

2776.

APPROVAL, PETITION CONTAINING PROPOSED AMENDMENT TO
THE CONSTITUTION.

COLUMBUS, OHIO, June 4, 1934.

HON. ORTHA O. BARR, *Lima, Ohio.*

DEAR SIR:—You have submitted for my examination a written petition, signed by one hundred qualified electors of this state, containing a proposed amendment to the Constitution and a summary of the same under the provisions of section 4785-175 of the General Code.

It is proposed to amend Article XV of the Constitution of Ohio by adding thereto section 11, which shall read as follows:

“Be it resolved by the people of the State of Ohio: That the Constitution of the State of Ohio be amended by adopting section 11 of Article XV, a new section, so that it shall read as follows:

Section 11. Contracts for the payment of interests and other charges in excess of eight per cent per annum on the actual amount of money loaned or advanced, on any written or verbal contract, secured by real or chattel property, or unsecured, or loaned or advanced on any contract for the purchase or assignment of wages, shall not be made, and any stipulation for the payment of interest and other charges in excess of eight percent per annum shall render such contract null and void. Interest and other charges collected in excess of eight per cent per annum on the actual amount of money loaned or advanced on any written or verbal contract, shall render the person collecting such excess interest and charges liable for double the amount of the interest paid to the person making the payment, to be collected in any court of law.”

The summary of this amendment reads as follows:

“The Amendment proposed by this petition limits the rate of interest and other charges to eight per cent on the actual amount of money loaned or advanced, on any written or verbal contract, whether secured by real or chattel property, or unsecured, or loaned or advanced on any contract for the purchase or assignment of wages, and any stipulation for the payment of interest and other charges in excess of eight per cent per annum shall render such contract null and void. Interests and other charges collected in excess of eight per cent per annum on the actual amount of money loaned or advanced on any written or verbal contract, shall render the person collecting such excess interest and charges liable for double the amount of interest paid to the person making the payment.”

I am of the opinion that the foregoing is a fair and truthful statement of the proposed amendment to the Constitution and accordingly submit for uses provided by law, the following certification:

“Pursuant to the duties imposed upon me under the provisions of Section 4785-175, General Code, I hereby certify that the foregoing sum-

mary is a fair and truthful statement of the proposed amendment to the Constitution of Ohio by the addition to Article XV of Section 11. JOHN W. BRICKER, Attorney General."

Respectfully,
JOHN W. BRICKER,

Attorney General.

2777.

APPROVAL, CANAL LAND LEASE FOR THE RIGHT TO OCCUPY AND USE FOR COTTAGE SITE AND AGRICULTURAL PURPOSES, WAYNE TOWNSHIP, PICKAWAY COUNTY, OHIO—CONER LEACH.

COLUMBUS, OHIO, June 4, 1934.

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

DEAR SIR:—You have submitted for my examination and approval a canal land lease in triplicate executed by the State of Ohio through you as Superintendent of Public Works to one Coner Leach of Williamsport, Ohio.

By this lease which is one for a stated term of fifteen years and which provides for an annual rental of fifteen dollars (\$15.00) payable in semi-annual installments, there is leased and demised to the lessee above named the right to occupy and use for cottage site and agricultural purposes a parcel of abandoned Ohio canal property, including the full width of the bed and banks thereof, located in Wayne Township, Pickaway County, Ohio, and more particularly described as follows:

"Beginning at a line drawn through Station 3504+34.5, and running thence southwesterly with the lines of said canal property three hundred sixty-five and five-tenths (365.5') feet, as measured along the transit line of the W. H. Heiby survey of said canal property, to a line drawn through Station 3508, of said survey, as shown by Plat No. 163, on file at the office of the Department of Public Works, at Columbus, Ohio, and containing one (1) acre, more or less."

Upon examination of this lease, I find that the same has been properly executed by you and by Coner Leach, the lessee above named, and that the terms and provisions of the lease and the conditions and restrictions therein contained are in conformity with the provisions of Sections 13965, et seq. of the General Code, and later acts providing for the lease of lands on this section of the Ohio Canal. 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,
JOHN W. BRICKER,
Attorney General.