

Superintendent of Public Works and as Director of said Department, acting for and on behalf of the state of Ohio, and by the lessees therein named, and that the provisions of these leases and the conditions and restrictions therein contained are in conformity with said DeArmond Act and other enactments relating to leases of this kind, I am approving these leases as to legality and form, as is evidenced by my approval endorsed upon said leases and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.

6146.

APPROVAL—CANAL LAND LEASE TO LAND IN WASHINGTON TOWNSHIP, MIAMI COUNTY, OHIO.

COLUMBUS, OHIO, October 3, 1936.

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 canal land lease in triplicate in and by which in consideration of the payment of an annual rental of thirty dollars, there is leased and demised to the Division of Conservation of the Department of Agriculture of the state of Ohio that portion of the abandoned Miami and Erie Canal, including the full width of the bed and banks thereof, located in Washington Township, Miami County, Ohio, and more particularly described as follows:

Beginning at a line drawn at right angles to the transit line of the H. E. Whitlock Survey of said canal, as made in 1915, through Station 7678, of said survey, and running thence southerly with the lines of said property sixty-three hundred and eighty-six (6386¹) feet, as measured along the transit line to a line drawn through Station 7741+86, and being the northerly line of a lease granted to the applicant herein, under date of August 15, 1933, and containing sixteen and forty-three hundredths (16.43) acres, more or less.

This lease is one executed by you under the general authority conferred upon you as Superintendent of Public Works by Section 464, Gen-

eral Code, and under the more specific authority provided for by the DeArmond Act, 114 O. L., 546; and assuming, as I do, that no part of the parcel of Miami and Erie Canal land covered by this lease has been designated for highway purposes by the Director of Highways as provided for in this act, and that no part of the same has been set aside for park purposes under the authority of this act and of the Farnsworth Act, 114 O. L., 518, I find that you are authorized to execute this lease to the lessee above named and for the purposes stated in the lease which are that this parcel of land shall be used for the propagation of fish and game and for recreation purposes for the stated term of the lease which is fifteen years.

Upon examination of the lease, I find that the same has been properly executed by you as Superintendent of Public Works and as Director of said Department and by the Division of Conservation, acting by the hand of the Conservation Commissioner pursuant to the authority of a resolution by the Conservation Council. Further finding that the provisions of this lease and the conditions and restrictions therein contained are in conformity with the DeArmond Act, above referred to, and with other statutory enactments relating to leases of this kind, I am approving this lease as to legality and form, 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,

JOHN W. BRICKER,
Attorney General.

6147.

APPROVAL—LEASE TO O & E CANAL LAND IN VILLAGE OF VALLEY VIEW, CUYAHOGA COUNTY, OHIO—CLEVELAND ELECTRIC ILLUMINATING COMPANY OF CLEVELAND, OHIO.

COLUMBUS, OHIO, October 3, 1936.

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

DEAR SIR: You have submitted to me for my examination and approval a canal land lease in triplicate in and by which in consideration of the payment to the state of Ohio of an annual rental of \$90.00, there is leased and demised to The Cleveland Electric Illuminating Company of Cleveland, Ohio, the right to occupy and use for a term of fifteen years the berme embankment of the Ohio and Erie Canal and extending along