, inasmuch as it appears that the lands and premises here in question are the site of an extensive system of prehistoric mounds and earthworks, the authority of the Ohio State Archaeological and Historical Society to accept the conveyance of this property is provided for by section 10198-1, General Code.

Upon the considerations above noted, this deed is approved by me as to legality and form as is evidenced by my approval endorsed upon said deed which is herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.