

endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned to you.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

391.

APPROVAL—LEASE OF CANAL LANDS TO C. W. KOEBEL
IN MADISON TOWNSHIP, FRANKLIN COUNTY, OHIO.

COLUMBUS, OHIO, April 6, 1937.

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

DEAR SIR: This is to acknowledge receipt of your recent communication submitting 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, acting for and in the name of the State of Ohio, as lessor, to one C. W. Koebel, as the lessee therein named.

By this lease, which is one for a term of fifteen years and which provides for an annual rental of \$15.00, payable in semi-annual installments of \$7.50 each, there is leased and demised to the lessee above named a certain tract or parcel of abandoned Ohio and Erie Canal property, located in Madison Township, Franklin County, Ohio, which is more particularly described in the lease instrument as follows:

Beginning at or near station 2232+20, of A. Albright's survey of said canal which is on the easterly line produced of the lands now occupied by the Grantee herein, and running thence westerly fifteen hundred (1,500') feet, more or less, to the westerly line produced of the lands now occupied by the Grantee herein which is at or near station 2247+20, and containing two and eight-tenths (2.8) acres, more or less.

The parcel of canal lands above described is included in that portion of the Ohio Canal which was abandoned for canal purposes by the Act of June 7, 1911, 102 O. L., 293 (secs. 14203-12 to 14203-19, G. C.). Section 3 of this act provides for the lease of the canal lands abandoned by the act in conformity with the various provisions of the statutes of Ohio relating to the lease of state canal lands (Secs. 13963, et seq., G. C.),

"except that the grant of such leases shall be for a term of not less than fifteen nor more than twenty-five years, and that the bed and banks of said abandoned canal property may be included in any lease of such canal lands."

It is evident, therefore, that this section of the Act of June 7, 1911 (Sec. 14203-14, G.-C.), read together with the provisions of Section 464, General Code, authorizes you to execute this lease for the term therein stated.

And since it appears from an examination of this lease that the same has been properly executed by you for and in the name of the State of Ohio, as lessor, and by C. W. Koebel, the lessee therein named, and that the provisions of the lease and the conditions and restrictions therein contained are in conformity with the act above referred to and other statutory provisions relating to leases of this kind, the same is hereby approved, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned to you.

Respectfully,

HERBERT S. DUFFY,

Attorney General.

392.

APPROVAL—LEASE OF RESERVOIR LANDS IN MERCER
AND FAIRFIELD COUNTIES, OHIO.

COLUMBUS, OHIO, April 6, 1937.

HON. L. WOODDELL, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval a number of reservoir land leases in triplicate, among which were those hereinafter designated which granted and demised to the several lessees therein named parcels of reservoir lands at Russels Point, Ohio.

The leases here referred to are each and all for a stated term of fifteen years and provide for an annual rental of six per centum upon the appraised value of the parcel of land covered by the losses. Designated with respect to the names of the several lessees, the location of the several parcels covered by the leases and the annual rentals therein provided for, these leases are: