

acting by the hands of its President and Secretary pursuant to a resolution of said Association duly adopted under date of March 3, 1938.

Assuming, as I do, that the parcels of canal land above described have 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.

2306.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH SUPERINTENDENT OF PUBLIC WORKS, WITH THE ROSS CLAY PRODUCT COMPANY, UHRICHVILLE, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL \$24.00, RIGHT TO OCCUPY AND USE, THROUGH RAILROAD SPUR TRACK, DESCRIBED PORTION, OHIO CANAL PROPERTY, WEST OF LOCK SEVENTEEN, CLAY TOWNSHIP, TUSCARAWAS COUNTY, OHIO.

COLUMBUS, OHIO, April 13, 1938.

HON. CARL G. WATL, *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 The Ross Clay Product Company of Uhrichsville, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$24.00, there is leased and

demised to the lessee above named the right to occupy and use by cutting the canal banks and constructing and maintaining a railroad spur track across the Ohio Canal property west of Lock Seventeen in Clay Township, Tuscarawas County, Ohio, at Station 2367+53, of G. F. Silliman's Survey of the Ohio Canal through Tuscarawas County, made under the direction of the State Board of Public Works in 1911.

Upon examination of this lease, which is executed by you under the authority of an Act of the 89th General Assembly enacted April 29, 1931, 114 O. L., 541, I find that the same has been executed by you in your official capacity above stated and by The Ross Clay Product Company, acting by the hand of its Secretary pursuant to a resolution of the Board of Directors of said company duly adopted under date of March 14, 1938.

Assuming, as I do, that this property has not been designated for state highway purposes and that no application for the lease of the same has been made by any of the corporations or persons having prior rights to the lease of this property under Section 8 of said act, I find that the terms and provisions of this lease and the conditions and restrictions therein contained are in conformity with the above mentioned act of the legislature and with other related statutes. I am, therefore, approving this lease, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,

HERBERT S. DUFFY,

Attorney General.

2307.

STATUS—CANAL LAND LEASE, STATE OF OHIO, THROUGH SUPERINTENDENT OF PUBLIC WORKS, WITH JOHN E. RAPP, PORTSMOUTH, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL \$54.00, FOR AGRICULTURAL PURPOSES, DESCRIBED PORTION, OHIO CANAL PROPERTY, WASHINGTON TOWNSHIP, SCIOTO COUNTY, OHIO.

COLUMBUS, OHIO, April 13, 1938.

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

DEAR SIR: This is to acknowledge the receipt of your recent com-