

390.

LEASE—CANAL LAND, STATE TO DOLLIE V. V. BLACK,
ABANDONED OHIO CANAL PROPERTY, LICKING TOWN-
SHIP, MUSKINGUM COUNTY.

COLUMBUS, OHIO, April 5, 1939.

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 executed by you as Superintendent of Public Works and as Director of said department to one Dollie V. V. Black of Zanesville, Ohio.

By this lease, which is one for a stated term of fifteen years and

which provides for an annual rental of \$30.00, there is leased and demised to the lessee above named the right to occupy and use for agricultural purposes that portion of the abandoned Ohio Canal property located in Licking Township, Muskingum County, Ohio, and described as follows:

Beginning at the southerly line of what is known as Main Street in the village of Nashport, Ohio, same being at or near Station 1401+72, of Bruce Doughton's survey of said canal property, and extending thence southerly and westerly with the lines of said canal property forty-seven hundred and seventy-eight (4778') feet, more or less to Station 1449+50, of said survey and containing twelve and eight-tenths (12.8) acres, more or less.

Upon examination of this lease, which is executed by you under the authority of an Act of the 89th General Assembly enacted April 29, 1931, 114 O. L., 541, I find that the same has been executed by you in your official capacity above stated and by Dollie V. V. Black in the manner provided by law.

Assuming, as I do, that this property has not been designated for state highway purposes and that no application for the lease of the same has been made by any of the corporations or persons having prior rights to the lease of this property under section 8 of said Act, I find that the terms and provisions of this lease and the conditions and restrictions therein contained are in conformity with the above mentioned Act of the legislature and with other related statutes. I am, therefore, approving this lease, 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,

THOMAS J. HERBERT,
Attorney General.