

lessee. I further find, upon consideration of the provisions of this lease and of the conditions and restrictions therein contained, that the same are in conformity with Section 471, General Code, under the authority of which this lease is executed, and with other statutory enactments relating to leases of this kind.

I am accordingly approving this lease as to legality and form, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

1488.

APPROVAL—GRANT OF EASEMENT EXECUTED TO THE
STATE OF OHIO BY SEVERAL PROPERTY OWNERS IN
FRANKLIN AND DELAWARE COUNTIES.

COLUMBUS, OHIO, November 19, 1937.

HON. L. WOODDELL, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval certain grants of easement, executed to the State of Ohio, by several property owners in Franklin and Delaware Counties, conveying to the State of Ohio, for the purposes therein stated, certain tracts of land in said county.

The grants of easement here in question, designated with respect to the number of the instrument, the location of the land by township and county, and the name of the grantor, are as follows:

Number	Township	County	Name
1180	Sharon	Franklin	Ralph B. Van Auken
1182	Orange	Delaware	C. B. Organ
1183	Orange	Delaware	C. F. Yarnell

By the above grants there is conveyed to the State of Ohio, certain lands described therein, for the sole purpose of using said lands for public fishing grounds, and to that end to improve the waters or water courses passing through and over said lands.

Upon examination of the above instruments, I find that the same have been executed and acknowledged by the respective grantors in

the manner provided by law and am accordingly approving the same as to legality and form, as is evidenced by my approval endorsed thereon, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

1489.

APPROVAL—WATER LEASE EXECUTED BY THE STATE OF OHIO THROUGH THE SUPERINTENDENT OF PUBLIC WORKS TO THE AUGLAIZE BOX BOARD COMPANY OF ST. MARYS, OHIO.

COLUMBUS, OHIO, November 19, 1937.

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

DEAR SIR: You have submitted for my examination and approval a water lease, so-called, executed by you as Superintendent of Public Works for and in the name of the State of Ohio, to The Auglaize Box Board Company, St. Marys, Ohio. By this lease instrument the lessee therein named is given the right to insert into the level of the Miami and Erie Canal at a point above Lock No. 12 north of the Loramie Summit, a pipe, the required dimensions of which are not stated, and to thereby draw from said canal such amount of water as said lessee, The Auglaize Box Board Company may need for the purpose of generating steam and for fire protection on its premises.

This lease, which is one for a term of five years from November 1, 1937, provides for an annual rental to be paid by said lessee for the water so used by it in the sum of \$640.00, payable in semiannual installments of \$320.00 each on the first days of May and November in each of the years during the term of said lease.

The lease here in question is one executed under the authority conferred upon you by Section 14009, General Code, which section provides in part as follows:

“Whenever, in the opinion of the superintendent of public works, there shall be any surplus water in any of the state canals, or in any of the feeders, or reservoirs, or at any dams created by the state for the purpose of supplying any of said canals