

1495.

APPROVAL—CANAL LAND LEASE EXECUTED TO ONE RUSSELL ANDERS OF HAYDENVILLE, OHIO.

COLUMBUS, OHIO, November 19, 1937.

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 to one Russell Anders of Haydenville, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$6.00, there is leased and demised to the lessee above named the right to occupy and use for building and agricultural purposes that portion of the abandoned Hocking Canal located in Green Township, Hocking County, Ohio, which is described as follows:

Beginning at a line drawn at right angles to the transit line of Bruce Doughton's Survey of said canal property at Station 1828+24, and extending thence southerly, with the lines of said canal property, a distance of one hundred sixty (160') feet, to a line drawn at right angles to said transit line at Station 1829+84, and containing thirty-one hundredths (0.31) acres, more or less, reserving and excepting so much of the above described property that may be occupied by the public highway.

This lease is one executed by you under the authority of the Act of April 19, 1929, 113 O. L., 521, which authorizes the Superintendent of Public Works, as the Director thereof, to lease in conformity with the provisions of Sections 13965, et seq., General Code, those portions of the abandoned Hocking Canal lands in Fairfield, Hocking and Athens Counties that are still owned by the State of Ohio, and that such leases may be for a term of not less than fifteen years nor more than twenty-five years and that the bed and banks of said abandoned canal property may be included in any lease of such canal lands.

Upon examination of this lease, I find that the same has been properly executed by you as Superintendent of Public Works and as Director of said department, acting for and in the name of the State of Ohio, and by Russell Anders, the lessee therein named. Inasmuch as I further find from an examination of this lease that the provisions of the

lease and the conditions and restrictions therein contained are in conformity with said act and with other statutory provisions relating to canal land leases, I am approving this lease, as is evidenced by my approval noted on the lease and upon the duplicate and triplicate copies thereof.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

1496.

APPROVAL—BONDS OF CLEVELAND CITY SCHOOL DISTRICT, CUYAHOGA COUNTY, OHIO, \$3,000.00.

COLUMBUS, OHIO, November 19, 1937.

*Retirement Board, State Public School Employes' Retirement System,
Columbus, Ohio.*

GENTLEMEN :

RE: Bonds of Cleveland City School District, Cuyahoga County, Ohio, \$3,000.00.

The above purchase of bonds appears to be part of an issue of bonds of the above school district dated March 1, 1930. The transcript relative to this issue was approved by this office in an opinion rendered to the Teachers Retirement System under date of December 27, 1933, being Opinion No. 2062.

It is accordingly my opinion that these bonds constitute a valid and legal obligation of said school district.

Respectfully,

HERBERT S. DUFFY,
Attorney General.