

Number	Townships	County	Name
1400	Jefferson	Fayette	Jesse F. Blackmore
1401	Wayne	Fayette	Katharien E. Parrett
1402	Perry	Fayette	C. J. Uible
1403	Perry	Fayette	C. J. Uible
1404	Green	Fayette	Harold Gilliland
1405	Green	Fayette	Charles C. Eakins
1406	Green	Fayette	Florensie Zimmerman
1407	Green	Fayette	James Johnson

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

Upon examination of the above instruments, I find that the same have been executed and acknowledged by the respective grantors 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, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2122.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO THROUGH SUPERINTENDENT OF PUBLIC WORKS, WITH WILLIAM G. BUFFINGER, PORTSMOUTH, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL \$9.00, OCCUPY AND USE FOR AGRICULTURAL PURPOSES, CERTAIN DESCRIBED PORTION OF ABANDONED OHIO CANAL PROPERTY, WASHINGTON TOWNSHIP, SCIOTO COUNTY, OHIO.

COLUMBUS, OHIO, March 19, 1938.

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

DEAR SIR: This is to acknowledge receipt of your recent communication with which you submit for my examination and approval a cer-

tain canal land lease in triplicate executed by you as Superintendent of Public Works and as Director of said department to one William G. Buffinger of Portsmouth, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$9.00, there is leased and demised to the lessee above named the right to occupy and use for agricultural purposes all of that portion of the abandoned Ohio Canal property, including the bed and banks thereof, located in Washington Township, Scioto County, Ohio, described as follows:

Beginning at the line between the lands of Dr. Howard Williamson, and the lands formerly owned by E. G. Russel, now owned by W. G. Buffinger, at station 2510+20, and running thence southerly four hundred fifty (450') feet, to station 2514+70, and containing eight-tenths (0.8) acres, more or less.

This lease is executed under the general authority conferred upon you by Section 13965, General Code, and under the more special provisions of the Act of June 7, 1911, 102 O. L., 293, as amended by the later act of the 88th General Assembly passed April 5, 1929, 113 O. L., 524. By this later act, owners of abutting property are given prior rights with respect to the lease of canal lands abandoned by said act. In this situation, I assume, with respect to the lease here in question, that no owner of abutting property other than the lessee above named has now pending any application for the lease of this property which would make this lease to William G. Buffinger in any respect illegal.

With this assumption I find, upon examination of the provisions of this lease and of the conditions and restrictions therein contained, that the same are in conformity with the statutory provisions above referred to and with other statutes relating to leases of his kind. And since it appears that this lease has been executed by you as Superintendent of Public Works and as Director of said department, and by William G. Buffinger, the lessee therein named, in the manner provided by law, I am approving this lease as is evidenced by my approval endorsed thereon and upon the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,

HERBERT S. DUFFY,

Attorney General.