

at Longview State Hospital, Cincinnati, Ohio. This contract calls for an expenditure of \$6,952.00.

You have submitted the following papers in this connection: Controlling Board's Release and Contract Encumbrance Record No. 49.

Finding said contract in proper legal form, I have noted my approval thereon, and same is transmitted herewith to you, together with all papers submitted in this connection.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*

---

532.

SALE—STATE TO GEORGE E. TISH, DESIGNATED PORTION,  
OHIO CANAL LAND, NEWARK TOWNSHIP, LICKING  
COUNTY, OHIO.

COLUMBUS, OHIO, May 2, 1939.

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

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submit for my examination and approval a transcript in duplicate of your proceedings relating to the sale of a certain parcel of abandoned Ohio Canal land to one George E. Tish of Newark, Ohio, in and for a consideration of \$250.00 to be paid by said George E. Tish for such land.

The parcel of land here in question, which, together with other Ohio Canal lands in this section, was abandoned for canal and hydraulic purposes by certain acts of the General Assembly which have been carried into the General Code as sections 14203-20 to 14203-25, is located in Newark Township, Licking County, Ohio, and is more particularly described as follows:

Being a part of the abandoned Ohio Canal property, located in Newark Township, Licking County, Ohio, and described as follows:

Beginning at a point in the easterly line of said canal property where the same is intersected by the line that separates lands belonging to the estate of Aron Zartman from the lands owned by George E. Tish, same being opposite to Station 194 + 60, of W. H. Heiby's Survey of said canal property; thence southwesterly along said canal property line, nine hundred and five (905') feet, more or less, to a point, same being opposite to

Station 203 + 65, of said survey; thence southwesterly along said canal property line, eight hundred and sixty-five (865') feet, more or less, to a point, same being the center line of a side road and opposite to station 212 + 30, of said survey; thence northwesterly along said center line of said side road, sixty (60') feet, more or less, to a point, same being the intersection of the center line of said side road and the easterly right of way line of the State Highway No. 359 (being State Route No. 79) as relocated and constructed in 1932, said point of intersection being at right angles to and at or near Station 212 + 23, of said survey; thence northeasterly along said right of way line, six hundred thirty (630') feet, more or less, to a point, same being opposite to Station 205 + 93, of said survey; thence northeasterly along said right of way with a curve to the right having a radius of 3859.71 feet a distance of 281.85 feet, more or less, to a point, same being opposite to Station 203 + 04, of said survey; thence northeasterly along said right of way line, eight hundred six (806') feet, more or less, to a point, same being opposite to Station 194 + 98, of said survey; thence northeasterly along said right of way line with a curve to the right having a radius of 2904.93 feet a distance of ninety-four (94') feet, more or less, to a point, same being the intersection of said right of way line and the line produced that separates lands belonging to the estate of Aron Zartman from the lands owned by George E. Tish; thence southerly along said line produced eighty (80') feet, more or less, to the point of beginning and containing two and three-tenths (2.3) acres, more or less.

The parcel of Ohio Canal land here under consideration is being sold by you under the general authority conferred upon you with respect to the sale of canal lands by section 13971, General Code, and by the more special provisions of section 14203-20, et seq., General Code, above referred to. Upon examination of the transcript of your proceedings relating to the sale of this land, I find that the same contains a finding of all of the jurisdictional facts necessary to the exercise of your authority to sell this land except the finding therein with respect to the notice of sale provided for in the second paragraph of section 14203-23, General Code, which provides:

“Before proceeding to sell or lease any of said abandoned Ohio Canal lands, except to the owners of existing leases, the superintendent of public works shall give at least thirty days notice by publication in two newspapers of opposite politics and of general circulation in the county where said lands are located, that he will on and after the date of publication and for ninety days thereafter receive applications for the purchase or lease of

said abandoned canal lands, and after the expiration of said period, leases and sales of said abandoned canal lands may be made in accordance with the provisions of this act."

Upon making inquiry of your department in regard to this matter, I am advised that the notice of sale with respect to the Ohio Canal lands abandoned for canal and hydraulic purposes by the acts above referred to, was given in the manner required by section 14203-23, General Code.

In this view and finding as I do that the sale of this property and the transcript of your proceedings relating to such sale are otherwise in compliance with the law, I am approving this sale and your proceedings relating to the same as is evidenced by my approval endorsed upon the transcript and upon the duplicate copy thereof, both of which are herewith returned.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*

---

533.

SALE—STATE TO ANDREW S. MITCHELL, DESIGNATED PORTION, OHIO CANAL LAND, NEWARK TOWNSHIP, LICKING COUNTY, OHIO.

COLUMBUS, OHIO, May 2, 1939.

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

DEAR SIR: This is to acknowledge receipt of your recent communication with which you submit for my examination and approval a transcript in duplicate of your proceedings relating to the sale of a certain parcel of abandoned Ohio Canal land to one Andrew S. Mitchell of Newark, Ohio, in and for a consideration of \$130.00 to be paid by said Andrew S. Mitchell for such land.

The parcel of land here in question, which, together with other Ohio Canal lands in this section, was abandoned for canal and hydraulic purposes by certain acts of the General Assembly which have been carried into the General Code as sections 14203-20 to 14203-25, is located in Newark Township, Licking County, Ohio, and is more particularly described as follows:

Being a part of the abandoned Ohio Canal property, located in Newark Township, Licking County, Ohio, and described as follows: