

1570.

EASEMENT—PUBLIC FISHING GROUNDS, TO STATE BY
STARLING W. LINDSEY AND HILDA LINDSEY FURBEE,
LAND, WASHINGTON TOWNSHIP, BELMONT COUNTY.

COLUMBUS, OHIO, December 13, 1939.

HON. DON G. WATERS, *Commissioner, Division of Conservation and
Natural Resources, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval a certain grant of easement, No. 3407, executed to the State of Ohio by Starling W. Lindsey and Hilda Lindsey Furbee, conveying to the State of Ohio, for the purposes therein stated, a certain tract of land in Washington Township, Belmont County, Ohio.

By the above grant there is conveyed to the State of Ohio, certain land described therein, for the sole purpose of using said land for public fishing grounds, and to that end to improve the waters or water courses passing through and over said land.

Upon examination of the above instrument, I find that the same has been executed and acknowledged by the grantor in the manner provided by law and am accordingly approving the same as to legality and form, as is evidenced by my approval endorsed thereon, which is herewith returned.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

1571.

STATUS—SALE, STATE TO ARTHUR D. ALLEN, DESIGNATED
HOCKING CANAL LANDS, PROXIMITY PARKWAY DRIVE AND ADAMS STREET,
NELSONVILLE, ATHENS COUNTY.

COLUMBUS, OHIO, December 13, 1939.

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

DEAR SIR: You have submitted for my examination and approval a transcript of your proceedings relating to the sale to one Arthur D. Allen, of Nelsonville, Ohio, of a parcel of abandoned Hocking Canal lands in said city, which is more particularly described as follows:

“Situate in the city of Nelsonville, Athens County, Ohio, and described as follows:

Beginning at a point, same being the intersection of the northerly line of Parkway Drive and the westerly line of Adams Street, in said city; thence north $66^{\circ} 15'$ west along the northerly line of Parkway Drive, sixty-two and fifty-one hundredths (62.51') feet to a point; thence north $7^{\circ} 27'$ east, thirty-six and fifty-six hundredths (36.56') feet to a point in the northerly line of the Hocking Canal property; thence south $65^{\circ} 11'$ east along said canal property line, sixty-two and eighty-seven (62.87') feet to a point, same being the intersection of the northerly line of said canal property and the westerly line of Adams Street; thence south $7^{\circ} 27'$ west along the westerly line of Adams Street, thirty-five and thirty-four hundredths (35.34') feet, to the point of beginning and containing two thousand one hundred fifty-seven (2,157) square feet, more or less.

For further description of the above described property, reference is hereby made to the plat attached hereto, same being a copy of a plat made by Paul L. Allen, a Registered Surveyor of the State of Ohio; also to Plat No. 25, of Bruce Doughton's Survey of said canal property, now on file in the office of the Department of Public Works, at Columbus, Ohio.”

I find that the proceedings relating to the sale of this land are conferred by the provisions of the Act of April 19, 1929, 113, Ohio Laws, 521, and I assume that the parcel here in question has not been sold or leased to any other person or corporation, and I am of the opinion that you have authority to make this sale under the provisions of the act of the legislature above referred to.

Upon examination of this transcript, I further find that you have made a finding upon the facts upon the existence of which your authority to make this sale is predicated. And inasmuch as your proceedings relating to this sale appear to be in all respects regular, I am approving the same as is evidenced by my approval endorsed upon the transcript of your proceedings and upon the duplicate copy thereof, both of which are herewith returned.

Respectfully,

THOMAS J. HERBERT,
Attorney General.