

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 returned to you.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

1115.

APPROVAL—WATER LEASE IN AND BY THE TERMS OF WHICH THE CITY OF DELPHOS IS PERMITTED TO INSERT A PIPE INTO THE MIAMI AND ERIE CANAL.

COLUMBUS, OHIO, September 9, 1937.

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

DEAR SIR: You recently submitted for my examination and approval a certain water lease in triplicate in and by the terms of which the City of Delphos, Ohio, is permitted to insert into the level of the Miami and Erie Canal, next above Lock No. 23, a one and one-half-inch pipe for the purpose of withdrawing therefrom, subject to the conditions and restrictions contained in said lease, water to be used for the purpose of supplying a steam boiler.

This lease is one for a term of five years from May 1, 1935, and provides for the payment of an annual rental of \$54.00, in advance, on the first days of May and November in each and every year. This lease is granted as a renewal of M&E Water Lease No. 175 executed to the lessee above named on July 7, 1932, for a period of five years from May 1, 1930.

The lease here in question is one executed by you under the authority of Section 14009, General Code, which provides that the Superintendent of Public Works may sell or lease surplus waters in the state canals or in any of the feeders or reservoirs for hydraulic or other purposes for a term not exceeding twenty-five years and for an annual rental as he may deem most beneficial to the interests of the State, subject to such conditions, reservations and restrictions as he may deem necessary and proper.

Upon examination of the lease, I find that the same has been properly executed by you as Superintendent of Public Works and by the City of Delphos, acting by the hands of its Service Director and

Mayor pursuant to Ordinance No. 157B passed by the Council of the City of Delphos, Ohio, under date of July 13, 1937.

I am accordingly approving this lease as is evidenced by my approval endorsed upon the lease and upon the duplicate and triuplicate copies thereof, all of which are herewith returned to you.

Respectfully,

HERBERT S. DUFFY,

Attorney General.

1116.

APPROVAL—ABSTRACT OF TITLE, WARRANTY DEED,
AND CONTRACT ENCUMBRANCE RECORD RELATING
TO A TRACT OF LAND IN JOHNSON TOWNSHIP,
CHAMPAIGN COUNTY, OHIO.

COLUMBUS, OHIO, September 9, 1937.

HON. L. WOODDELL, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submitted for my examination and approval an abstract of title, warranty deed, contract encumbrance record No. 6 and other files relating to a tract of land which is owned of record by one Emma R. Mahan in Johnson Township, Champaign County, Ohio, which the Conservation Council has purchased as a part of the Kiser Lake project, under the authority conferred upon that body by the provisions of Section 472, General Code.

This tract of land, which is to be conveyed to the State of Ohio by warranty deed executed by Emma R. Mahan, a widow, subject to certain conditions therein stated, is more particularly described as follows:

Being a part of the North one-half of the Northwest One-Quarter of Section twenty-two and being a part of the 70.0 acre tract owned by grantor and described as follows: Beginning at the southwest corner of the 70.0 acre tract owned by grantor, said place of beginning being in the center of State Route No. 69 and also the Northwest corner of the 41.28 acre tract of land purchased by the State of Ohio from T. P. and L. Horney; thence North $0^{\circ} 19' W.$ 1108.31 feet with the center line of the State Route No. 69 to a point;