

2084.

APPROVAL—BONDS VILLAGE OF MOUNT VICTORY,
HARDIN COUNTY, OHIO, \$11,500.00, PART OF ISSUE
DATED DECEMBER 1, 1935.

COLUMBUS, OHIO, March 12, 1938.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

GENTLEMEN :

RE: Bonds of Village of Mount Victory, Hardin
County, Ohio, \$11,500.00 (Unlimited).

I have examined the transcript of proceedings relative to the above bonds purchased by you. These bonds comprise part of an issue of municipal waterworks bonds in the aggregate amount of \$12,000, dated December 1, 1935, bearing interest at the rate of 4% per annum.

From this examination, in the light of the law under authority of which these bonds have been authorized, I am of the opinion that bonds issued under these proceedings constitute valid and legal obligations of said village.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

2085.

APPROVAL—CANAL LAND LEASE, STATE OF OHIO
THROUGH SUPERINTENDENT OF PUBLIC WORKS,
WITH ST. MARYS WOOLEN MANUFACTURING COM-
PANY, ST. MARYS, OHIO, TERM FIFTEEN YEARS, AN-
NUAL RENTAL \$120.00, RIGHT TO OCCUPY AND USE
FOR MANUFACTURING AND BUSINESS PURPOSES,
CERTAIN DESCRIBED PORTION OF MIAMI AND ERIE
CANAL PROPERTY, LOCATED IN CITY OF ST. MARYS,
AUGLAIZE COUNTY, OHIO.

COLUMBUS, OHIO, March 12, 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 the St. Marys Woolen Manufacturing Company of St. Marys, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$120.00, there is leased and demised to the lessee above named the right to occupy and use for manufacturing and business purposes that portion of the Miami and Erie Canal property located in the city of St. Marys, Auglaize County, Ohio, which is described as being lots Nos. 4 and 6 of Block 38 in the east addition to said city.

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 the St. Marys Woolen Manufacturing Company, acting by the hand of its President pursuant to a resolution of the Board of Directors of said company duly adopted under date of January 21, 1938. 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.