

1494.

APPROVAL—CANAL LAND LEASE EXECUTED BY THE
STATE OF OHIO TO THE CITY OF AKRON.

COLUMBUS, OHIO, November 19, 1937.

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

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submit for my examination and approval a certain canal land lease in triplicate executed by the State of Ohio, through you as Superintendent of Public Works and as Director of said department, to the city of Akron, Ohio. By this lease instrument, which is one for a stated term of fifteen years and which provides for an annual rental of \$6.00, there is leased and demised to said city, as the lessee therein named, the right to occupy and use for street purposes that part of the Ohio and Erie Canal located in the city of Akron, Summit County, Ohio, which is described as follows:

Beginning at the point of intersection of the south line of West Market Street in said city and the east line of said canal property; thence southerly with the east line of said canal property, 27 feet to a point; thence northerly with said west line, 27 feet to the south line of West Market Street; thence southeasterly, with the south line of West Market Street, 68.20 feet, more or less, to the place of beginning, and containing seventeen hundred and fifty-six (1756) square feet, more or less.

Upon examination of this lease, I find that the same has been properly executed by you as Superintendent of Public Works and as Director of said department, acting on behalf of the State of Ohio, and by the City of Akron, acting by the hand of the Director of Public Service of said city pursuant to the authority of a resolution duly enacted by the Council of said city under date of October 5, 1937. Upon examination of the provisions of the lease and of the conditions and restrictions therein contained, I find that the same are in conformity with the provisions of Sections 13965, et seq., General Code, and with other statutory enactments 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.

Respectfully,

HERBERT S. DUFFY,
Attorney General.