

328.

LEASE—CANAL LAND, STATE TO LOUISE BRADSHAW,
ABANDONED OHIO CANAL PROPERTY, AS DESIGNATED,
MORGAN TOWNSHIP, SCIOTO COUNTY.

COLUMBUS, OHIO, March 18, 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 in triplicate executed by you in your official capacity as Superintendent of Public Works and as Director of said department to one Louise Bradshaw of Lucasville, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$12.00, 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 Morgan Township, Scioto County, Ohio, and described as follows:

Beginning at the northerly line produced across the said canal property of the lands of the grantee herein, at Station 2028+54 of W. H. Heiby's Survey of said canal property, and extending thence southerly with the lines of said canal property, fourteen hundred and forty-six (1446') feet, more or less, as measured along the transit line of said survey to Station 2043+00, and excepting therefrom any portion of the above described property that may be occupied by a state highway, and containing, exclusive of said exception, two and nine-tenths (2.9) 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 Louise Bradshaw, the lessee therein named. I further find upon examination of this lease that the terms and pro-

visions 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,

THOMAS J. HERBERT,

Attorney General.