1270 OPINIONS

upon the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,
GILBERT BETTMAN,
Attorney General.

4749.

APPROVAL, CONTRACTS FOR ROAD IMPROVEMENTS IN OTTAWA AND JEFFERSON COUNTIES. OHIO.

COLUMBUS, OHIO, November 17, 1932.

HON. O. W. MERRELL, Director of Highways, Columbus, Ohio.

4750.

APPROVAL, LEASE TO OHIO CANAL LANDS IN VILLAGE OF HEBRON, LICKING COUNTY, OHIO, FOR GENERAL BUSINESS BUILDING PURPOSES—F. B. FAIRCHILD AND W. T. STARR.

COLUMBUS, OHIO, November 17, 1932.

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

Dear Sir:—There has been submitted for my examination and approval a certain canal land lease in triplicate executed by you, in your official capacity as Superintendent of Public Works and as Director of such department, by which lease there is granted to F. B. Fairchild and W. T. Starr of Cambridge, Ohio, the right to occupy and use for a term of fifteen years a certain parcel of abandoned Ohio Canal lands situated in the Village of Hebron, Licking County, Ohio. This parcel of land, which under the terms of the lease is to be used for general business building purposes, is more particularly described in the lease as follows:

"Beginning at the point of intersection of the easterly line of said canal property and the southerly line of Main Street in said Village, and running thence southwesterly with the southeasterly line of said canal property, one hundred forty-five (145') feet, thence northwesterly at right angles to said southeasterly line thirty-five (35') feet; thence northeasterly at right angles and parallel to said southeasterly line one hundred fourteen (114') feet, more or less, to the southerly line of Main Street; thence northeasterly with the southerly line of Main Street, forty-eight (48') feet, more or less, to the place of beginning, and containing four thousand five hundred and thirty-two (4,532) square feet, more or less."

Upon examination of this lease, I find that the same has been properly executed by you and by the lessees above named and that the terms and pro-

visions of said lease are in conformity with statutory provisions relating to leases of this kind. It is to be understood, however, that the rights taken by the lessees under this instrument are subject to the provisions of Amended Substitute Senate Bill No. 69, enacted as a law by the 89th General Assembly, which act provides that all canal lands that have been abandoned for canal purposes may be taken over for park purposes in the manner and within the time prescribed by said act. I assume from the location of the property here in question that it is not probable that this property will be taken over for park purposes and 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 enclosed.

Respectfully,
GILBERT BETTMAN,
Attorney General.

4751.

APPROVAL, LEASE FOR RIGHT TO USE FOR COTTAGE SITES, BOAT-HOUSE AND DOCKLANDING PURPOSES, STATE RESERVOIR LAND AT INDIAN LAKE—SAMUEL ROESSLER.

COLUMBUS, OHIO, November 17, 1932.

HON. EARL H. HANEFELD, Director of Agriculture, Columbus, Ohio.

Dear Sir:—This is to acknowledge the receipt of a communication under date of November 12, 1932, over the signature of the Chief of the Bureau of Inland Lakes and Parks, submitting for my examinat on and approval a certain reservoir land lease in triplicate executed by the Conservation Commissioner under the authority of section 471 of the General Code, which lease by its terms grants to one Samuel Roessler of Columbus, Ohio, the right to use and occupy for cottage sites, boathouse and docklanding purposes a certain parcel of state reservoir land at Indian Lake. The property covered by said lease is known as "Cranetown Island" located in Virginia Military Survey No. 12276 in Stokes Township, Logan County, Ohio, and comprises 2.83 acres of land.

Upon examination of this lease, which is one calling for an annual rental of one hundred and eighty dollars, I find that the same has been properly executed by the Conservation Commissioner and by the lessee above named.

Upon examination of the terms and provisions of the lease, I find that the same are in conformity with the provisions of section 471, General Code, 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 enclosed.

Respectfully,
Gilbert Bettman,
Attorney General.