

5484.

APPROVAL—WATER PIPE LEASE TO INSERT INTO LEVEL  
OF M. & E. CANAL AT SPENCERVILLE, OHIO.

COLUMBUS, OHIO, May 8, 1936.

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

DEAR SIR: You have submitted for my examination and approval a water pipe lease in triplicate executed by the State of Ohio by the hand of your predecessor in office, Hon. T. S. Brindle, as Superintendent of Public Works and Director of said Department, to the village of Spencerville, Ohio.

By the terms of this lease, the village of Spencerville is given the right for a term of five years from May 1, 1933, to insert into the level of the Miami and Erie Canal above Lock No. 17, north of the Loramie Summit at Spencerville, Ohio, a one-inch pipe for the purpose of taking water from the level of the canal at this point for steam-making purposes. In consideration of the lease of this water, the village of Spencerville is to pay to the State of Ohio the sum of \$24.00 annually, the same to be paid in semiannual installments on the first day of May and November of each and every year during the term of the lease.

Upon examination of this lease, I find that the same has been properly executed by the then Superintendent of Public Works, acting on behalf of the State of Ohio, and by the village of Spencerville, acting pursuant to a resolution of the council of the village. Upon examination of the provisions of the lease and of the conditions and restrictions therein contained, I find the same to be in conformity with the provisions of sections 14009 and 431, General Code, under the authority of which this lease was executed. I am, accordingly, approving this lease, 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,

JOHN W. BRICKER,  
*Attorney General.*