

agricultural purposes that portion of the abandoned Ohio Canal property, including the full width of the bed and banks thereof, located in Circleville Township, Pickaway County, Ohio, except that portion of said canal property as sold to The Norfolk and Western Railway Company, in 1911, and beginning at station 34+21.5, of the W. O. Sanzenbacher Survey of said canal under date of April 16th, 1934, and running thence northerly with the lines of said canal property, five hundred (500') feet, and containing 0.82 acres, more or less.

Upon examination of this lease, which is executed by you under your general authority as successor to the power, authority and duties of the Board of Public Works and under the more special authority conferred by an Act of the 79th General Assembly enacted June 7, 1911, 102 O. L., 293, I find that the lease has been properly executed by you in your official capacity above stated and by Noah Brown, the lessee therein named. I further find upon examination of this lease that the terms and provisions thereof and the conditions and restrictions therein contained are in conformity with said Act and with other statutory provisions relating to leases of this kind. I am accordingly 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,

HERBERT S. DUFFY,
Attorney General.

3142.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH SUPERINTENDENT OF PUBLIC WORKS, WITH FRANK W. WORKMAN, COSHOCTON, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL \$6.00, RIGHT TO OCCUPY AND USE FOR RESIDENTIAL AND AGRICULTURAL PURPOSES, DESCRIBED PORTION, OHIO CANAL PROPERTY, LOCATED IN TUSCARAWAS TOWNSHIP, COSHOCTON COUNTY, OHIO.

COLUMBUS, OHIO, October 26, 1938.

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 Frank W. Workman of Coshocton, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$6.00, there is leased and demised to the lessee above named the right to occupy and use for residential and agricultural purposes that portion of the Ohio Canal property, including the full width of the bed and banks thereof, located in Tuscarawas Township, Coshocton County, Ohio, and described as follows:

Beginning at or near station 3886+12, of G. F. Silliman's Survey of said canal property, and running thence southerly with the lines of said canal, one hundred (100') feet, more or less, as measured along the transit line of said survey, to station 3887+12, and containing nine thousand (9,000) square feet, more or less, and excepting therefrom any of the above described property that may be occupied by the public highway known as State Route No. 20.

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 Frank W. Workman 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,

HERBERT S. DUFFY,

Attorney General.