

state highway purposes and that no application for the lease of the same has been made by any of the corporations or persons having prior rights to the lease of this property under Section 8 of said Act, I find that the terms and provisions of this lease and the conditions and restrictions therein contained are in conformity with the above mentioned Act of the legislature and with other related statutes. I am, therefore, 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 enclosed.

Respectfully,

HERBERT S. DUFFY,

*Attorney General.*

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1734.

APPROVAL.—LEASE SUPERINTENDENT OF PUBLIC WORKS TO ARTHUR ZIMMER, NEWCOMERSTOWN, OHIO, FIFTEEN YEARS, ANNUAL RENTAL \$48.00, CERTAIN DESCRIBED OHIO CANAL PROPERTY LOCATED IN VILLAGE OF NEWCOMERSTOWN, TUSCARAWAS COUNTY, OHIO, RIGHT TO OCCUPY AND USE FOR BUILDING PURPOSES.

COLUMBUS, OHIO, January 7, 1938.

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

DEAR SIR: You recently submitted for my examination and approval a certain canal land lease executed by you as Superintendent of Public Works and as Director of said department to one Arthur Zimmer of Newcomerstown, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$48.00, there is leased and demised to the lessee above named the right to occupy and use for building purposes a part of the Ohio Canal property located in the village of Newcomerstown, Tuscarawas County, Ohio, and described as follows:

Beginning at a point which is nineteen (19') feet east of the center line of the C. & M. R. R. and ninety (90') feet south of the south line of Basin Street in said village; thence easterly with the south line of a tract of land sold by the State of Ohio

to R. Y. Patterson, et al., in 1897, one hundred sixty-six (166') feet, more or less, to the southeast corner of said Patterson tract; thence southerly at right angles thirty (30') feet; thence westerly parallel with said south line of said Patterson tract, one hundred seventy (170') feet, more or less, to a point which is nineteen (19') feet east of the center line of said C. & M. R. R., thence northerly, thirty-one (31') feet, more or less, to the place of beginning and containing five thousand one hundred twenty-four (5,124) square feet, more or less.

Upon examination of this lease, which is executed by you under the authority of an Act of the 89th General Assembly enacted April 29, 1931, 114 O. L., 541, I find that the same has been executed by you in your official capacity above stated and by Arthur Zimmer in the manner provided by law.

Assuming, as I do, that this property has not been designated for state highway purposes and that no application for the lease of the same has been made by any of the corporations or persons having prior rights to the lease of this property under Section 8 of said Act, I find that the terms and provisions of this lease and the conditions and restrictions therein contained are in conformity with the above mentioned Act of the legislature and with other related statutes. I am, therefore, 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 enclosed.

Respectfully,

HERBERT S. DUFFY,

*Attorney General.*

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1735.

APPROVAL.—LEASE SUPERINTENDENT OF PUBLIC WORKS TO MARK WOOD AND MRS. ALTA WOOD WORLEY, CLEVELAND, OHIO, FIFTEEN YEARS, ANNUAL RENTAL \$6.00, CERTAIN DESCRIBED PORTION OUTER MARGIN AND TOWING PATH, OHIO CANAL, VILLAGE OF NEW-COMERSTOWN, TUSCARAWAS COUNTY, OHIO, TO OCCUPY AND USE FOR YARD AND BUILDING PURPOSES.

COLUMBUS, OHIO, January 7, 1938.

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