

5437.

APPROVAL—BONDS FOR THE FAITHFUL PERFORMANCE OF THEIR DUTIES—G. M. ANDERSON, FIRST ASSISTANT DIRECTOR AND CHIEF ENGINEER; FRED L. BIECHELE, DEPUTY DIRECTOR OF HIGHWAYS.

COLUMBUS, OHIO, April 30, 1936.

HON. JOHN JASTER, JR., *Director of Highways, Columbus, Ohio.*

DEAR SIR: You have submitted two bonds, one in the penal sum of \$10,000, and one in the penal sum of \$5,000, with sureties as indicated, to cover the faithful performance of the duties of the officials as hereinafter named:

1. G. M. Anderson, First Assistant Director and Chief Engineer, Department of Highways—Massachusetts Bonding and Insurance Company.

2. Fred L. Biechele, Deputy Director of Highways, Supervisor of the Bureau of Maintenance—The Glens Falls Indemnity Company.

The first of the above mentioned bonds is apparently executed pursuant to sections 1180-1 and 1182-3, General Code, and the second pursuant to sections 1181 and 1182-3, General Code.

Section 1180-1, General Code, provides:

“* * * The first assistant director shall give bond in the sum of ten thousand dollars, conditioned for the faithful performance of his duties with sureties to the approval of the state highway director.”

Section 1182-3, General Code, states:

“* * * All bonds hereinafter provided for shall be conditioned upon the faithful discharge of the duties of their respective positions, and such bonds * * * shall be approved as to the sufficiency of the sureties by the director (of highways), and as to legality and form by the attorney general * * *.”

Section 1181, General Code, reads:

“* * * The director (of highways) shall require each deputy director to give bond in the sum of five thousand dollars,

conditioned for the faithful performance of his duties with sureties to the approval of the state highway director.”

Finding said bonds to have been properly executed in accordance with the foregoing statutes, said bonds are hereby approved, and I have endorsed my approval on the bonds.

Both of said bonds and papers submitted therewith are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.

5438.

APPROVAL—APPLICATION FOR REDUCTION IN CURRENT RENTAL ON MIAMI AND ERIE CANAL LAND LEASE AT SIDNEY, OHIO—CITY OF SIDNEY, OHIO.

COLUMBUS, OHIO, May 1, 1936.

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

DEAR SIR: You have submitted to me for my approval a report of the finding of your office upon an application filed by the city of Sidney, Ohio, for an adjustment in the amount of unpaid back rentals on a lease of Miami and Erie Canal lands which was executed to said city under date of December 10, 1928, for a term of ninety-nine years renewable forever. In and by this application a reduction in the amount of the current rental provided for in this lease is likewise requested.

The lease here in question covers all that portion of the abandoned Sidney Feeder to the Miami and Erie Canal that is within the corporate limits of the city of Sidney, Ohio, and this section of the canal feeder is more particularly described both in the lease and in said application.

It appears that subsequent to the execution of this lease the city of Sidney, Ohio, granted subleases of parcels of the section of the canal lands covered by the lease, to a number of different individuals and corporations, and said city likewise took over from the state a number of leases that had theretofore been executed by the state to individuals and corporations covering other parcels of the canal lands demised by this lease.

The reasons assigned by the city of Sidney, Ohio, for the reductions requested in its application, which is signed on its behalf by the Acting Mayor of the city and by the Director of Service and Safety, are: (1)