

property has been provided for by appropriate action on the part of the Conservation Council and before these files are submitted to the Auditor of State for the issue of a warrant covering the purchase price of the property you should have prepared a copy of the minutes of the Conservation Council authorizing the purchase of this property and submit the same to the Auditor of State. Subject to the minor exception hereinabove noted with respect to the payment of taxes on this property the title of Henry Weddelman and Ida Weddelman to the same is hereby approved as is likewise the purchase and acquisition of the property for the purposes above stated. I am likewise approving the warranty deed tendered by the grantors above named and the contract encumbrance record.

I am herewith returning to you for the issue of a voucher covering the purchase price of this property said warranty deed and contract encumbrance record. I am retaining the abstract of title and the Controlling Board certificate temporarily for the reason that the same likewise relate to and cover contiguous property owned by another property owner, which property the Conservation Division desires to acquire as a part of the park project above referred to.

Respectfully,

JOHN W. BRICKER,
Attorney General.

3778.

APPROVAL, TRANSCRIPT OF PROCEEDINGS RELATING TO THE
PROPOSED SALE OF LAND IN FAIRFIELD COUNTY, OHIO, TO
THE CHESAPEAKE AND OHIO RAILWAY COMPANY.

COLUMBUS, OHIO, January 8, 1935.

HON. T. S. BRINDLE, *Superintendent 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 a transcript in duplicate of your proceedings as Superintendent of Public Works and as director of said department relating to the proposed sale and conveyance to The Chesapeake and Ohio Railway Company of a parcel of state canal land in Section 1, Township 14 north, Range 20 west, Bloom Township, Fairfield County, Ohio, which tract of land is more particularly described as follows:

Beginning at the point of intersection of the right of way line of The Chesapeake and Ohio Railway Company with the northerly state property line of the abandoned Ohio Canal, said point being fifty (50') feet distant westerly at right angles from the center line of the main line track of said railway company; thence with said northerly state property line, south 64 deg. 20' east 106.95 feet to a point, crossing the center line of said main line track at a distance of 55.31 feet and intersecting said center line at Valuation Station 1174+12.25; thence with said state property line, south 61 deg. 30' east, 3.77 feet to a point; thence south 0 degrees 21' west, parallel with and 50 feet distant at right angles from said center line, a distance of 97.26 feet to a point in the southerly state property line; thence with said state property line, north 57 deg. 33' west, 1.43 feet to a point; thence north 60 deg. 23' west, 113.24 feet,

crossing said center line at a distance of 55.92 feet and intersecting said center line at a distance of 55.92 feet and intersecting said center line at Valuation Station 1175+05.28; thence north 0 deg. 21' east, parallel with and 50 feet distant at right angles from said center line, a distance of 88.65 feet to the place of beginning, containing 0.214 of an acre, more or less, and being a parcel of land 100 feet in width, 50 feet on either side of the center line of said main line track across the state property of the abandoned Ohio Canal. The west line of said railroad right-of-way line crossing the transit line of the canal survey at Station 1575+66.5.

The proposed sale and conveyance of the above described parcel of abandoned canal land is under authority of Section 13971, General Code, which provides generally that when such lands cannot be leased so as to yield 6% on the valuation thereof as determined by the Superintendent of Public Works such lands may be sold in the manner therein provided. This section further provides that where the lands to be sold are appraised at \$500.00 or less the same may be sold at private sale by the Superintendent of Public Works acting together with the Governor and the Attorney General. The property here in question has been appraised by you at the sum of \$250.00 and since in your proceedings relating to the sale of this property you have specifically found and determined that the same cannot be leased so as to yield an annual income of 6% upon the appraised value thereof it follows that subject to the approval of the Governor and the Attorney General you are authorized in the exercise of your official judgment and discretion to sell this property. No reasons, legal or otherwise, are apparent why your proceedings relating to the sale of this property should not be approved by me; and the same are hereby approved as is evidenced by my approval endorsed upon the transcript of your proceedings and the duplicate copy thereof, both of which are herewith returned to you.

Respectfully,

JOHN W. BRICKER,
Attorney General.

3779.

APPROVAL—CONTRACT BETWEEN STATE OF OHIO AND THE GERMAN-LAVELLE PLUMBING & HEATING COMPANY OF CLEVELAND, OHIO, FOR THE CONSTRUCTION AND COMPLETION OF A PROJECT KNOWN AS COTTAGE NO. 7, CLEVELAND STATE HOSPITAL.

COLUMBUS, OHIO, January 8, 1935.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works for the Department of Public Welfare, and The German-Lavelle Plumbing & Heating Company of Cleveland, Ohio. This contract covers the construction and completion of contract for plumbing for a project known as Cottage No. 7, Hawthornden Farm, Cleveland State Hospital, Cleveland, Ohio, in accordance with Item No. 2 and Item No. 11 (Alt. P-1) of the form of proposal dated December 17, 1934. Said contract calls