

current rentals under this lease is that the property of said railroad is in the hands of receivers and that the receivers find it necessary to curtail expenses whenever possible. A further reason assigned for these reductions is that the rental on this lease is based on a higher valuation than that prevailing at the time of the application and that for this reason an adjustment should be made in the amount of the rentals under the lease.

Assuming, as I am required to do in a case of this kind, that the Superintendent of Public Works upon the filing of this application made a thorough and complete investigation of the facts material to the question whether the reductions requested should be granted, I am inclined to the view that the action of your predecessor in granting these reductions should be approved, which is accordingly done as is evidenced by my approval endorsed upon the resolution which is attached to your finding and to the copies thereof, all of which, together with the finding and application, are herewith enclosed.

Respectfully,

JOHN W. BRICKER,
Attorney General.

5443.

APPROVAL—APPLICATION FOR REDUCTION OF RENTALS
ON MIAMI AND ERIE CANAL LAND LEASE—MAX HAAS.

COLUMBUS, OHIO, May 1, 1936.

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

DEAR SIR: You have submitted for my examination and approval a report of the finding of your office upon an application made by one Max Haas of Sidney, Ohio, which reduction in the amounts of current and delinquent rentals under a lease of Miami and Erie Canal lands (M. & E. 149) now owned and held by said applicant and in and by which there was demised to him a parcel of abandoned Miami and Erie Canal lands near Port Jefferson, Shelby County, Ohio, which parcel is more particularly described in said lease and also in the application above referred to.

It appears from this application that at the time the same was filed in the office of the Superintendent of Public Works the amount of rentals due and unpaid under this lease was the sum of \$72.00, and that the current annual rental under the lease was and is the sum of \$48.00. The reason assigned in the application for the reductions therein requested is that the lessee subleased this land and the buildings thereon to another and

that said sublessee, after conducting business of some kind upon the premises for about a year, surrendered the lease and further failed to make any payments of rentals due under this sublease during the part of the year the sublessee used the property.

By your finding you have reduced the amount of delinquent rentals for the period of time from November 1, 1933, to May 1, 1935, which is the sum of \$72.00, to the sum of \$48.00. You have likewise granted a reduction in the amount of the current rental for the period of time from May 1, 1935, to May 1, 1936, which is the sum of \$48.00, to the sum of \$36.00, effective under date of May 1, 1935.

Finding, as I do, that the proceedings in this matter are substantially in the form required by House Bill No. 467, 113 O. L., 312, and assuming that your predecessor made the investigation required of him with respect to this application and the relief prayed for therein, the finding made by him is hereby approved as is evidenced by my approval endorsed upon the resolution which is attached to this finding, and on the copies thereof which, together with the report of your finding and the application, are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.

5444.

APPROVAL—APPLICATION FOR REDUCTION OF RENTALS
ON MIAMI AND ERIE CANAL LAND LEASE—W. A. WADSWORTH.

COLUMBUS, OHIO, May 1, 1936.

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

DEAR SIR: This is to acknowledge the receipt of your recent communication submitting for my examination and approval the finding made by your predecessor, as Superintendent of Public Works, granting a reduction in the amount of current rentals upon the application of one W. A. Wadsworth who is now the owner and holder of a Miami and Erie Canal land lease (M. & E. 504), which lease was originally executed to one W. E. Shade of West Carrollton, Ohio, and assigned by him to said W. A. Wadsworth under date of October 26, 1934. By this lease there was leased and demised to the lessee therein named and to his assigns a parcel of Miami and Erie Canal land in Miami Township, Montgomery County, Ohio, which parcel is more particularly described by metes and