

2895.

A P P R O V A L—LEASE, DEPARTMENT OF PUBLIC WORKS WITH HUGH C. CAIN FOR FIFTEEN YEARS, ANNUAL RENTAL \$6.00, CERTAIN SIDNEY FEEDER CANAL LAND, SHELBY COUNTY, OHIO.

COLUMBUS, OHIO, August 31, 1938.

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

DEAR SIR: You recently 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 to one Hugh C. Cain of Sidney, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$6.00, there is leased and demised to the lessee above named the right to occupy and use for residence and poultry yard purposes that portion of the outer slope of the towing-path embankment of the Sidney Feeder Canal located approximately one and one-half miles northeast of Sidney, Shelby County, Ohio, and described as follows:

Beginning at Station 498, and running thence northeasterly six hundred twenty (620') feet, more or less, to the westerly line of the Sidney and Port Jefferson road, as shown by the plat of W. H. Gaffney's Survey of the said Sidney Feeder Canal, made under the direction of the Ohio Canal Commission in 1890.

Upon examination of this lease, which is one executed by you under the authority of the DeArmond Act, so-called, 114 O. L., 546, I find that the same has been executed by you in your official capacity above stated and by Hugh C. Cain, the lessee therein named, in the manner provided by law. Assuming, as I do, that the parcel of canal land above described has not been designated by the Director of the Department of Highways for state highway purposes, and that no application for the lease of this property for park purposes has been made by any political subdivision entitled to the lease of the property for such purposes, I find that the provisions of this lease and the conditions and restrictions therein contained are in conformity with the act of the legislature above referred to and with other statutory provisions relating to leases of this kind. I am, accordingly, approving this lease and I am

herewith returning the same with my approval endorsed thereon and upon the duplicate and triplicate copies which are likewise herewith enclosed.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2896.

APPROVAL—LEASE, DEPARTMENT OF PUBLIC WORKS
WITH MRS. JOSIE EDWARDS, FIFTEEN YEARS, ANNUAL
RENTAL \$8.00, PORTION OF OHIO CANAL IN VILLAGE
OF NEWCOMERSTOWN, TUSCARAWAS COUNTY, OHIO.

COLUMBUS, OHIO, August 31, 1938.

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

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

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$8.00, there is leased and demised to the lessee above named the right to occupy and use for residential and agricultural purposes, that portion of the Ohio Canal property in the village of Newcomerstown, Tuscarawas County, Ohio, which is described as follows:

Commencing at a point in the east line of Goodrich Street in said village that is one hundred eighty-five and seven-tenths (185.7') feet south of Main or Basin Street, measured along the east line of said Goodrich Street; thence northeasterly along the southerly line of a tract of land leased to the grantee herein by the state of Ohio by lease dated April 20, 1936, one hundred and seventeen (117'), more or less, to a point in the line, produced, that separates the lot now or formerly owned by S. F. Leach from that of George Pace, on the west; which point is one hundred fifty-two and eight-tenths (152.8') feet south of Main or Basin Street; thence southerly, twenty (20') feet with said line produced,