

parcel demised in the other lease being the outer slope and borrow pits adjacent thereto, included in the westerly fifty feet of said lot No. 58.

Upon examination of these leases, I find that the same have been properly executed by you as Conservation Commissioner and by R. Wilke and Edward J. Milier, the respective lessees therein named. Upon examination of the provisions of these leases and of the conditions and restrictions therein contained, I find that the same are in conformity with section 471 and other sections of the General Code of Ohio relating to leases of this kind. I am accordingly approving these leases as to legality and form as is evidenced by my approval endorsed upon the leases and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.

2825.

APPROVAL—PROCEEDINGS RELATING TO APPLICATION MADE BY CLARA B. HALL FOR A REDUCTION IN THE DELINQUENT AND CURRENT RENTALS ON LEASE OF PARCEL OF LAND OF BUCKEYE LAKE.

COLUMBUS, OHIO, June 18, 1934.

HON. WILLIAM H. REINHART, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR:—You have recently submitted for my examination and approval your finding on an application made by Clara B. Hall of Columbus, Ohio, for a reduction in the amounts of delinquent and current rentals on a lease executed to her under date of July 6, 1921. By this lease, which is one for a term of fifteen years from the date above indicated and which provides for an annual rental of one hundred and fifty dollars, there is leased and demised to said lessee a parcel of the inner slope and waterfront and outer slope and borrow pits in the rear thereof on the northerly shore of Buckeye Lake, which parcel is more particularly described in said lease.

It appears from the application, as well as from the finding made by you, that the lessee is delinquent with respect to the rental on this property from November 1, 1933, to May 1, 1934, amounting to the sum of seventy-five dollars. The reason assigned in the application for the reduction requested is based to some extent upon the purposes of the lease and the contemplated use of the property under this lease. In other words, this property was leased and demised to said lessee for cottage site, docklanding and business purposes. It appears from the application that the lessee has never used the property for any purpose other than as a cottage site; and for this reason she requests a reduction in the amount of the rental provided for in the lease, as well as in the amount of the delinquent rental now due and payable.

From your finding it appears that you have made an adjustment of the delinquent rental now due and payable from the lessee and have reduced the same

from seventy-five dollars to thirty-seven dollars and fifty cents. It further appears from your finding that you have made a reduction in the amount of the current rental for the year from May 1, 1934, to May 1, 1935, from the sum of one hundred and fifty dollars, the amount provided for in the lease, to the sum of fifty dollars.

The application filed by the lessee for the reduction of the rentals here in question, as well as the findings made by you, are under the authority of House Bill No. 467, enacted by the 90th General Assembly under date of June 30, 1933, 115 O. L. 512. This application, as well as your proceedings thereunder, appears to be substantially in the form required by the provisions of this act. I am accordingly approving these proceedings as to legality and form, as is evidenced by my approval endorsed upon the resolution which is made a part of the proceedings relating to the reduction of the rentals here in question, and upon the copies thereof, all of which are herewith returned.

Respectfully,
JOHN W. BRICKER,
Attorney General.

2826.

APPROVAL—TWO TRANSCRIPTS OF PROCEEDINGS RELATING TO THE PROPOSED SALE OF TWO PARCELS OF ABANDONED HOCKING CANAL LANDS IN FALLS TOWNSHIP, HOCKING COUNTY, OHIO—CHESAPEAKE AND OHIO RAILWAY COMPANY.

COLUMBUS, OHIO, June 18, 1934.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval two certain transcripts in duplicate of your proceedings relating to the proposed sale by you as Superintendent of Public Works of Ohio of two parcels of abandoned Hocking Canal lands in Falls Township, Hocking County, Ohio, to The Chesapeake and Ohio Railway Company. The parcels of land here in question have an acreage of 5.22 acres and 4.22 acres, respectively, with an appraised value as to the first parcel of \$500.00 and as to the other the sum of \$446.00. The proposed sale of these parcels of land to the purchaser above named is to be made at the appraised value thereof. The sale of the property here in question is authorized by House Bill No. 417 enacted by the 88th General Assembly under date of April 19, 1929, 113 O. L. 521. This act provides generally for the lease or sale of abandoned Hocking Canal lands now owned by the State of Ohio in Fairfield, Hocking and Athens Counties; and the sections of this act, which have been carried into the General Code as sections 14152-3, et seq., provide for the sale of such canal lands in conformity with the provisions of sections 13965, set seq., General Code, which provide generally for the lease and sale of canal lands.

Among the findings made by you as a part of your proceedings relating to the sale of this property is one to the effect that these parcels of land are not needed for state highway purposes. This finding satisfies the requirements of section 14152-3, General Code, with respect to your authority to sell this property;