

and its certificate of compliance with the laws of Ohio relating to surety companies, the recommendations of the State Architect, Board of Trustees and Director of Public Works, letter of certification from the Auditor of State showing that the necessary papers and documents are on file in said office, approval of low base bid by P. W. A., controlling board release, and the tabulation of bids received on this project.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other documents submitted in this connection.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

3127.

APPROVAL—TWO CANAL LAND LEASES, STATE OF OHIO, THROUGH SUPERINTENDENT OF PUBLIC WORKS WITH THE WILLIAMS BUILDING COMPANY, AKRON, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTALS \$480.00 AND \$450.00, RESPECTIVELY, CERTAIN DESCRIBED PARCELS, OHIO CANAL LANDS, CITY OF AKRON, SUMMIT COUNTY, OHIO.

COLUMBUS, OHIO, October 22, 1938.

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

DEAR SIR: You recently submitted for my examination and approval two canal land leases in triplicate executed by the State of Ohio through you as Superintendent of Public Works to The Williams Building Company of Akron, Ohio.

By these leases, which are each for a term of fifteen years, and which provide for annual rentals of \$480.00 and \$450.00, respectively, there are leased and demised to said The Williams Building Company certain parcels of Ohio Canal lands in the city of Akron, Summit County, Ohio, which are respectively and more particularly described as follows:

(1) Beginning at a point in the southwesterly line of Cherry Street in said city at the northeasterly corner of a three story brick building owned by The Williams Building Company and fronting one hundred thirty-eight and twenty-two hundredths (138.22') feet on the southwesterly line of said Cherry Street; thence south 40° 30' East along the southwesterly line

of said street seven (7.0') feet; thence South 49° 05' West, one hundred twenty-seven (127.0') feet; thence S 40° 30' East, sixty-five and thirty-seven hundredths (65.37') feet; thence South 49° 46' 20" West, sixty-five (65.0') feet; thence North 49° 30' West, forty-nine and eighty-nine hundredths (49.89') feet; thence South 49° 46' 20" West, ninety-seven and fifteen hundredths (97.15') feet; thence South 81° 45' West, thirty-five and ninety-one hundredths (35.91') feet; thence North 24° 31' 40" East, thirty-seven and six-hundredths (37.06') feet; thence North 49° 46' 20" East, one hundred sixty-five and eighty-nine hundredths (165.89') feet; thence North 70° 03' 40" East thirty-one (31.0') feet; thence North 49° 40' East, ninety-one (91.0') feet to the point of beginning and containing ten thousand five hundred sixty-two and five-tenths (10,562.5) square feet, more or less.

(2) Beginning at a point in the southwesterly line of Cherry Street in said city at the northeasterly corner of a three story brick building owned by The Williams Building Company and fronting one hundred thirty-eight and twenty-two hundredths (138.22') feet on the southwesterly line of said Cherry Street; thence South 40° 30' East along the southwesterly line of said street seven (7.0') feet to the true point of beginning of this parcel; thence continuing South 40° 30' East along the southwesterly line of said street thirty-one (31.0') feet; thence South 49° 05' West, one hundred twenty-seven (127.0') feet; thence North 40° 30' West, thirty-one (31.0') feet; thence North 49° 05' East, one hundred twenty-seven (127.0') feet to the point of beginning and containing thirty-nine hundred thirty-seven (3937) square feet, more or less.

These leases have been executed by you for and in the name of the State of Ohio pursuant to the authority conferred upon you by Sections 13965, et seq., General Code, read in connection with the more recent provisions of Section 464, General Code, which section confers upon you as Superintendent of Public Works all the powers previously conferred upon the Ohio Canal Commission and the Board of Public Works with respect to canal land leases of this kind.

Upon examination of the provisions of these leases and of the conditions and restrictions therein contained, I find that the same are in conformity with the statutory provisions above noted and with all other statutory enactments relating to leases of this kind. And inasmuch as I find that these leases have been properly executed by

you, acting for and in the name of the State of Ohio, and by The Williams Building Company, acting by the hand of its President pursuant to the authority conferred upon him by a resolution of the Board of Directors of said company, I am approving these leases as to legality and form as is evidenced by my approval endorsed upon these leases and upon the duplicate and triplicate copies of the same, all of which are herewith enclosed.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

3128.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH SUPERINTENDENT OF PUBLIC WORKS, WITH FRANK D. JOHNS, COSHOCTON, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL \$175.00, DESIGNATED PORTION, UPPER OR MIDDLE BASIN, OHIO CANAL, COSHOCTON COUNTY, OHIO, PROXIMITY, VILLAGE OF ROSCOE, THE RIGHT TO OCCUPY AND USE FOR PARK, BATHING BEACH, SUMMER RESORT AND GENERAL AMUSEMENT PURPOSES.

COLUMBUS, OHIO, October 24, 1938.

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 to one Frank D. Johns of Coshocton, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$175.00, there is leased and demised to the lessee above named the right to occupy and use for park, bathing beach, summer resort and general amusement purposes that portion of the upper or middle basin of the Ohio Canal in Coshocton County, Ohio, northeast of the village of Roscoe, Ohio, commencing at the north end of the old aqueduct over the Walhonding River, being at or near Station 3722+80, of G. F. Silliman's Survey of the Ohio Canal south of Massillon, and extending northeasterly fourteen hundred and eighty (1480') feet, more or less, including the full width of the bed and banks thereof, to the southwesterly line of