

3045.

APPROVAL — SALE, PARCEL ABANDONED HOCKING
CANAL LANDS IN NELSONVILLE, OHIO, TO HARRIET
E. STUART HOODLET AT A PRICE OF \$300.00.

COLUMBUS, OHIO, October 4, 1938.

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

DEAR SIR: You have submitted for my examination and approval a transcript of your proceedings relating to the sale to one Harriett E. Stuart Hoodlet of Nelsonville, Ohio, of a parcel of abandoned Hocking Canal lands in said city which is more particularly described as follows:

Being a part of original outlot No. 6, in the city of Nelsonville, Ohio, and beginning at a point, same being the intersection of the westerly line of Hocking Street and the northerly line of Parkway Drive, in said city, said point being sixty and one-tenth (60.1') feet northerly from station 2159+99 on the transit line of Bruce Doughton's Survey of the Hocking Canal Property; thence north $66^{\circ} 15'$ west along the northerly line of Parkway Drive 89.5 feet to a point, same being the westerly line of the Harriett E. Stuart Hoodlet property; thence north $4^{\circ} 36'$ east along said property line, 32.7 feet to a point, same being the northerly line of the canal property; thence south $71^{\circ} 54'$ east along said canal property line, ninety-one (91') feet to a point, same being the intersection of the canal property and the westerly line of Hocking Street; thence south $7^{\circ} 27'$ west along said westerly line of Hocking Street, 41.8 feet to the point of beginning and containing thirty-three hundred and sixty-two (3362) square feet, more or less.

Although on an examination of your proceedings relating to this sale, which is one to the vendee above named in consideration of the sum of \$300.00 to be paid by her to the State of Ohio, the thought occurs that the legislature of this state has from time to time enacted a number of statutory provisions relating to and affecting these canal lands in the city of Nelsonville, Ohio, it seems quite clear upon the considerations noted in former opinions of this office and in the opinion directed to you herewith relating to the sale of a parcel of

said lands to one R. B. Stuart, that the only authority now reposed in you with respect to the sale of these lands is that conferred by the provisions of the Act of April 19, 1929, 113 O. L., 521. Assuming, as I do, that the parcel of land here in question has not been sold or leased to any other person or corporation, I am of the opinion that you have authority to make this sale under the provisions of the act of the legislature above referred to.

Upon examination of this transcript, I further find that you have made a finding of the facts upon the existence of which your authority to make this sale is predicated. And inasmuch as your proceedings relating to this sale appear to be in all respects regular, I am approving the same as is evidenced by my approval endorsed upon the transcript of your proceedings and upon the duplicate copy thereof, both of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

3046.

APPROVAL — SALE, PARCEL ABANDONED HOCKING
CANAL LANDS IN NELSONVILLE, OHIO, TO R. B.
STUART AT A PRICE OF \$450.00.

COLUMBUS, OHIO, October 4, 1938.

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

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submit for my examination and approval an abstract of your proceedings as Superintendent of Public Works of Ohio relating to the sale to one R. B. Stuart of a parcel of abandoned Hocking Canal lands in the city of Nelsonville, Ohio, which parcel of land is more particularly described as follows:

Beginning at a point in the east line of Fulton Street in said city, 64.5 feet north $7^{\circ} 27'$ east, from station 2153+99 on the transit line of Bruce Doughton's Survey of said canal property; thence north $7^{\circ} 27'$ east, eighteen and nine-tenths (18.9') feet to a point, same being seventy-eight and seven-tenths (78.7') feet southwest of the northerly line of an alley running parallel with the southerly line of Columbus Street; thence south $69^{\circ} 50'$ east, one hundred fifteen and nine-tenths