

117.

APPROVAL, SIX LEASES FOR USE OF THE DEPARTMENT OF INDUSTRIAL RELATIONS, OF CERTAIN OFFICE ROOMS IN YOUNGSTOWN, TOLEDO, HAMILTON, AKRON, MARTINS FERRY AND PORTSMOUTH, OHIO—SUPERINTENDENT OF PUBLIC WORKS.

COLUMBUS, OHIO, February 9, 1933.

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

DEAR SIR:—You have submitted for my approval certain leases, as herein-after set forth, granting to you, as Superintendent of Public Works, for the use of the Department of Industrial Relations, certain office rooms in several cities, as follows:

Lease from The Heller-Murray Company of Youngstown, Ohio, for that part of the second floor of a building located at 222 West Rayen Avenue in Youngstown, shown in the blue print attached to the lease. This lease is for a term of two (2) years, beginning on the first day of January, 1933, and ending on the 31st day of December, 1934, by the terms of which the State will be required to pay ninety dollars (\$90.00) per month on the first day of each and every month, in advance.

Lease from The Tower Building Company of Toledo, Ohio, for Rooms Nos. 718, 719, 720, 722, 724 and 730 in the Security Bank Building, Toledo, Ohio. This lease is for a term of two (2) years, beginning on the first day of January, 1933, and ending on the 31st day of December, 1934, by the terms of which the State will be required to pay one hundred and eight dollars and thirty-three cents (\$108.33) per month on the first day of each and every month, in advance.

Lease from The G. A. Rentschler Company of Hamilton, Ohio, for Rooms Nos. 422 and 423 on the fourth floor of lessor's building, situated at High and Second Streets, Hamilton, Ohio. This lease is for a term of two years, beginning on the first day of January, 1933, and ending on the 31st day of December, 1934, by the terms of which the State will be required to pay thirty-three dollars (\$33.00) per month on the first day of each and every month, in advance.

Lease from The Akron Savings and Loan Company of Akron, Ohio, for Rooms Nos. 210, 211 and 212 on the second floor of the Akron Savings and Loans, Akron, Ohio. This lease is for a term of two (2) years, beginning on the first day of January, 1933, and ending on the 31st day of December, 1934, by the terms of which the State will be required to pay seventy-five dollars (\$75.00) per month on the first day of each and every month, in advance.

Lease from The Citizens Savings Bank of Martins Ferry, Ohio, for Rooms Nos. 11 and 12, on the second floor of the Citizens Bank Building, Martins Ferry, Ohio. This lease is for a term of two (2) years, beginning on the first day of January, 1933, and ending on the 31st day of December, 1934, by the terms of which the State will be required to pay thirty-five dollars (\$35.00) per month on the first day of each and every month, in advance.

Lease from The First National Bank of Portsmouth, Ohio, for Rooms 221 and 222 on the second floor of the lessor's building at Portsmouth,

Ohio. This lease is for a term of two (2) years, beginning on the first day of January, 1933, and ending on the 31st day of December, 1934, by the terms of which the State will be required to pay twenty-five dollars (\$25.00) per month on the first day of each and every month, in advance.

You have submitted encumbrance estimates which contain the certificate of the Director of Finance to the effect that funds are available for the payment of rentals for the months of January and February, 1933. In each instance where an individual is not leasing the premises, proper evidence of authority has been furnished indicating the right of the persons executing said leases to execute them.

Finding said leases in proper legal form, I hereby approve them as to form and return them herewith.

Respectfully,
 JOHN W. BRICKER,
Attorney General.

118.

APPROVAL, LEASE TO CANAL LAND IN TUSCARAWAS COUNTY
 FOR AGRICULTURAL AND COTTAGE SITE PURPOSES—VENCEL
 FAIT.

COLUMBUS, OHIO, February 9, 1933.

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

DEAR SIR:—You have submitted for my approval a certain Canal Land Lease executed by the State of Ohio through you as Superintendent of Public Works and as Director of said Department, to one Vencel Fait, of New Philadelphia, Ohio.

By this lease, which is one for the stated term of fifteen (15) years and for an annual rental of Six Dollars (\$6.00) payable semiannually, there is demised and granted to said lessee the right to use and occupy for agricultural and cottage site purposes, a portion of the abandoned Ohio Canal property located in Goshen Township, Tuscarawas County, Ohio, and more particularly described as being the state lot deeded to the State of Ohio by one John Warner and wife, May 22, 1897, and containing one and twelve hundredths (1.12) acres, more or less.

Upon examination of this lease, I find that the same has been properly executed by you and by the lessee above named, assuming that you have the authority at the present time to execute the lease to this particular person.

In this connection, it is noted that the lease here in question is governed primarily by the Act of April 29, 1931, enacted by the Eighty-ninth General Assembly, providing for the abandonment for canal purposes, of that portion of the Ohio Canal lying within Tuscarawas, Coshocton and Muskingum Counties, Ohio, and providing for the sale and lease of such abandoned canal property. (114 O. L. 541). By Section 8 of this Act, certain priorities with respect to leases on these abandoned canal lands are provided for. Touching this point, it is noted that there is nothing in the lease to indicate that the lessee above named is the owner of an existing lease on the property above described or that he is the owner of a tract of land abutting upon this parcel of canal property, and as such entitled to priority with respect to the lease of this land. Assuming therefore, that this particular parcel of canal lands is not under existing lease, and that no