

water, and, was for the purpose of providing the means whereby such water might be used by the lessee, it might well be questioned whether aside from the option to purchase contained in said lease, above stated, said lessee held any rights in said land or in the lease demising the same which survived the abandonment of the canal for hydraulic purposes. See Opinions of Attorney General for the year 1927, Vol. II, page 1382.

However, in my investigations of the questions presented by this lease and the option to purchase therein contained, my attention has been called to a number of unreported decisions by the Common Pleas Court of Hamilton County upholding similar option provisions in leases of Miami and Erie Canal lands in said county, which leases were quite identical with the lease here in question; and following these decisions as well as the administrative practice of your office in recognizing the validity of the optional provisions in these old Hamilton County leases of Miami and Erie Canal lands, of which there were quite a number, I am constrained to the view that your proceedings relating to the sale of the above described parcel of abandoned Miami and Erie Canal lands should be approved. I am accordingly approving the legality and form of your proceedings relating to the sale of this property, as is evidenced by my approval endorsed upon the transcript of said proceedings and the duplicate thereof, both of which are herewith returned.

Respectfully,
GILBERT BETTMAN,
Attorney General.

3503.

APPROVAL, BONDS OF CITY OF WAUSEON, FULTON COUNTY, OHIO
—\$23,000.00.

COLUMBUS, OHIO, August 13, 1931.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

3504.

APPROVAL, BONDS OF THE VILLAGE OF WILLOUGHBY, LAKE
COUNTY, OHIO—\$53,000.00.

COLUMBUS, OHIO, August 13, 1931.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

3505.

APPROVAL, BOND FOR THE FAITHFUL PERFORMANCE OF HIS
DUTIES AS RESIDENT DISTRICT DEPUTY DIRECTOR IN HARRI-
SON AND CARROLL COUNTIES—DEAN F. ROBERTS.

COLUMBUS, OHIO, August 13, 1931.

HON. O. W. MERRELL, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—You have submitted a bond in the penal sum of Five Thousand Dollars (\$5000.00), upon which the name of Dean F. Roberts appears as principal and the name of the National Surety Company appears as surety. Said bond is