

therein contained, I find that the same are in conformity with the above mentioned statutory provisions relating to leases of this kind and if, as I assume is the case, the Director of Highways did not designate the particular portion of the Hocking Canal lands above described, for highways purposes within the time limited by said act, it quite clearly follows that you are authorized to execute the lease here in question.

And inasmuch as it further appears that this lease has been executed on behalf of the State of Ohio by you as Superintendent of Public Works and as Director of said department, and by the lessee therein named, in full compliance with the law relating to the execution of leases of this kind, I am approving this lease as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which I am herewith enclosing.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

675.

APPROVAL—LEASE OF CANAL LANDS BY THE STATE OF OHIO TO C. W. BROWNFIELD AND J. F. BAIRD OF COLUMBUS, OHIO, COVERING HOCKING CANAL LANDS LOCATED IN GREEN TOWNSHIP, HOCKING COUNTY, OHIO.

COLUMBUS, OHIO, June 1, 1937.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submit for my examination and approval a canal land lease in triplicate executed by you as Superintendent of Public Works and as Director of said department, acting for and in the name of the State of Ohio, to C. W. Brownfield and J. F. Baird of Columbus, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$72.00, there is leased and demised to the lessees above named the right to occupy and use for building and business purposes that portion of the abandoned Hocking Canal located in Green Township, Hocking County, Ohio, and described as follows:

Beginning at station 1785÷00, of Bruce Doughton's survey of said canal property and extending thence southeasterly with the state property lines, a distance of one thousand (1,000') feet to station 1795÷00, said station being about on the southerly line of the Five-Mile Creek Culvert, and also being the north boundary line of a lease now held by L. R. Ruble, and containing three and nine-tenths (3.9) acres, more or less.

This lease is one executed under the authority of House Bill No. 417 enacted by the 88th General Assembly April 19, 1929, 113 O. L., 521, providing for the lease or sale of abandoned Hocking Canal lands now owned by the State of Ohio in Fairfield, Hocking and Athens Counties. By this act the Superintendent of Public Works of Ohio, as Director thereof, subject to the approval of the Governor and Attorney General, is authorized to lease or sell, as he may deem for the best interests of the State, in strict conformity with the provisions of Sections 13965, 13966, 13970 and 13971 of the General Code, relating to the selling or leasing of canal lands, those portions of the abandoned Hocking Canal lands in Fairfield, Hocking and Athens Counties, Ohio, that are still owned by the State. By this act it is further provided that such leases shall be for a term of not less than fifteen years nor more than twenty-five years, and that the bed and banks of said abandoned canal property may be included in any lease of such canal lands.

By section two of this act it is provided, among other things, that there is reserved from the provisions of said act any portion of said abandoned Hocking Canal that may be designated by the Director of Highways as necessary in any scheme of highway improvement adjacent to such abandoned canal lands. The authority of the Director of Highways to make such designation is apparently limited to one year from the effective date of said act.

Upon examination of this lease and of the conditions and restrictions therein contained, I find that the same are in conformity with the above mentioned statutory provisions relating to leases of this kind and if, as I assume is the case, the Director of Highways did not designate the particular portion of the Hocking Canal lands above described, for highways purposes within the time limited by said act, it quite clearly follows that you are authorized to execute the lease here in question.

And inasmuch as it further appears that this lease has been executed on behalf of the State of Ohio by you as Superintendent of Public Works and as Director of said department, and by the lessees therein named, in full compliance with the law relating to the execution of leases of this kind, I am approving this lease as is evidenced by my

approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which I am herewith enclosing.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

676.

APPROVAL—LEASE EXECUTED BY THE STATE OF OHIO TO VARIOUS LESSEES NAMED THEREIN, THE LANDS BEING AT LAKE ST. MARYS, LOCK 13 NORTH OF SUMMIT LEVEL, AND AT DELPHOS, OHIO, RESPECTIVELY.

COLUMBUS, OHIO, June 1, 1937.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval three certain water leases in triplicate executed by you under the authority of Section 14007, General Code, to the respective lessees therein named in and by which said lessees are permitted to take water from the public works of the State for the various purposes therein stated.

These leases, designated with respect to the names of said lessees, the locations of the public works property from which the water is to be taken and the annual rentals to be paid therefor are as follows:

Name	Location	Rental
The Celina Stearic Acid Co.	Lake St. Marys	\$80.00
Cora B. Schulhoff & Albert Bulp	Lock 13 north of Summit Level	\$24.00
The Delphos Bending Co.	M. & E. at Delphos, O.	\$96.00

Upon examination of these several leases, each and all of which are renewals of leases of the same kind now or heretofore held by the respective lessees above named, I find that these leases are in conformity with the provisions of the section of the General Code above referred to. I further find that these leases have been executed by you in your official capacity and by the several leases in the manner required by law. I am accordingly approving these leases as to legality and form as is evidenced