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APPROVAL, THIRTEEN GAME REFUGE LEASES.

COLUMBUS, OHIO, March 22, 1929.

HON. J. W. THOMPSON, *Chief Division of Fish and Game, Department of Agriculture, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval as to form the following leases which describe lands to be used for State Game Refuge purposes, as authorized under the provisions of Section 1435 of the General Code:

<i>No.</i>	<i>Lessor</i>	<i>Acres</i>
1182	Frank Stevenson, Ashtabula County, Conneaut Township.....	15
1183	M. A. Ring, Ashtabula County, Conneaut Township.....	54
1184	Chas. W. Weaver, Ashtabula County, Conneaut Township.....	67.5
1185	Gust Holmes, Ashtabula County, Conneaut Township.....	128
1186	Bessie B. Baird, Ashtabula County, Conneaut Township.....	44
1187	L. W. Ring, Ashtabula County, Conneaut Township.....	68
1188	M. A. Ring, Ashtabula County, Conneaut Township.....	70
1189	M. A. Ring, Ashtabula County, Conneaut Township.....	252
1190	Wallace W. Weaver, Ashtabula County, Conneaut Township..._	6
1191	Wallace W. Weaver, Ashtabula County, Conneaut Township..._	65
1192	R. E. Ring, Ashtabula County, Conneaut Township.....	10
1193	R. E. Ring, Ashtabula County, Conneaut Township.....	83.48
1194	Robert Walker, Ashtabula County, Kingsville Township.....	19

Upon examination I have found said leases in proper legal form and have endorsed thereon my approval as to form, and return them to you herewith.

Respectfully,

GILBERT BETTMAN,
Attorney General.

232.

HOUSE BILL NO. 115—AUTHORIZING JOINT BOARD FROM HOLMES AND WAYNE COUNTIES TO DETERMINE AND PAY DAMAGES ACCRUING TO PERSONS FROM CONSTRUCTION OF JOINT COUNTY DITCH—PARTLY CONSTITUTIONAL—CONDITIONS DISCUSSED.

SYLLABUS:

1. *In passing on the question of the constitutionality of a proposed act of the Legislature, this department has no authority to consider such proposed act otherwise than from the point of view of an act already duly enacted. And when the constitutionality of an act depends on the existence or non-existence of certain facts, it must be presumed that the Legislature had before it when the act was passed the evidence required to enable it to pass such act, unless a court can take judicial knowledge of the existence or non-existence of the facts on which such act is predicated.*

2. *The constitutionality of House Bill No. 115 in so far as it authorizes the payment out of the county treasuries of Holmes and Wayne counties of damages allowed by the joint board of county commissioners of said counties to the several persons named*