

3266.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH DIRECTOR OF PUBLIC WORKS, TO C. W. AND E. A. MURPHEY, COLUMBUS, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL, \$12.00, DESCRIBED PORTION "SPOIL EMBANKMENT" OHIO CANAL, FAIRFIELD COUNTY, OHIO, RIGHT TO OCCUPY AND USE FOR COTTAGE SITE AND LANDING PURPOSES.

COLUMBUS, OHIO, November 16, 1938.

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 executed by you as Superintendent of Public Works, for and on behalf of the State of Ohio, to C. W. and E. A. Murphey of Columbus, 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 lessees above named the right to occupy and use for cottage site and landing purposes that portion of the state land known as the "Spoil Embankment" of the Ohio Canal in Section 4, Town 16, Range 18, Fairfield County, Ohio, lying between what is commonly known as the county road, leading to Baltimore, Ohio, and the Ohio Canal, that is included in Lot No. 6 of the State's Spoil Bank Allotment, and having a frontage of one hundred (100) feet, measured along the east line of the county road.

This lease is one executed by you under the authority of House Bill 144, enacted by the 88th General Assembly under date of April 19, 1929, 113 O. L. 524, which Act authorizes the Superintendent of Public Works, the Governor and the Attorney General to sell or lease certain canal lands between the flume at Buckeye Lake in Fairfield County, Ohio, and Little Walnut Creek in Pickaway County, Ohio.

Assuming, as I do, that no application for the lease of the above described parcel of land was made by the owner of abutting property within the time specified in said Act, I find this lease and the terms and conditions thereof to be in conformity with said Act, and with other statutory enactments relating to leases of this kind; and inasmuch as I further find that this lease has been properly executed by you, as Superintendent of Public Works, for and in the name of the State of Ohio, and by C. W. and E. A. Murphey, the lessees therein named, I am approving this lease, as evidenced by my approval endorsed thereon and

upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

3267.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH DIRECTOR OF PUBLIC WORKS, TO CITY OF PIQUA, MIAMI COUNTY, OHIO, TERM NINETY-NINE YEARS, ANNUAL RENTAL, \$18.00, DESCRIBED PORTION, ABANDONED MIAMI AND ERIE CANAL LANDS, WASHINGTON TOWNSHIP, MIAMI COUNTY, OHIO, RIGHT TO OCCUPY AND USE FOR SPUR TRACK RIGHT OF WAY.

COLUMBUS, OHIO, November 16, 1938.

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, for and on behalf of the State of Ohio, to the City of Piqua, Miami County, State of Ohio.

By this lease, which is one for a term of ninety-nine years, renewable forever, and which provides for an annual rental of \$18.00 during the first fifteen year period of the term of the lease, there is leased and demised to the lessee above named, the right to occupy and use for spur track right of way, and for general business and municipal purposes, that portion of the abandoned Miami and Erie Canal lands located in Washington Township, Miami County, Ohio, which is more particularly described as follows:

“Beginning at Station 7911+90, of S. A. Buchanan’s Survey of said canal property, same being the southerly line of a lease granted to the City of Piqua under date of March 30, 1926, and running thence southerly with the lines of said canal property, four hundred ten (410’) feet, as measured along the transit line of said survey to Station 7916+00, and containing forty-six thousand, one hundred (46,100) square feet, more or less.”