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## APPROVAL—PROCEEDINGS RELATING TO APPLICATION MADE BY N. T. WELDON OF CIRCLEVILLE FOR A REDUCTION IN THE CURRENT AND DELINQUENT RENTALS UPON LEASE OF OHIO AND ERIE CANAL LAND.

COLUMBUS, OHIO, June 28, 1934.

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

DEAR SIR:—You have submitted for my examination and approval certain findings made by you on an application made by one N. T. Weldon of Circleville, Ohio, for a reduction in the current and delinquent rentals on Ohio and Erie Canal land lease No. 409, executed by the Superintendent of Public Works to said N. T. Weldon under date of March 14, 1927. By this lease, which is one for a term of fifteen years and which provides for an annual rental of forty-five dollars, there is leased and demised to the lessee above named for general business purposes a parcel of Ohio and Erie Canal lands in the City of Circleville, Ohio, which parcel is more particularly described as beginning at the southerly line of Main Street in said city and running thence southwesterly with the lines of said canal property, 100 feet, more or less, to the southerly line produced across said canal property of Lots Nos. 323 and 324.

In the application filed by the lessee for a reduction in the rentals above referred to, which application is filed under the authority of House Bill No. 467, 115 O. L. 512, the reasons assigned for the reductions requested relate quite generally to economic conditions in the community and to the fact that although this property was leased for general business purposes, the lessee has been able to use it only in a limited way for storage purposes. As a further circumstance which is pertinent in the consideration of the questions presented by the application for these reductions, it is noted that aside from the revenue derived by the state from the lease of the parcel of land here in question, it is a matter of some advantage to the state to have this property leased to some one who will keep this property improved rather than to have the same used as a dumping ground, as would probably be the case if the property were not leased to some responsible person.

From said application, as well as from the findings made by you, it appears that the lessee is delinquent under this lease for the period of time from May 1, 1932, to May 1, 1934, and that the amount of this delinquency is the sum of ninety dollars. Acting upon this application, you have reduced the amount of such delinquent rental from ninety dollars to sixty-three dollars and you have reduced the amount of the current rental for the year from May 1, 1934, to May 1, 1935, from forty-five dollars to thirty-three dollars.

Upon consideration of the facts as they appear in these proceedings, I am unable to see that you have abused your discretion by not making the findings referred to, and inasmuch as the proceedings above referred to are substantially in conformity to the act of the legislature above noted, I am approving your findings as to legality and form, as is evidenced by my approval endorsed upon the resolution and the copies thereof which are attached to your findings and made a part of the proceedings in this matter. I am herewith returning all of the files which you submitted to me.

Respectfully,  
JOHN W. BRICKER,  
*Attorney General.*