

3268.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH DIRECTOR OF PUBLIC WORKS, TO C. H. ZELLER, CANAL WINCHESTER, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL, \$6.00, DESCRIBED PORTION ABANDONED OHIO CANAL PROPERTY, VIOLET TOWNSHIP, FAIRFIELD COUNTY, OHIO, RIGHT TO OCCUPY AND USE FOR PASTURAGE PURPOSES.

COLUMBUS, OHIO, November 16, 1938.

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

DEAR SIR: You have submitted for my examination and approval a Canal Land Lease executed by you as Superintendent of Public Works, for and on behalf of the State of Ohio, to C. H. Zeller of Canal Winchester, 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 pasturage purposes only, that portion of the abandoned Ohio Canal property, including the full width of the bed and banks thereof, located in Violet Township, Fairfield County, Ohio, and more particularly described as follows:

“Beginning at the west line of what is commonly known as Shade Road in the village of Waterloo, and running thence southeasterly with the lines of said canal property three hundred fifty (350') feet, as measured along the transit line of W. J. Slavin's Survey of said canal property, to Station 1819+20, and containing 26,940 square feet, more or less, and excepting therefrom any portion of the above described property heretofore leased to the Scioto Valley Traction Company.”

This lease is one executed by you under the authority of House Bill 144, enacted by the 88th General Assembly under date of April 19, 1929, 113 O. L. 524, which Act authorizes the Superintendent of Public Works, the Governor and the Attorney General to sell or lease certain canal lands between the flume at Buckeye Lake in Fairfield County, Ohio, and Little Walnut Creek in Pickaway County, Ohio.

Assuming, as I do, that no application for the lease of the above described parcel of land was made by the owner of abutting property within the time specified in said Act, I find this lease and the terms

and conditions thereof to be in conformity with said Act, and with other statutory enactments relating to leases of this kind; and inasmuch as I further find that this lease has been properly executed by you, as Superintendent of Public Works, for and in the name of the State of Ohio, and by C. H. Zeller, the lessee therein named, I am approving this lease, as evidenced by my approval endorsed thereon and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,

*Attorney General.*

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3269.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO, THROUGH DIRECTOR OF PUBLIC WORKS, TO LESTER WERNERT, GROVEPORT, OHIO, TERM FIFTEEN YEARS, ANNUAL RENTAL, \$12.00, DESCRIBED PORTION ABANDONED CANAL PROPERTY, MADISON TOWNSHIP, FRANKLIN COUNTY, OHIO, RIGHT TO OCCUPY AND USE FOR RESIDENTIAL AND AGRICULTURAL PURPOSES.

COLUMBUS, OHIO, November 16, 1938.

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

DEAR SIR: You have submitted for my examination and approval a Canal Land Lease executed by you as Superintendent of Public Works, for and on behalf of the State of Ohio, to Lester Wernert of Groveport, Ohio (R. F. D. No. 1).

By this lease, which is one for a stated term of fifteen years, and which provides for an annual rental of \$12.00, there is leased and demised to the lessee above named the right to occupy and use for residential and agricultural purposes only, that portion of the abandoned canal property, located in Madison Township, Franklin County, Ohio, and more particularly described as follows:

“Beginning at the westerly line of a public highway commonly known as Rager Road, said westerly line crossing the transit line of W. J. Slavin’s Survey of said canal property at or near Station 2006 plus 90, of said survey and running thence