

tendent of public works, by which there is leased and demised to the Baltimore and Ohio Railroad Company, for a term of fifteen years, the right to use and occupy for railroad warehouse and for general railroad business purposes a certain parcel of Ohio Canal lands located in the city of Akron, Ohio, and described as follows:

"Commencing at a point on the easterly side of the Ohio Canal in said city of Akron, that is 15 feet northeasterly from the lower quoin post on the east side of Lock No. 6, north of Portage Summit and running thence northeasterly, at right angles to the inner face of the lock wall 40 feet, more or less, to the outer margin of the State canal property; thence southeasterly along the outer margin of the canal property, 55 feet, more or less, to the intersection of said line with the westerly right of way line of The Cleveland Terminal and Valley Railroad Company; thence southeasterly along said railway right of way heretofore leased from the State of Ohio 55 feet, more or less, to a point opposite the upper easterly quoin post of said Lock No. 6, that is 47 feet, more or less, northeast of said quoin post measured at right angles to the inner face of said lock wall; thence southwesterly 20 feet, more or less, to a point opposite said upper quoin post that is 15 feet northeasterly therefrom, measured at right angles to the face of the lock wall; thence northwesterly parallel to the inner face of the easterly lock wall and 15 feet northeasterly therefrom 100 feet, more or less, to the place of beginning, and containing 3900 square feet, more or less."

Upon examination of said lease, which is one calling for an annual rental of two hundred and thirty-four dollars, I find that the same has been properly executed by the parties thereto, and that the form and provisions of said lease are in conformity with Sections 13965, et. seq., General Code, and with other statutory enactments relating to leases of this kind.

Said lease is therefore approved by me as to legality and form, which approval is evidenced by my written approval endorsed upon said lease and upon the duplicate and triplicate copies thereof.

Respectfully,  
GILBERT BETTMAN;  
*Attorney General.*

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2937.

APPROVAL, LEASE TO OHIO CANAL LAND ON EASTERLY SIDE OF OHIO CANAL, AKRON, OHIO, FOR RAILROAD WAREHOUSE AND GENERAL RAILROAD BUSINESS PURPOSES—BALTIMORE AND OHIO RAILROAD COMPANY.

COLUMBUS, OHIO, February 11, 1931.

HON. A. T. CONNAR, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval a certain canal land lease in triplicate executed by the state of Ohio, through you as superintendent of public works, by which there is leased and demised to the Baltimore

and Ohio Railroad Company for a term of fifteen years the right to use and occupy for railroad warehouse and for general railroad business purposes a certain parcel of Ohio Canal lands located in the city of Akron, Ohio, and described as follows:

"That portion of the State Canal property on the easterly side of the Ohio Canal in the City of Akron, commencing at a point in the southerly line of Cherry Street in said city that is two feet east of the inner face of the easterly lock wall of Lock No. 7 of said Ohio Canal, numbering north from the Portage Summit level, and running thence southwesterly on a line parallel to and two feet easterly from the inner face of said easterly lock wall 120 feet; thence easterly, at right angles, 34 feet to the easterly line of the State Canal property; thence northeasterly, on a line parallel to the first line above described, 120 feet more or less, to the southerly line of Cherry Street; thence northwesterly 34 feet to the place of beginning, and containing 4080 square feet, more or less, with the privilege of using the wall of the canal lock as a foundation for the rear wall of the buildings to be erected upon the tract herein leased."

Upon examination of said lease, which is one calling for an annual rental of two hundred and forty dollars, I find that the same has been properly executed by the parties thereto, and that the form and provisions of said lease are in conformity with Sections 13965, et seq., General Code, and with other statutory enactments relating to leases of this kind.

Said lease is therefore approved by me as to legality and form, which approval is evidenced by my written approval endorsed upon said lease and upon the duplicate and triplicate copies thereof.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

2938.

STORAGE SPACE—HOUSING AND STORING MACHINERY AND TOOLS OWNED BY TOWNSHIP—ACQUISITION OF SUITABLE BUILDING—TOWNSHIP TRUSTEES NOT REQUIRED TO ADVERTISE FOR BIDS.

**SYLLABUS:**

*Township trustees are not required to advertise for bids in acquiring a suitable building for housing and storing machinery and tools owned by such township.*

COLUMBUS, OHIO, February 11, 1931.

HON. C. LUTHER SWAIM, *Prosecuting Attorney, Wilmington, Ohio.*

DEAR SIR: Your letter of recent date is as follows:

"The opinion of the Attorney General is kindly requested upon General Code Section 3373, and a further interpretation of Opinion No. 2803 of 1925 of the Attorney General of Ohio.

A specific question on which an interpretation is requested is in one