

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

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2654.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH DIRECTOR, DEPARTMENT OF PUBLIC WORKS, WITH DEPARTMENT OF AGRICULTURE, DIVISION OF CONSERVATION, TERM, FIFTEEN YEARS, ANNUAL RENTAL, \$24.00, DESCRIBED PORTION, MIAMI AND ERIE CANAL PROPERTY, AUGLAIZE COUNTY, OHIO, RIGHT TO OCCUPY AND USE FOR PUBLIC RECREATION AND FISH PROPAGATION PURPOSES.

COLUMBUS, OHIO, June 28, 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 in triplicate executed by you as Superintendent of Public Works as Director of said department to the Department of Agriculture, Division of Conservation.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$24.00, there is leased and demised to the lessee above named the right to occupy and use for public recreation and fish propagation purposes, the following described Miami and Erie canal property, located in Auglaize County, Ohio:

Beginning at a line drawn at right angles through Station 5791+60, of D. Blythe's Survey of said canal property, the same being at or near the dam constructed at the northerly end of what is commonly known as "Forty Acre Pond" and extending southerly with the lines of said canal property to a line drawn at right angles through Station 5941+10, of S. A. Buchanan's Survey of said canal property, including all basins and wide waters between the aforementioned stations.

Upon examination of this lease, which is one executed by you under the authority of the DeArmond Act, so-called, 114 O. L., 546, I find that the same has been executed by you in your official capacity above stated

and by the Department of Agriculture, Division of Conservation, the lessee therein named, by the hand of L. Wooddell, Conservation Commissioner, in the manner provided by law. Assuming, as I do, that the parcel of canal land above described has not been designated by the Director of the Department of Highways for state highway purposes, I find that the provisions of this lease and the conditions and restrictions therein contained are in conformity with the act of the legislature above referred to and with other statutory provisions relating to leases of this kind. I am, accordingly, approving this lease and I am herewith returning the same with my approval endorsed thereon and upon the duplicate and triplicate copies which are likewise herewith enclosed.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2655.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH DIRECTOR, DEPARTMENT OF PUBLIC WORKS, WITH THE EAST OHIO GAS COMPANY, CLEVELAND, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL, \$12.00, RIGHT TO LAY AND MAINTAIN CERTAIN GAS MAIN ACROSS AND UNDER BED, DESCRIBED PORTION OHIO AND ERIE CANAL PROPERTY, LAWRENCE TOWNSHIP, TUSCARAWAS COUNTY, OHIO.

COLUMBUS, OHIO, June 28, 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 The East Ohio Gas Company of Cleveland, 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 lay and maintain one eight-inch gas main across and under the bed of the Ohio and Erie Canal property, located in Lawrence Township, Tuscarawas County, Ohio, at or near Station 919+37, of G. F. Silliman's Survey of said canal.