

5600.

APPROVAL—BONDS OF CITY OF CLEVELAND, CUYAHOGA COUNTY, OHIO, \$25,000.00.

COLUMBUS, OHIO, May 25, 1936.

*Retirement Board, State Teachers Retirement System, Columbus, Ohio.*

5601.

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APPROVAL—BONDS OF CITY OF TOLEDO, LUCAS COUNTY, OHIO, \$40,000.00.

COLUMBUS, OHIO, May 25, 1936.

*Industrial Commission of Ohio, Columbus, Ohio.*

5602.

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APPROVAL—BONDS OF CLEVELAND CITY SCHOOL DISTRICT, CUYAHOGA COUNTY, OHIO, \$10,000.00.

COLUMBUS, OHIO, May 25, 1936.

*Retirement Board, State Teachers Retirement System, Columbus, Ohio.*

5603.

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APPROVAL—CANAL LAND LEASE TO LAND IN CONCORD TOWNSHIP, MIAMI COUNTY, OHIO—MARGARET FARVER OF TROY, OHIO.

COLUMBUS, OHIO, May 25, 1936.

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 the state of Ohio, to one Margaret Farver of Troy, Ohio. By this lease, which is one

for a stated term of fifteen years and which provides for an annual rental of \$15.00 payable in semiannual installments of \$7.50 each, there is leased and demised to the lessee above named the right to occupy and use for lawn and agricultural purposes, that portion of the abandoned Miami and Erie Canal Property, located in Concord Township, Miami County, Ohio, and described as follows:

Beginning at the southerly line of the public road crossing said canal property immediately south of Eldean in said township and county, at or near Station 8124+66, of the H. E. Whitlock survey of said canal property and running thence southerly eight hundred forty (840') feet, more or less, as measured along the transit line of said survey to a line drawn through station 8133, and containing one and seven-tenths acres, more or less, reserving therefrom any portion of said canal lands that may be used by State Route No. 25.

This lease is one executed by you under authority of Amended Substitute Senate Bill No. 194, 114 O. L., 546, which was enacted by the 89th General Assembly under date of April 29, 1931, and which went into effect on the 6th day of August, 1931. Assuming that no part of the above described parcel of land has been designated by the Director of Highways as land necessary for highway purposes as provided for in section 6 of said act (sec. 14178-32, G. C.) and assuming further that no application for the lease of this parcel of land or of any part thereof for park purposes has been made by any municipal corporation, other political subdivision or municipal park board under the provisions of section 13 of this act (sec. 14178-39, G. C.), I am of the opinion that you were authorized to execute this lease for the term and for the rental therein provided for, under the provisions of section 19 of the act (sec. 14178-45, G. C.).

Upon examination of the lease, I find that the same has been properly executed by you as Superintendent of Public Works and as Director of said Department, acting for the state of Ohio, and by Margaret Farver, the lessee therein named. I further 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 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 enclosed.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*