

5973.

APPROVAL—BONDS OF CITY OF CLEVELAND, CUYAHOGA
COUNTY, OHIO, \$10,000.00.

COLUMBUS, OHIO, August 17, 1936.

State Employes Retirement Board, Columbus, Ohio.

5974.

APPROVAL—BONDS OF TOLEDO CITY SCHOOL DISTRICT,
LUCAS COUNTY, OHIO, \$1,000.00.

COLUMBUS, OHIO, August 17, 1936.

State Employes Retirement Board, Columbus, Ohio.

5975.

APPROVAL—LEASE FOR RIGHT TO INSERT SIX INCH PIPE
INTO LEVEL OF M&E CANAL AT DELPHOS, OHIO—NEW
YORK CHICAGO AND ST. LOUIS R. R. CO.

COLUMBUS, OHIO, August 17, 1936.

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

DEAR SIR: You have submitted for my examination and approval a certain lease in triplicate executed by you as Superintendent of Public Works and as Director of said Department of The New York, Chicago and St. Louis Railroad Company.

By this lease, which is one for a stated term of five years from January 9, 1936, and which provides for an annual rental of \$354.00, payable semi-annually in installments on the first days of May and November of each and every year during the term of the lease, there is demised and granted to the lessee above named the right to insert a six inch pipe into the level of the Miami and Erie Canal at Delphos, Ohio, and to take therefrom such water as may be necessary for supplying water

to the locomotives of said railroad company and for use in the railroad shops at this place.

This lease is one executed by you under authority conferred upon you as Superintendent of Public Works by the provisions of Section 14009, General Code. Inasmuch as it appears that this lease in its provisions conforms to the requirements of this statute, and the same has been properly executed by you as Superintendent of Public Works and as Director of said Department, and by said railroad acting by the hand of its Vice-President, pursuant to a resolution duly adopted by the Board of Directors of said railroad company, I am herewith approving this lease as is evidenced by my approval endorsed upon the lease and duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.

5976.

DISAPPROVAL—BONDS OF NEWTOWN VILLAGE SCHOOL
DISTRICT, HAMILTON COUNTY, OHIO, \$1800.00.

COLUMBUS, OHIO, August 17, 1936.

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

GENTLEMEN:

RE: Bonds of Newtown Village School Dist., Hamilton
County, Ohio, \$1800.00.

You have submitted to me for my examination the transcript of the proceedings relating to the above bond issue.

These bonds are proposed to be issued for the purpose of decorating and repairing. The bond resolution does not show what is to be decorated and repaired but I presume it is a school building. With a certain few exceptions, bonds cannot be issued except for the purpose of acquiring or constructing a permanent improvement. "Permanent improvement" is defined in the Uniform Bond Act as follows:

“ ‘Permanent improvement’ or ‘improvement’ shall mean any property, asset or improvement with an estimated life or usefulness of five (5) years or more, including land and interest therein, and including reconstruction, enlargements and extensions