

said canal property fourteen hundred and twenty (1420') feet, as measured along said transit line to station 4096+00, same being the line fence between lands formerly owned by Charles Dunlap and James Dunlap and containing two and five-tenths (2.5) acres, more or less, excepting therefrom any portion of the above described property that may be occupied by a public highway.

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 Charles M. Dunlap, the lessee therein named. I further find upon examination of this lease that the terms and provisions thereof and the conditions and restrictions therein contained are in conformity with said Act and with other statutory provisions relating to leases of this kind. I am accordingly approving this lease, 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,

HERBERT S. DUFFY,  
*Attorney General.*

---

3481.

APPROVAL, CANAL LAND LEASE, STATE OF OHIO, THROUGH DIRECTOR OF PUBLIC WORKS, TO ARTHUR WALISA, CIRCLEVILLE, OHIO, DESIGNATED ABANDONED OHIO CANAL BASIN, CIRCLEVILLE, PICKAWAY COUNTY, FOR RESIDENTIAL AND AGRICULTURAL PURPOSES, ANNUAL RENTAL, \$18.00.

COLUMBUS, OHIO, December 30, 1938.

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 Arthur Walisa of Circleville, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$18.00, there is leased and demised to the lessee above named the right to accupy and use for residential and agricultural purposes that portion of the abandoned Ohio Canal Basin in the city of Circleville, Pickaway County, Ohio, that is described as follows:

Commencing at the northwest corner of a two and five-tenths (2.5) acre tract of land deeded to the state of Ohio by Valentine Keffer and running thence southerly along the north line of said tract, one hundred thirty-five (135') feet, more or less, to the west line of a tract of land leased by the state of Ohio to The Esmeralda Canning Company, by lease dated April 19, 1920; thence northeasterly at right angles along the north line of the tract leased to the said The Esmeralda Canning Company, one hundred (100') feet; thence northwesterly at right angles, one hundred twenty-five (125') feet, more or less, to the original top water line of the Ohio Canal; thence southwesterly along the original top water line of the canal, one hundred (100') feet, more or less, to the point of commencement, and containing thirteen thousand (13,000) square feet, 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 Arthur Walisa, the lessee therein named. I further find upon examination of this lease that the terms and provisions thereof and the conditions and restrictions therein contained are in conformity with said Act and with other statutory provisions relating to leases of this kind. I am accordingly approving this lease, 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,

HERBERT S. DUFFY,

*Attorney General.*