

the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

1624.

LEASE—CANAL LAND, STATE TO LESTER DUPONT, DESIGNATED PORTION, MIAMI AND ERIE CANAL, DEFIANCE COUNTY, USE, GARDENING PURPOSES.

COLUMBUS, OHIO, December 30, 1939.

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

DEAR SIR: You recently submitted 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 to one Lester Dupont, of Defiance, Ohio.

By this lease which is one for a stated term of fifteen years, and which provides for an annual rental of \$12.00, there are leased and demised to the lessee above named the right to occupy and use for gardening purposes that portion of the abandoned Miami and Erie Canal lands located in the City of Defiance, Defiance County, Ohio, and described as follows:

“Beginning at the point of intersection of the northerly line of Lot No. 2, of the Edwin Phelps Addition to said city and the westerly line of said canal property and running thence southeasterly with the northerly line of said lot produced thirty (30') feet, more or less to a point; thence at right angles to the northerly line of said lot and in a southwesterly direction sixty-six (66') feet, more or less, to the southerly line of said lot produced; thence northwesterly along the southerly line of said lot produced fourteen (14') feet, more or less, to the point of intersection of the southerly line of said lot and the westerly line of said canal property; thence northeasterly along the westerly line of said canal property, sixty-seven (67') feet, more or less, to the point of beginning and containing fourteen hundred and fifty-two (1452) square feet more or less.”

Upon examination of this lease, which is one executed by you under authority of the DeArmand Act, so-called, 114 Ohio Laws, 546, I find that the same has been executed by you in your official capacity above

stated and by Lester Dupont, the lessee therein named, in the manner provided by law. Assuming, as I do, that the parcel of canal land above described has not been designated by the Director of Highways for state highway purposes, and that no application for the lease of this property for park purposes has been made by the City of Defiance, I find that the provisions of this lease and the conditions and restrictions therein contained are in conformity with the Act of the Legislature above referred to and with other statutory provisions relating to leases of this kind.

I am, accordingly, approving this lease, and I am herewith returning the same with my approval endorsed thereon and upon the duplicate and triplicate copies thereof which are likewise herewith returned.

Respectfully,

THOMAS J. HERBERT,

Attorney General.

1625.

LEASE — CANAL LAND, STATE TO ISAAC H. NORMAN, DESIGNATED PORTION, OHIO AND ERIE CANAL, STATION 3284 + 46.7, COSHOCTON COUNTY, USE, AGRICULTURAL PURPOSES.

COLUMBUS, OHIO, December 30, 1939.

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

DEAR SIR: You recently submitted for my examination and approval a canal land lease executed by you as Superintendent of Public Works and as Director of said Department, to one Isaac H. Norman, R. R. No. 1, Fresno, Ohio.

By this lease, which is one for a stated term of fifteen years, and which provides for an annual rental of \$15.00, there is leased and demised to the lessee above named, the right to occupy and use for agricultural purposes, that portion of the Ohio and Erie Canal property described as follows:

“Beginning at Station 3284 + 46.7, which is on the easterly line of the lands of the grantee herein, and extending thence westerly with the lines of said canal property, a distance of fourteen hundred and thirty-nine (1439') feet, to Station 3298 + 85.7, said station being on the westerly line of the lands of said grantee herein, and containing two and eight-tenths (2.8) acres, more or less.”

Upon examination of this lease, which is executed by you under the authority of an Act of the 89th General Assembly, 114 Ohio Laws, 541,