

the whole of Survey 14215, and a part of Wallace and Evans' Survey No. 13015, and being more particularly described in the caption of the abstract to which this opinion is attached.

Upon examination of said abstract, I am of the opinion that same shows a sufficient title to the premises under consideration in James W. Totten, subject to the following:

Page 17 of the abstract shows an uncancelled mortgage by the present owner and wife to L. A. Pearson, said mortgage being in the sum of \$400.00 given to secure a note of like amount dated December 1, 1925, due in three years from said date. I am advised by Kibler and Kibler, attorneys, of Newark, Ohio, who represent the present owner, James W. Totten, that said mortgage is to be paid out of the proceeds of the sale to the State of Ohio, and that the cancellation of said mortgage will be arranged at the time of the final consummation of this transaction.

All taxes due and payable up to date, have been paid. The taxes for the year 1926 are a lien, but the amount of same has not as yet been determined.

The warranty deed as submitted has already been properly executed and will be sufficient to convey the premises under consideration when properly delivered.

Encumbrance estimate No. 945 covering the consideration for the purchase of these premises has also been submitted, and is regularly certified by the Director of Finance under date of October 14, 1926.

It appears from your communication that the approval of the Controlling Board has also been obtained. In this connection, however, it is suggested that a copy of the minutes showing such approval, be attached to the abstract.

The abstract of title, warranty deed and encumbrance estimate submitted by you are herewith returned.

Respectfully,

C. C. CRABBE,

Attorney General.

3820.

APPROVAL, LEASE ON MIAMI & ERIE, OHIO & ERIE CANALS; BUCK-EYE, INDIAN, AND LORAMIE LAKES, AND WEST RESERVOIR.

COLUMBUS, OHIO, November 18, 1926.

Department of Highways and Public Works, Division of Public Works, Columbus, Ohio.

GENTLEMEN:—I have your letter of November 11, 1926, in which you enclose the following leases, in triplicate, for my approval:

<i>Miami and Erie Canal</i>	<i>Valuation</i>
The Allen & Wheeler Co., land lease-----	\$2,000 00
B. Brickman, land lease-----	166 67
Nick Conomos, land lease-----	333 34
The Crescent Printing Co., land lease-----	833 34
The Detroit & Ironton R. R. Co., land lease-----	400 00
F. B. Diehl, land lease-----	175 00
Gondert & Lienesch, land lease-----	4,200 00
J. E. Hammon, land lease-----	150 00
Carl Hench, land lease-----	250 00

Mrs. S. Laufersweiler, land lease-----	250 00
The Pennsylvania Railroad Co., land lease-----	14,244 00
Elmer Robbins, land lease-----	200 00
Lulu Smith, land lease-----	550 00
Ervin Smith, land lease-----	2,000 00
R. T. Whitaker, land lease-----	200 00
W. T. S. Yocum, land lease-----	2,500 00

	<i>Ohio and Erie Canal</i>	<i>Valuation</i>
Geo. F. Clevenger, land lease-----		\$250 00
Isaak Walton League, land lease-----		100 00

	<i>Buckeye Lake</i>	<i>Valuation</i>
Don M. Casto, cottage site-----		\$1,666 67
Clarence Ritzman, cottage site-----		200 00

	<i>Indian Lake</i>	<i>Valuation</i>
J. R. Beatley, cottage site, etc.-----		\$1,666 67

	<i>Lake Loramie</i>	<i>Valuation</i>
Niemeyer & Koverman, cottage site-----		\$200 00

	<i>West Reservoir</i>	<i>Valuation</i>
F. G. Sherbondy, boat house and walkway-----		\$100 00

I have carefully examined said leases, find them correct in form and legal, and am therefore returning the same with my approval endorsed thereon.

Respectfully,

C. C. CRABBE,
Attorney General.

3821.

APPROVAL, LEASE TO STATE OF OHIO ENTIRE BUILDING AT NO. 536 PARK STREET SOUTH, FOR USE OF STATE BINDERY DEPT., FOR 5 YEARS, A RENTAL OF \$7,200 PER ANNUM.

COLUMBUS, OHIO, November 18, 1926.

HON. G. F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my consideration a form of lease in triplicate whereby E. G. Buchsieb grants to the State of Ohio for the use of the State Bindery Department, the entire building at No. 536 Park Street South, in the city of Columbus for the term of five years beginning December 1, 1926. The lease recites, however, that the last three years are subject to the approval of the legislature.

Under the terms of the lease, the state is required to pay \$7,200.00 per annum, payable in equal quarterly installments on the first days of December, March, June and September.

It is believed that said lease is in proper legal form, and when properly executed will be sufficient for the purposes intended. However, your attention is called to the