

2086.

APPROVAL — CANAL LAND LEASE, STATE OF OHIO, THROUGH SUPERINTENDENT OF PUBLIC WORKS, WITH FRANCIS KUCK AND ANNA LANGHORST, NEW BREMEN, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL \$57.00, RIGHT TO OCCUPY AND USE FOR BUSINESS BUILDING AND GAS STATION PURPOSES, DESCRIBED PORTION OF ABANDONED MIAMI AND ERIE CANAL PROPERTY, VILLAGE OF NEW BREMEN, AUGLAIZE COUNTY, OHIO.

COLUMBUS, OHIO, March 12, 1938.

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

DEAR SIR: You recently submitted for my examination and approval a canal land lease in triplicate executed by you as Superintendent of Public Works and as Director of said department to Francis Kuck and Anna Langhorst of New Bremen, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$57.00, there is leased and demised to the lessees above named the right to occupy and use for business building and gas station purposes that portion of the abandoned Miami and Erie Canal property, located in the village of New Bremen, Auglaize County, Ohio, and being a portion of the state lot on the easterly side of said canal, and described as follows:

Beginning at a point opposite station 6381+00 on the transit line of F. W. Turner's Survey of said canal property, same being at an angle of $101^{\circ} 00'$ and fifty-eight and three-tenths (58.3') feet easterly from said station on said transit line; thence in a southerly direction along a concrete wall, a distance of fifty-four and five-tenths (54.5') feet, more or less; thence easterly at right angles to the aforementioned line, a distance of twenty-one (21') feet more or less; thence in a northeasterly direction, a distance of thirty-six (36') feet, more or less; thence in a northerly direction, a distance of twenty and three-tenths (20.3') feet, more or less; thence in a westerly direction, a distance of twenty-seven and three-tenths (27.3') feet, more or less, to the place of beginning and containing fourteen hundred and thirty-eight (1438) square feet, more or less.

Upon examination of this lease, which is one executed by you

under the authority of the DeArmond Act, so-called, 114 O. L., 546, I find that the same has been executed by you in your official capacity above stated and by Francis Kuck and Anna Langhorst, the lessees therein named, in the manner provided by law. Assuming, as I do, that the parcel of canal land above described has not been designated by the Director of the Department of Highways for state highway purposes, and that no application for the lease of this property for park purposes has been made by any political subdivision entitled to the lease of the property for such purposes, I find that the provisions of this lease and the conditions and restrictions therein contained are in conformity with the act of the legislature above referred to and with other statutory provisions relating to leases of this kind. I am, accordingly, approving this lease and I am herewith returning the same with my approval endorsed thereon and upon the duplicate and triplicate copies which are likewise herewith enclosed.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2087.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO THROUGH SUPERINTENDENT OF PUBLIC WORKS, WITH EARL JACOBS, CARROLL, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL, \$18.00, RIGHT TO OCCUPY AND USE FOR PASTURAGE PURPOSES, DESCRIBED PORTION OF OHIO CANAL IN BLOOM TOWNSHIP, FAIRFIELD COUNTY, OHIO.

COLUMBUS, OHIO, March 12, 1938.

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

DEAR SIR: You recently submitted for my examination and approval a certain canal land lease in triplicate executed by you as Superintendent of Public Works and as Director of said department to one Earl Jacobs of Carroll, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$18.00, there is leased and demised to the lessee above named the right to occupy and use for