

date of the name or designation of his party except in the case of non-partisan elections.

3. That the names of candidates for each office shall be printed in rotation."

I am of the opinion that the foregoing is a fair and truthful statement of the proposed constitutional amendment and accordingly submit for uses provided by law the following certification :

"I, John W. Bricker, Attorney General of the State of Ohio, pursuant to the duties imposed upon me under the provisions of Section 4785-175, General Code, hererby certify that the foregoing summary is a fair and truthful statement of the proposed amendment to the Constitution by amending Article V thereof, by adopting and adding thereto a new section to be known as Section 2a. JOHN W. BRICKER, Attorney General."

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

6426.

APPROVAL—CANAL LAND LEASE TO LAND IN SPRINGFIELD TOWNSHIP, HAMILTON COUNTY, OHIO—CINCINNATI GAS AND ELECTRIC COMPANY, CINCINNATI, OHIO.

COLUMBUS, OHIO, November 25, 1936.

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 The Cincinnati Gas and Electric Company of Cincinnati, Ohio. By this lease, which is one for a term of ninety-nine years renewable forever and which provides for an annual rental of \$600.00 during the first fifteen years of the term of this lease, subject to reappraisal for rental purposes of the leased property at the end of each fifteen-year period, there is leased and demised to the lessee above named the right to use as a site for an electrical distribution station and for general business purposes a parcel of abandoned Miami and Erie Canal lands and lands adjacent thereto situated in the city of Lockland in Springfield Township, Hamilton County, Ohio, and in Section 2, T. 3, E. R. 1, and being a part of the same premises conveyed by

Thomas Smith, guardian of the heirs of Jacob White, deceased, to the state of Ohio by deed dated September 30, 1831, and recorded in Deed Book 47, page 365 of the records in the Recorder's Office, Hamilton County, Ohio, and being more particularly described as follows:

Beginning at a point in the west boundary line of said property, which point is 359.98 feet south  $32^{\circ} 22'$  west of the south-east corner of Wyoming and South Cooper Avenue, measured along the east line of South Cooper Avenue; thence south  $56^{\circ} 30'$  east 122.69 feet to a stone; thence south  $33^{\circ} 30'$  west, 93.06 feet to a point; thence south  $56^{\circ} 30'$  east, 20.46 feet to a point; thence south  $33^{\circ} 30'$  west, 103.17 feet to a point in the north line of Lock Street, as now located; thence north  $50^{\circ} 54'$  west along the said north line of Lock Street, 20.72 feet to a point; thence North  $43^{\circ} 57'$  west 122.13 feet to a point, the northeast corner of Lock Street and South Cooper Avenue; thence north  $32^{\circ} 22'$  east along the east line of South Cooper Avenue 167.69 feet to a point and the place of beginning, and containing 13,958 sq. ft., more or less.

This lease is one executed by you under the authority of sections 14153-7 and 14153-8, General Code, as said sections are amended in and by Amended Senate Bill No. 127 enacted by the 91st General Assembly under date of May 6, 1935, 116 O. L., 155, 158. By these sections, it is provided that abandoned Miami and Erie Canal lands and adjacent lands which are not designated as lands reserved for use for highway purposes may be leased by the Superintendent of Public Works at an annual rental of six percent of the appraised value of the property subject to re-appraisal at the end of each fifteen-year period of the term of the lease, and that the term of such lease may be for a period of fifteen years or for any multiple thereof up to ninety years or for a term of ninety-nine years renewable forever. In this connection, it is noted that the Director of Highways has made a plat of this section of the Miami and Erie Canal lands in the city of Lockland and of lands of the state adjacent thereto and that it is shown by this plat that the above described parcel of land now owned by the state is not reserved for highway purposes and will not be needed or used for such purposes. In addition to this, the Director of Highways has made and entered on the journal of his office a finding of that part of the Miami and Erie Canal lands situated in Sycamore and Springfield Townships, Hamilton County, Ohio, which will be needed for highway purposes. The parcel of land here in question is not included within this description of canal lands needed for highway purposes; and as to this parcel of land and other lands of the state adjacent

to those thus designated for highway purposes, and which are not designated or needed for such purposes, the Director of Highways, in and by his finding entered on his journal, has released such lands to the Superintendent of Public Works and to his jurisdiction for disposition as provided for by law.

In this situation, I am of the opinion that you as Superintendent of Public Works and as Director of this Department have authority to execute the lease here in question. And inasmuch as this lease has been executed in the manner required by law by you as Superintendent of Public Works and as Director of the Department acting for the state of Ohio, and by The Cincinnati Gas and Electric Company, the lessee therein named, acting by the hand of its President pursuant to the authority of a resolution of the Board of Directors of this company adopted under date of November 2, 1936, and since the provisions of this lease and the conditions and restrictions therein contained are in conformity with the statutory provisions above noted and with other statutory provisions relating to leases of this kind. I am approving this lease as to legality and form as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

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6427.

APPROVAL—PAPERS IN CONNECTION WITH THE CONVERSION OF THE LEESBURG BUILDING & LOAN ASSOCIATION INTO LEESBURG FEDERAL SAVINGS AND LOAN ASSOCIATION.

COLUMBUS, OHIO, November 25, 1936.

HON. WILLIAM H. KROEGER, *Superintendent of Building and Loan Associations of Ohio, Columbus, Ohio.*

DEAR SIR: I have examined the various papers submitted by you in connection with the conversion of The Leesburg Building & Loan Association Company into Leesburg Federal Savings and Loan Association, and find the papers submitted and the proceedings of said The Leesburg Building & Loan Association Company, as disclosed thereby, to be regular and in conformity with the provisions of section 9660-2 of the General Code of Ohio.

All papers, including two copies of the charter issued to the said