

1511.

APPROVAL—CANAL LAND LEASE EXECUTED BY THE
STATE OF OHIO TO HARRY MEEK OF TROY, OHIO.

COLUMBUS, OHIO, November, 22, 1937.

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 Harry Meek of Troy, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$5.00, there is leased and demised to the lessee above named the right to occupy and use for residential and agricultural purposes that portion of the abandoned Miami and Erie Canal located in Concord Township, Miami County, Ohio, which is described as follows:

All that portion of the abandoned Miami and Erie Canal property, including the full width of the bed and banks thereof, beginning at Station 8377+00, thence southerly along said canal a distance of three hundred (300') feet, to Station 8380+00, excepting from the above described property, that portion of the said canal property which is now under lease to the Toledo and Cincinnati Railroad in Lease No. 441, and containing 15,600 square feet, more or less.

Upon examination of this lease, which is one executed by you under the authority of the DeArmond Act, so-called, 114 O. L., 546, I find that the same has been executed by you in your official capacity above stated and by Harry Meek, 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 the Department of Highways for state highway purposes, and that no application for the lease of this property for park purposes has been made by any political subdivision entitled to the lease of the property for such purposes, 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 which are likewise herewith enclosed.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

1512.

APPROVAL—CANAL LAND LEASE EXECUTED BY THE
STATE OF OHIO TO ONE HOWARD RODGERS OF CIR-
CLEVILLE, OHIO.

COLUMBUS, OHIO, November, 22, 1937.

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 in your official capacity as Superintendent of Public Works and as Director of said department to one Howard Rodgers of Circleville, 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 is leased and demised to the lessee above named the right to occupy and use for residential and agricultural purposes that portion of the abandoned Ohio Canal, including the full width of the bed and banks thereof, located in Circleville Township, Pickaway County, Ohio, excepting that portion of said canal property sold to The Norfolk and Western Railroad Company in 1911 and beginning at Station 39+21.5 of the W. O. Sanzenbacher survey of said canal property, being the northerly line of a permit granted to E. H. Rhoads under date of April 16, 1934, and running thence northerly 578.5 feet to Station 45 of said survey, and being the southerly end of a lease granted to the Sturm and Dillard Company under date of August 10, 1928, and containing 0.95 acres, more or less.

Upon examination of this lease, which is executed by you under your general authority as successor to the power, authority and duties of the Board of Public Works and under the more special authority conferred by an Act of the 79th General Assembly enacted June 7, 1911, 102 O. L., 293, I find that the lease has been properly executed by you in your official capacity above stated and by Howard Rodgers, the lessee therein named. I further find upon examination of this