

213.

LEASE—ABANDONED OHIO CANAL—STATE TO ASA BAR-
THELMAS, DESIGNATED PORTION, WAYNE TOWNSHIP,
PICKAWAY COUNTY.

COLUMBUS, OHIO, March 1, 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 Asa Barthelmas of Circleville, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$9.00, there is leased and demised to the lessee above named the right to occupy and use for residence and agricultural purposes that portion of the abandoned Ohio Canal in Wayne Township, Pickaway County, Ohio, commencing at the west line of what was formerly known as "Huffman Bridge" being at or near station 3536 of the survey of said canal south of Circleville, Ohio, as surveyed by W. H. Heiby under the direction of the Superintendent of Public Works in 1911 and 1912, and extending southerly for a distance of two hundred feet, and containing one-half acre, 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 Asa Barthelmas, 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,

THOMAS J. HERBERT,
Attorney General.