

1581.

LEASE—CANAL LAND, STATE TO FRANK E. DILL, DESIGNATED PORTION, OHIO AND ERIE CANAL, HAMILTON TOWNSHIP, FRANKLIN COUNTY, USE, AGRICULTURE AND BUILDING PURPOSES.

COLUMBUS, OHIO, December 15, 1939.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval a canal land lease in triplicate executed by you as Superintendent of Public Works and as Director of said department, for and in the name of the State of Ohio to one Frank E. Dill, of Lockbourne, Ohio.

By this lease, which is one for a stated term of fifteen years, and which provides for the payment of an annual rental of \$30.00, there is leased and demised to the lessee above named the right to occupy and use for agriculture and building purposes that portion of the Ohio and Erie Canal property located in Hamilton Township, Franklin County, Ohio, and more particularly described as follows:

“Beginning at Station 2301+78, of W. J. Slavin’s Survey of said canal property, same being the southwesterly line of a lease granted to J. M. Rauck, under date of April 12th, 1938, and running thence southwesterly with the lines of said canal property, twenty-six hundred and thirty-eight (2638’) feet, more or less, as measured along the transit line of said survey to Station 2328+16, and containing six and seven-tenths (6.7) acres, more or less.”

This lease is executed by you under the authority of the act of the 79th General Assembly enacted under date of May 31st, 1911, 102 Ohio Laws, 318, which provides for the abandonment of the Columbus feeder to the Ohio Canal lands and to provide for the selling and leasing of all lands connected therewith.

This lease is one executed by you under the authority of Section 3 of said Act, and I am assuming, for the purpose of this opinion, that no application for this lease has been made by any person or corporation entitled to prior rights with respect to the lease of the above described parcel of canal lands.

Upon examination of this lease, I find that the same has been properly executed by you, acting for and in the name of the State of Ohio, and by Frank E. Dill, the lessee. 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.*

1582.

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BONDS—VILLAGE OF BEDFORD, CUYAHOGA COUNTY,  
\$5,000.00.

COLUMBUS, OHIO, December 18, 1939.

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

GENTLEMEN:

RE: Bonds of the Village of Bedford, Cuyahoga County,  
Ohio, \$5,000.00.

The above purchase of bonds appears to be a part of a \$130,424.44 issue of street improvement assessment bonds of the above village dated June 1, 1930. The transcript relative to this issue was approved by this office in an opinion rendered to your Board under date of September 11, 1930, being Opinion No. 2324.

It is accordingly my opinion that these bonds constitute valid and legal obligations of said village.

Respectfully,

THOMAS J. HERBERT,  
*Attorney General.*

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BONDS—CITY OF AKRON, SUMMIT COUNTY, \$5,000.00.

COLUMBUS, OHIO, December 18, 1939.

*Retirement Board, Public Employes Retirement System, Columbus, Ohio.*

GENTLEMEN:

RE: Bonds of the City of Akron, Summit County, Ohio,  
\$5,000.00.

The above purchase of bonds appears to be a part of a \$900,000 issue of Airport Bonds of the above city dated April 1, 1928. The tran-