

2876.

APPROVAL—RESERVOIR LAND LEASE FOR THE RIGHT TO USE AND OCCUPY FOR BOAT HOUSE, DOCKLANDING, WALKWAY AND NON-COMMERCIAL PURPOSES, LOT NO. 16, PORTAGE LAKES.

COLUMBUS, OHIO, June 30, 1934.

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

DEAR SIR:—This is to acknowledge the receipt of a communication, over the signature of the Chief of the Bureau of Inland Lakes and Parks in the Division of Conservation, submitting for my examination and approval, a reservoir land lease in triplicate, executed by the Conservation Commissioner to one W. I. Warensford of Akron, Ohio.

By this lease, which is one for a stated term of 15 years, and which provides for an annual rental of \$9.00, there is leased and demised to the lessee above named, the right to occupy and use for boat house, dock landing, walk-way and non-commercial bathing pool purposes, the water front and state land in the rear thereof, that lies immediately in front of Lot No. 16 of The Benefit Realty Addition, Portage Lakes.

Upon examination of this lease, I find that the same has been properly executed by the Conservation Commissioner and by W. I. Warensford, the lessee therein named. Upon consideration of the provisions of this lease and of the conditions and restrictions therein contained, I find the same to be in conformity with Section 471 and other related sections of the General Code applicable, in consideration of 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, all of which are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.

2877.

APPROVAL—CONTRACT BETWEEN THE STATE OF OHIO AND THE ELECTRIC POWER EQUIPMENT COMPANY OF COLUMBUS, OHIO, FOR THE CONSTRUCTION AND COMPLETION OF AN ELECTRICAL PROJECT KNOWN AS AN ADDITION TO MACK HALL.

COLUMBUS, OHIO, June 30, 1934.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval, a contract between the state of Ohio, acting by the Department of Public Works for the Board of Trustees of Ohio State University, Columbus, Ohio, and the Electric Power Equipment Company, of Columbus, Ohio. This contract covers the construction and com-

pletion of Electrical Contract (Item XIX, together with Alternate No. 1) for a project known as Addition to Mack Hall on the Campus of Ohio State University, in accordance with the form of proposal dated June 6, 1934. Said contract calls for an expenditure of Four thousand one hundred and thirty-four dollars (\$4,134.00).

You have submitted the certificate of the Auditor of State, showing that there are available moneys from the special trust fund for Dormitory purposes of Ohio State University, which moneys when supplemented by the moneys from the Federal Government will be sufficient to cover the cost of erection of the improvement. You have also shown that the Board of Trustees of Ohio State University has authorized the construction of this project. In addition, you have submitted a contract bond upon which the New Amsterdam Casualty Company of New York, appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence, indicating that plans were properly prepared and approved, notice to bidders was given, bids tabulated as required by law and the contract duly awarded. Also, it appears that the laws relating to the status of surety companies and the Workmen's Compensation Act have been complied with.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
 JOHN W. BRICKER,
Attorney General.

2878.

JUDGE—COURT OF COMMON PLEAS ENTITLED TO NECESSARY EXPENSES WHILE SERVING IN COUNTY OTHER THAN RESIDENCE UNDER CONSERVANCY ACT OF OHIO—ADDITIONAL COMPENSATION ALLOWED ONLY UNDER SECTION 2253, GENERAL CODE.

SYLLABUS:

1. *There is no statutory provision authorizing the payment to a common pleas judge of additional compensation for any services rendered by him in a county other than that of his actual residence than that provided in Section 2253, General Code.*

2. *A common pleas judge, when sitting as a court or a part thereof, in a county other than that of his residence pursuant to the provisions of the Conservancy Act of Ohio (Sections 6828-1 to 6828-79, both inclusive, General Code), may be paid his necessary expenses.*

COLUMBUS, OHIO, July 2, 1934.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMEN:—Your recent request for opinion reads: