

2909.

APPROVAL—LEASE, DEPARTMENT OF PUBLIC WORKS WITH DEPARTMENT OF AGRICULTURE, DIVISION OF CONSERVATION, PORTION OHIO AND ERIE CANAL PROPERTY, WAYNE TOWNSHIP, PICKAWAY COUNTY, OHIO, FOR RECREATIONAL AND FISH PROPAGATIONAL PURPOSES.

COLUMBUS, OHIO, September 2, 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 in your official capacity as Superintendent of Public Works and as Director of said department to the Department of Agriculture, Division of Conservation, Columbus, Ohio.

By this lease, which is one for a stated term of fifteen years and which provides for an annual rental of \$12.00, there is leased and demised to the lessee above named the right to occupy and use for public recreational and fish propagational purposes that portion of the Ohio and Erie Canal property located in Wayne Township, Pickaway County, Ohio, and described as follows:

Beginning at a line drawn parallel to the C. & M. V. R. R. track across said canal property and through Station 3398+00 of W. H. Heiby's survey of said canal property; thence southerly, including the full width of the bed and embankments thereof, a distance of thirteen thousand, seven hundred eighty-five and five-tenths (13,785.5') feet to Station 3535+85.5, excepting and reserving so much of the above that is hereinafter described.

Exception No. 1. O. & E. Lease No. 581 granted to J. C. Thomas for a period of fifteen years from March 26, 1929 for agricultural purposes only and being the southeasterly one-half of the following property, beginning at a line between the lands of the grantee herein and the lands of Charles E. Groce at Station 3434+06 of W. H. Heiby's survey of said canal property, and running thence southwesterly 3923 feet as measured along the transit line of said survey to the line between the lands of the grantee herein and the lands of H. M. Crites at Station 3473+29 and containing five and two-tenths (5.2) acres more or less.

Exception No. 2. O & E Lease No. 798 granted to John E. Ankrom for cottage site and garden purposes for a period of fifteen years from July 26, 1934, and being that portion of the abandoned Ohio Canal property, including the full width of the bed and banks thereof, and beginning at a line drawn at right angles to the transit line of W. H. Heiby's survey of said canal property through Station 3528 of said survey and running thence southwesterly with the lines of said canal property two hundred (200') feet as measured along said transit line to a line drawn through Station 3530, and containing thirty-four thousand (34,000) square feet, more or less.

Upon examination of this lease, which is executed by you under your general authority as successor to the power, authority and duties of the Board of Public Works and under the more special authority conferred by an Act of the 79th General Assembly enacted June 7, 1911, 102 O. L., 293, I find that the lease has been properly executed by you in your official capacity above stated and by the Department of Agriculture, Division of Conservation, by the hand of L. Wooddell, Conservation Commissioner. I further find upon examination of this lease that the terms and provisions thereof and the conditions and restrictions therein contained are in conformity with said Act and with other statutory provisions relating to leases of this kind. I am accordingly approving this lease, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,

HERBERT S. DUFFY,  
*Attorney General.*

2910.

APPROVAL—LEASE, DEPARTMENT OF PUBLIC WORKS WITH CLAY BRIGHT, FIFTEEN YEARS, ANNUAL RENTAL \$12.00, OCCUPY AND USE FOR RESIDENTAL AND AGRICULTURAL PURPOSES, PORTION CANAL LAND KNOWN AS "SPOIL BANK ALLOTMENT" OF OHIO CANAL, VILLAGE OF MILLERSPORT, FAIRFIELD COUNTY, OHIO.

COLUMBUS, OHIO, September 2, 1938.

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

DEAR SIR: You recently submitted for my examination and approval