

sions of Section 13965 of the General Code, except the length of the term of such leases may be for ninety-nine years, renewable forever, or for a term of fifteen years, and multiples thereof up to ninety years, and that railroad rights-of-way need not be limited to lengths of two miles; leases granted for a longer term than fifteen years shall contain a clause providing for a reappraisalment of the canal lands described in such leases, by proper state authority, at the end of each 15-year period, embraced in such leases and the annual rental therefor shall be six per cent of the appraised value thereof for each period."

Consistent with the terms of this statute, this lease is for a term of ninety-nine years, renewable forever, subject to the payment by said lessee of an annual rental of \$30.00 during the first fifteen-year period of the term of the lease, with a further provision that the leased property shall be appraised for rental purposes at the end of each fifteen-year period during the term of the lease for the purpose of determining the rental to be paid during each of such subsequent fifteen-year periods.

Upon examination of the lease, I find that the same has been properly executed by you as Superintendent of Public Works, acting for and in the name of the State of Ohio, and by The Toledo and Cincinnati Railroad Company, the lessee therein named, acting by the hands of its Vice-President and Secretary pursuant to the authority of a resolution of the Board of Directors of said company adopted under date of April 24, 1939. I further find that the provisions of this lease and the conditions and restrictions therein contained are in conformity with the above noted and other statutory provisions relating to leases of this kind. I am accordingly approving the lease as is evidenced by my approval endorsed thereon and upon the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,

THOMAS J. HERBERT,
Attorney General.

538.

CONTRACT—STATE WITH CITY OF GALLIPOLIS, IMPROVEMENT, SECTION GALLIPOLIS OHIO RIVER ROAD, STATE HIGHWAY No. 7, GALLIA COUNTY.

COLUMBUS, OHIO, May 5, 1939.

HON. ROBERT S. BEIGHTLER, *Director, Department of Highways, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval as to form and

legality contract between the city of Gallipolis and the Director of Highways of the State of Ohio, covering the following proposed improvement:

Section Gallipolis (Part)
Ohio River Road
State Highway No. 7
Gallia County.

Finding said contract in proper legal form, I have endorsed my approval thereon and am returning the same herewith.

Yours very truly,

THOMAS J. HERBERT,
Attorney General.

539.

LEASE—CANAL LAND, STATE TO DIVISION OF CONSERVATION, DEPARTMENT OF AGRICULTURE, DESIGNATED PORTION, HOCKING CANAL, GREENFIELD TOWNSHIP, FAIRFIELD COUNTY, OHIO.

COLUMBUS, OHIO, May 5, 1939

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 in triplicate executed by you as Superintendent of Public Works and as Director of said department, acting for and in the name of the State of Ohio, to the Division of Conservation of the Department of Agriculture of the State of Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for the payment of an annual rental of \$60.00, payable in semi-annual installments of \$30.00 each, there is leased and demised to the lessee above named the right to occupy and use for fish propagation, park and recreational purposes, that portion of the abandoned Hocking Canal property located in Greenfield Township, Fairfield County, Ohio, described as follows:

Beginning at a line drawn through Station 112 plus 00, of Bruce Doughton's Survey of said canal through Fairfield County, Ohio, and running thence southeasterly with said canal property, twelve thousand, two hundred forty (12,240') feet, more or less, to a line which is parallel to and twenty (20') feet northerly from the center line of the public road, crossing said canal near