

904.

APPROVAL—CANAL LAND LEASE EXECUTED BY THE
STATE OF OHIO TO CHARLES P. RANEY AND PERRY
STEPHENSON OF AKRON, OHIO.

COLUMBUS, OHIO, July 23, 1937.

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

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submit for my examination and approval a certain canal land lease in triplicate executed by the State of Ohio, through you as Superintendent of Public Works and as Director of said department, to Charles P. Raney and Perry Stephenson of Akron, Ohio. By this lease instrument, which is one for a stated term of fifteen years and which provides for an annual rental of \$600.00, payable in semiannual installments of \$30.00 each, there is leased and demised to said lessees the right to occupy and use for building and business purposes that portion of the Ohio and Erie Canal located on the southerly side of West Exchange Street in the city of Akron, Summit County, Ohio, which is described as follows:

Beginning at a point in the southerly line of West Exchange Street, said point being 25 feet easterly, as measured along the southerly line of said street, from the easterly line of Miller Street; and running thence southwesterly sixty-one (61') feet, more or less, to a line which is sixty (60) feet from and parallel to said southerly line of West Exchange Street; thence easterly and parallel with said southerly line of West Exchange Street, seventy-five (75') feet, more or less, to the westerly line of a tract of land sold to the B. F. Goodrich Company in December, 1914; thence northerly along the line of the said B. F. Goodrich Company's tract, sixty-one (61') feet, more or less, to the southerly line of West Exchange Street; thence westerly along the southerly line of West Exchange Street, sixty-eight (68') feet, more or less, to the place of beginning and containing forty-three hundred and twenty (4320) square feet, more or less;

Also the right to ingress and egress over the westerly slope of said canal embankment from Miller Avenue to the southerly end of the above described property.

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 on behalf of the State of Ohio, and by Charles P. Raney and Perry Stephenson, the lessees therein named. Upon examination of the provisions of the lease and of the conditions and restrictions therein contained, I find that the same are in conformity with the provisions of Sections 13965, et seq., General Code, and with other statutory enactments 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.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

905.

APPROVAL.—CANAL LAND LEASE EXECUTED BY THE
STATE OF OHIO TO ONE GERTRUDE HOPKINS OF DAY-
TON, OHIO.

COLUMBUS, OHIO, July 23, 1937.

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 and as Director of said department to one Gertrude Hopkins of Dayton, 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 occupy and use for cottage site and agricultural purposes that portion of the abandoned Miami and Erie Canal, including the full width of the bed and embankments thereof, located in Mad River Township, Montgomery County, Ohio, which is more particularly described as follows:

Commencing on the northerly line produced of Lot No. 26, of Edward F. Lipp's Morningside Plat, said line intersecting the transit line of H. E. Whitlock's Survey of said canal property at Station 9211 plus 33.8; thence southwesterly with the canal property lines a distance of one hundred thirty-four and seven-tenths (134.7') feet, as measured along said transit line,