

1238.

APPROVAL, LEASE FOR RIGHT TO LAY WATER MAIN ALONG EMBANKMENT OF MIAMI AND ERIE CANAL IN VILLAGE OF SPENCERVILLE, ALLEN COUNTY, OHIO.

COLUMBUS, OHIO, November 30, 1929.

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

DEAR SIR:—There has been submitted for my examination and approval a certain lease in triplicate executed by you as Superintendent of Public Works and as Director of such Department, by which there is leased and demised to the village of Spencerville, Allen County, Ohio, for a term of ninety-nine years, renewable forever, the right to lay and maintain a six-inch water main along the berme embankment of the abandoned Miami and Erie canal between Second and Fifth Streets in the village of Spencerville; also the right to cross said canal with six-inch water mains at Vine Street, Second Street and Fifth Street in said village.

This lease calls for an annual rental of six per cent upon the appraised value of the property leased, which property is subject to reappraisal at the end of each fifteen year period during the term of said lease for the purpose of determining the rental to be paid during said term. These provisions are all in accordance with House Bill No. 162, 111 O. L., 208, under the authority of which the lease here in question is executed.

An examination of said lease shows that the same conforms with the provisions of the above mentioned act of the Legislature and with other statutory provisions relating to leases of this kind; and said lease is accordingly approved by me as to legality and form as is evidenced by my approval endorsed upon said lease and the duplicate and triplicate copies thereof.

Respectfully,
GILBERT BETTMAN,
Attorney General.

1239.

APPROVAL, BONDS OF CITY OF MARIETTA, WASHINGTON COUNTY—
\$22,000.00.

COLUMBUS, OHIO, November 30, 1929.

Industrial Commission of Ohio, Columbus, Ohio.

1240.

APPROVAL, LEASE TO ABANDONED MIAMI AND ERIE CANAL LANDS
IN THE CITY OF TROY, MIAMI COUNTY—ALTA E. WEDDLE.

COLUMBUS, OHIO, November 30, 1929.

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

DEAR SIR:—You have submitted for my examination and approval a certain lease indenture in triplicate executed by you as Superintendent of Public Works, by

which there is leased and demised to one Alta E. Weddle of Troy, Ohio, the right to use and occupy for lawn and garage purposes a certain parcel of abandoned Miami and Erie canal lands located in the city of Troy, Miami County, Ohio, which parcel contains 1584 square feet of land and which is more particularly described in said lease. The lease here in question is for a term of fifteen years and calls for an annual rental of six per cent upon the sum of \$250.00, the appraised value of said parcel. This lease is executed under the authority of House Bill No. 162, passed by the 86th General Assembly, 111 O. L. 208, and I find that said lease in its provisions is in conformity with the provisions of said act and with other statutory provisions relating to canal land leases. Said lease is, accordingly, approved by me as to legality and form, and my approval is endorsed upon said lease and the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,
 GILBERT BETTMAN,
Attorney General.

1241.

APPROVAL, FINAL RESOLUTION ON ROAD IMPROVEMENT IN KNOX COUNTY.

COLUMBUS, OHIO, November 30, 1929.

HON. ROBERT N. WAID, *Director of Highways, Columbus, Ohio.*

1242.

TRUSTEES OF OHIO STATE UNIVERSITY—POWER TO DISPOSE OF OBSOLETE BOOKS PURCHASED WITH PUBLIC FUNDS—AUTHORITY WITH RESPECT TO DONATED PERSONALTY.

SYLLABUS:

1. *It is within the broad powers of the Board of Trustees of Ohio State University to dispose of personal property owned by the university which was bought and paid for with public funds, when in the exercise of a sound discretion it is determined that the property is no longer needed for university purposes.*
2. *It is the duty of the board or trustees of Ohio State University, when personal property of the university is to be disposed of because no longer of any use to the university, to use every reasonable effort to dispose of the property to the best advantage of the university. If the property is no longer of any use to the university and has no sale value, it lawfully may be disposed of as scrap.*
3. *The board of trustees of Ohio State University may not lawfully dispose of personal property which has been donated to the university even though it is no longer of any*