

664.

APPROVAL, LEASE TO LAND IN FRANKLIN TOWNSHIP, MONROE COUNTY—TWIN OIL & GAS COMPANY.

COLUMBUS, OHIO, July 25, 1929.

HON. JOSEPH T. TRACY, *Auditor of State, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval as to legality and form, a certain lease recently executed by you as Auditor of State to one E. G. Cunningham, doing business as Twin Oil and Gas Company of Woodsfield, Ohio, the purpose of which is to extend for a period of eight months from and after April 22, 1929, the terms and provisions of a certain lease executed by you under date of October 22, 1929, leasing and demising to the above named lessee a certain tract of forty acres of land in the northeast quarter of Section 16, Township 6, Range 7, Franklin Township, Monroe County, Ohio.

An examination of the lease submitted shows that the execution of this lease is within the authority granted to you by Section 3209-1, General Code, relating to the leasing of unsold portions of school and ministerial lands.

It further appears that said lease as to form is in accordance with the provisions of said section and of other sections of the General Code relating to the execution and acknowledgment of leases.

Said lease is accordingly hereby approved and my approval is endorsed upon said lease and the duplicate and triplicate copies thereof.

Respectfully,

GILBERT BETTMAN,

Attorney General.

665.

CORPORATIONS—MERGER—FEES CHARGEABLE WHEN AGREEMENT FILED WITH SECRETARY OF STATE—MERGER AND CONSOLIDATION DISTINGUISHED.

SYLLABUS:

Where two or more corporations effect a merger, as provided in Section 8623-67 General Code, as amended by the 88th General Assembly, the fees to be charged for filing and recording the agreement effecting such merger, should be the same as provided in Section 176, General Code, for filing a certificate of amendment of such corporation. (Merger and consolidation distinguished.)

COLUMBUS, OHIO, July 25, 1929.

HON. CLARENCE J. BROWN, *Secretary of State, Columbus, Ohio.*

DEAR SIR:—Your letter of recent date is as follows:

“Amended Section 8623-67 of the General Code will go into effect on July 23rd. As amended the section among other things provides that a consolidated corporation formed under the section mentioned, may be any one of one or more constituent corporations or a new corporation formed by the consolidation.