

These bonds comprise part of a \$650,000 issue of bonds dated February 1, 1927, and bear interest at the rate of 4½% per annum.

From this examination, in the light of the law under authority of which the above bonds have been authorized, I am of the opinion that bonds issued under said proceedings constitute valid and legal obligations of said city.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

1464.

BONDS—CITY OF CLEVELAND, CUYAHOGA COUNTY, \$13,000.

COLUMBUS, OHIO, November 22, 1939.

The Industrial Commission of Ohio, Columbus, Ohio.

GENTLEMEN:

RE: Bonds of the City of Cleveland, Cuyahoga
County, Ohio, \$13,000.

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of Aircraft Landing Field bonds in the aggregate amount of \$400,000, dated December 1, 1928, and bearing interest at the rate of 4½% per annum.

From this examination, in the light of the law under authority of which the above bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute valid and legal obligations of said city.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

1465.

BONDS—CITY OF CLEVELAND, CUYAHOGA COUNTY, \$10,000.

COLUMBUS, OHIO, November 22, 1939.

Retirement Board, Public Employes Retirement System, Columbus, Ohio.

GENTLEMEN:

RE: Bonds of the City of Cleveland, Cuyahoga
County, Ohio, \$10,000.

The above purchase of bonds appears to be part of an \$800,000 issue of Public Hall bonds of the above city dated March 1, 1919. The tran-

script relative to this issue was approved by this office in an opinion rendered to the State Teachers Retirement Board under date of August 21, 1935, being Opinion No. 4565.

It is accordingly my opinion that these bonds constitute valid and legal obligations of said city.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

1466.

LEASE—CANAL LAND, STATE TO THE CHILLICOTHE PAPER COMPANY, OHIO AND ERIE CANAL, RENICK TOWER, CHILLICOTHE, ROSS COUNTY, PROXIMITY DESIGNATED STATIONS, USE, RIGHT TO LAY AND MAINTAIN WATER MAINS AND ELECTRIC CABLE.

COLUMBUS, OHIO, November 22, 1939.

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

DEAR SIR: You have submitted for my examination and approval a certain canal land lease in triplicate executed by the State of Ohio, acting through you as Superintendent of Public Works and as Director of said department, to The Chillicothe Paper Company, of Chillicothe, Ohio. By this lease, which is one for a stated term of ninety-nine years, renewable forever, with a provision for revaluation of the property leased for rental purposes at the end of each fifteen year period during the term of the lease, and which during the first fifteen year period of the lease provides for an annual rental of \$12.00, there is leased and demised to the lessee above named the right to lay and maintain one (1) sixteen-inch (16") water main and one (1) three-inch (3") lead covered electric cable over a portion of the abandoned Ohio and Erie Canal property, located at Renick Tower, Chillicothe, Ross County, Ohio, being between Station 3 + 95, and 5 + 19, of W. O. Sanzenbacher's Survey of said canal property, also being at or near Station 4255 + 61.5, of a survey made by The Toledo and Cincinnati Railroad Company, branch of The Baltimore and Ohio Railroad Company, as shown by a plat attached hereto.

For further description of the above described property, reference is hereby made to Plat No. 170, of W. O. Sanzenbacher's Survey of said canal property, now on file in the office of the Department of Public Works, at Columbus, Ohio.

Upon examination of this lease, I find that the same has been properly executed and acknowledged by you as Superintendent of Public Works