

in Liberty Township, Fairfield County, Ohio, at points on said abandoned canals more particularly described in said lease.

Upon examination of said lease, I find the same has been properly executed and that the same as to its form and provisions is in conformity with the provisions of Sections 13965, et seq., of the General Code, and other related statutes applicable in the consideration of leases of this kind. Said lease is, accordingly, approved by me as to legality and form as is evidenced by my approval endorsed upon said lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned to you.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

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2351.

APPROVAL, LEASE BETWEEN DEPARTMENT OF PUBLIC WORKS AND THE DAYTON POWER AND LIGHT COMPANY, DAYTON, OHIO, FOR RIGHT TO ERECT POLES AND SUPPORTING ANCHOR ON EASTERLY EMBANKMENT OF THE ABANDONED MIAMI AND ERIE CANAL LANDS IN VAN BUREN TOWNSHIP, MONTGOMERY COUNTY, OHIO.

COLUMBUS, OHIO, September 16, 1930.

HON. A. T. CONNAR, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval a certain lease in triplicate by which you, as Superintendent of Public Works and as Director of said department, have leased and granted to the Dayton Power and Light Company of Dayton, Ohio, for a term of fifteen years and for an annual rental of \$10.00 the right and permission to erect and maintain three poles and one supporting anchor on the easterly embankment of the abandoned Miami and Erie Canal lands opposite Stations 9720, 9721-30 and 9722-50 of the H. C. Baldwin survey of said canal, in Van Buren Township, Montgomery County. From the provisions of said lease, it appears that the same has been granted subject to the provisions of a prior lease now owned and held by one Gustav E. Heinrich, executed by your department under date of May 18, 1927, and that said poles and anchor are to be erected, constructed and maintained with the consent of said Gustav E. Heinrich.

Upon examination of said lease, I find that the same has been properly executed and that the form and provisions of said lease are such as to conform with the provisions of Sections 13965, et seq. and other sections of the General Code applicable in the consideration of leases of this kind.

Said lease is, accordingly, approved by me as to legality and form as is evidenced by my approval endorsed upon said lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*