

this department under date of July 18, 1928, and that the same was returned to you the same date, together with Opinion No. 2370 of this department.

An examination of encumbrance estimate No. 3929 relating to the purchase of these lands has been examined and I find the same to be properly executed and to show sufficient balances in a proper appropriation account sufficient to pay the purchase price of said lands.

There has likewise been submitted to me a copy of a certificate, over the signature of the Secretary of the controlling Board, showing that under date of May 21, 1928, said board approved the purchase of the lands herein in question as 123 acres, more or less. Inasmuch as the purchase price of the above described lands, consisting of 125 acres of land, does not exceed the purchase price of the lands, the purchase of which was approved by the Controlling Board, I am inclined to the view that the action of said Controlling Board may be interpreted and construed so as to authorize the purchase of the lands here in question.

I am herewith returning to you said abstract of title, copy of deed, encumbrance estimate, Controlling Board certificate and Opinion No. 2370 of this department, addressed to you, under date of July 18, 1928.

Respectfully,

EDWARD C. TURNER,  
*Attorney General.*

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2394.

APPROVAL, FINAL RESOLUTIONS ON ROAD IMPROVEMENTS IN HAMILTON, JEFFERSON, RICHLAND, ERIE, WOOD AND GUERNSEY COUNTIES.

COLUMBUS, OHIO, July 27, 1928.

HON. HARRY J. KIRK, *Director of Highways, Columbus, Ohio.*

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2395.

APPROVAL, FORM 2-B, TO BE USED IN COOPERATION OF HIGHWAY DEPARTMENT WITH MUNICIPALITIES IN CONSTRUCTING BRIDGES.

COLUMBUS, OHIO, July 27, 1928.

HON. HARRY J. KIRK, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—Receipt is acknowledged of your communication of recent date as follows:

“I am attaching hereto ‘Form 2-B—to be used by County Commissioners proposing to cooperate with the Department of Highways in the construction or reconstruction of bridges and viaducts within municipal corporations,’ on which I would like to have your approval.”

I have carefully examined the attached form designated as “Form 2-B”, which is to be used by the county commissioners proposing to cooperate with the department

of highways in the construction or reconstruction of bridges and viaducts within municipal corporations. This form is drafted in conformity with the provisions of Section 1191, General Code, and upon an examination of the same I find that it is in all respects within the requirements of said section.

I am, therefore, approving said draft as to legality and form.

Respectfully,  
 EDWARD C. TURNER,  
*Attorney General.*

2396.

APPROVAL, LEASES TO MIAMI & ERIE CANAL, OHIO CANAL, LAKE ST. MARYS, PORTAGE LAKES LANDS—DISAPPROVAL, LEASE TO PORTAGE LAKE LAND.

COLUMBUS, OHIO, July 27, 1928.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—I am in receipt of your letter dated July 17, 1928, in which you enclose the following leases, in triplicate, for my approval:

MIAMI & ERIE CANAL

	<i>Valuation.</i>
Cincinnati Northern Railroad Company..... Land.....	\$4,166 67
G. S. Pease..... Land.....	600 00
D. C. Shindler..... Land.....	666 67
St. Marys Woolen Mfg. Company..... Land.....	4,666 67
St. Marys Woolen Mfg. Company..... Water.....	8,500 00

OHIO CANAL.

Babcock & Wilcox Company..... Water.....	9,400 00
R. R. Bales..... Land.....	1,000 00
Arthur Englehart..... Land.....	250 00
Sturm & Dillard Co..... Land.....	400 00

LAKE ST. MARYS.

Wm. A. Booher..... Cottage site.....	200 00
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PORTAGE LAKES.

Wm. Stark..... Dock landing and walkway.....	100 00
Elson Wefler..... Boathouse.....	100 00

I am returning the above leases, which have been found correct as to legality and form, with my approval endorsed thereon.

PORTAGE LAKES

	<i>Valuation.</i>
Mrs. C. R. Griffiths..... Walkway.....	\$100 00