

6253

APPROVAL—BONDS OF CITY OF CUYAHOGA FALLS, SUMMIT COUNTY, OHIO, \$100,000.00.

COLUMBUS, OHIO, October 27, 1936.

*Retirement Board, State Teachers Retirement System, Columbus, Ohio.*

6254

APPROVAL—FINDINGS RELATIVE TO REDUCTION OF CURRENT RENTALS ON OHIO AND MIAMI AND ERIE CANAL LAND LEASES—PEARL A. BRODE, NEVA J. TIDRICK, CARL HENCH, ANDREW J. EBY AND TROY GOSPEL TABERNACLE, INC.

COLUMBUS, OHIO, October 28, 1936.

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 certain findings, five in number, canceling leases theretofore executed by your department covering parcels of Ohio and of Miami and Erie Canal lands. These findings thus made by you as Superintendent of Public Works were on applications requesting the cancellation of the several leases for the reasons therein respectively stated, which applications were filed with you under the authority of House Bill No. 467, 115, O. L., 512.

The several leases which are canceled by the findings made by you and by the approval thereof by the Governor and the Attorney General are the following designated with respect to the name of the lessee, the number of the lease and the location of the canal land covered by the lease.

<i>Name</i>	<i>Number</i>	<i>Location</i>
Pearl A. Brode	0.306	Newcomerstown, Ohio
Neva J. Tidrick	0.292	Newcomerstown, Ohio
Carl Hench	M&E 238	Defiance, Ohio
Andrew J. Eby	M&E 352	Near Dayton
Troy Gospel Tabernacle, Inc.	M&E 525	Troy, Ohio

By Section 6 of this act, it is provided that if at any time any lessee or lessees of the state of Ohio can no longer economically use the canal

lands leased to them by the state of Ohio, such lessee or lessees shall file with the Superintendent of Public Works, at least sixty days prior to any rental payment date, a sworn statement of facts pertaining to such lease, setting forth the reasons why such lease cannot be used any longer by them, and requesting the cancellation of such lease. By Section 7 of this act, it is provided that upon receipt of such sworn statement or application the Superintendent of Public Works shall make a thorough investigation of the facts, and if he is satisfied that such representations are true and that all accrued rentals thereon have been paid in full up to the next semi-annual payment date, he may request the Governor and the Attorney General to join with him in a finding directing the cancellation of the lease.

In all of the applications, except one, which have been filed with you for the cancellation of the several leases above referred to the reasons therein assigned for the cancellations requested are such as to indicate that the respective lessees can no longer economically use the canal lands covered by such leases. In one of the applications here in question, to wit, that made by and on behalf of the Troy Gospel Tabernacle, Inc., the economic reasons upon which the application for cancellation is based appear only indirectly. In this case, it appears that the parcel of Miami and Erie Canal land in the city of Troy covered by this lease was thereby acquired by said lessee as a site for a temporary tabernacle for religious worship; and it was apparently contemplated by the congregation constituting the church organization that later a more substantial and more permanent building would be erected on this parcel of land. It seems, however, that the people in the immediate community in which this tabernacle is now located do not share the religious faith of the congregation which carries on its worship in this tabernacle, and inasmuch as it further appears that this congregation was unusually fervent in its manner of worship indicated by outward manifestations of religious ardor, some of the people in the neighborhood objected to the religious services carried on by the congregation in this tabernacle. By reason of this situation and the belief that is now entertained by the members of the congregation that any effort on the part of this church organization to erect a more substantial and more permanent building upon this parcel of land would result in further and more active opposition on the part of people of other religious faiths in the neighborhood, the members of this congregation in keeping with the spirit which actuates them in their worship, desire to avoid any further trouble on account of the objections of their neighbors and to remove their tabernacle from the premises. In this situation, I am inclined to the view that the reason ascribed for the requested cancellation of this lease is one which may be within the provisions of the act of the legislature above referred to. And for this reason the finding

made by you canceling this lease, subject to the approval of the Governor and the Attorney General, is approved by me, as are, likewise, the findings made by you with respect to the other leases above noted. My approval as to each of these findings is indicated by my approval endorsed thereon and upon the duplicate and triplicate copies thereof, all of which are herewith returned to you.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

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6255.

APPROVAL—BONDS OF JACKSON TOWNSHIP RURAL  
SCHOOL DISTRICT, SENECA COUNTY, OHIO, \$7,500.00.

COLUMBUS, OHIO, October 28, 1936.

*Industrial Commission of Ohio, Columbus, Ohio.*

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6256.

APPROVAL—BONDS OF CUYAHOGA COUNTY, OHIO,  
\$10,000.00.

COLUMBUS, OHIO, October 28, 1936.

*State Employes Retirement Board, Columbus, Ohio.*

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6257.

APPROVAL—FINDINGS RELATIVE TO REDUCTION OF CUR-  
RENT RENTALS ON OHIO AND MIAMI AND ERIE CANAL  
LAND LEASES—FREDERICK F. BAYER, E. G. KING AND  
PEARL GILLIOTTE AND JOHN W. CHAPMAN.

COLUMBUS, OHIO, October 28, 1936.

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 certain findings made by you as Superintendent of Public Works adjusting