

therein stated, a certain tract of land in said township and county.

By the above grant there is conveyed to the State of Ohio, certain lands described therein, for the sole purpose of using said lands for public fishing grounds, and to that end to improve the waters and water courses passing through and over said lands.

Upon examination of the above instrument, I find that the same has been executed and acknowledged by the grantors in the manner provided by law and am accordingly approving the same as to legality and form, as is evidenced by my approval thereon, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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399.

APPROVAL, LEASE OF CANAL LANDS TO GEORGE A.  
McCLISH OF GROVEPORT, OHIO.

COLUMBUS, OHIO, April 6, 1937.

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 and as Director of said department, acting for and on behalf of the State of Ohio, to one George McClish of Groveport, Ohio.

By this lease, which is one for a term of fifteen years and which provides for an annual rental of \$6.00, payable in semiannual installments of \$3.00 each, there is leased and demised to the lessee above named the right to occupy and use for agricultural purposes that portion of the abandoned Ohio and Erie Canal property, located in Hamilton Township, Franklin County, Ohio, and described as follows:

Beginning at station 2286+46, of W. J. Slavin's survey of said canal and running thence westerly with the lines of said canal property, a distance of one hundred twenty-two (122') feet, more or less, to the center line produced of the public highway at or near station 2287+68.

Without having access to the plat of this section of the Ohio Canal, I am unable to determine from the description of the parcel of the canal

covered by this lease whether the same is included within that portion of the Ohio Canal extending from the west end of Buckeye Lake to the Ohio River near Portsmouth, abandoned by the Act of June 7, 1911, 102 O.L., 293, or whether the same is a part of the Columbus Feeder to the Ohio Canal which was abandoned for canal purposes by the Act of June 8, 1911, 102 O.L., 318. However, the provisions of each of these acts are quite identical with the other with respect to the lease of canal lands abandoned by said respective acts in this that in each the authorized term of the lease is not less than fifteen nor more than twenty-five years, and in each there is a provision that the bed and banks of the abandoned canal property may be included in any lease of such canal lands.

It thus appears that in any view you are authorized to execute the lease here in question; and since it appears that the lease has been properly executed by you as Superintendent of Public Works, acting for and in the name of the state of Ohio, and by George McClish, the lessee therein named, and it further appears that the provisions of this lease and the conditions and restrictions therein contained are in conformity with either or both of the acts above referred to and with other statutory provisions relating to leases of this kind, this lease is hereby approved, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

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400.

APPROVAL, LEASE OF CANAL LANDS TO ONE IRA T. McCORKLE, FRANKLIN TOWNSHIP, ROSS COUNTY, OHIO.

COLUMBUS, OHIO, April 6, 1937.

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

DEAR SIR: This is to acknowledge the receipt of your recent communication submitting 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, acting for and in the name of the state of Ohio, as lessor, to one Ira T. McCorkle, as the lessee therein named.

By this lease, which is one for a term of fifteen years and which provides for an annual rental of \$24.00, payable in semiannual installments