

eral Code, and under the more specific authority provided for by the DeArmond Act, 114 O. L., 546; and assuming, as I do, that no part of the parcel of Miami and Erie Canal land covered by this lease has been designated for highway purposes by the Director of Highways as provided for in this act, and that no part of the same has been set aside for park purposes under the authority of this act and of the Farnsworth Act, 114 O. L., 518, I find that you are authorized to execute this lease to the lessee above named and for the purposes stated in the lease which are that this parcel of land shall be used for the propagation of fish and game and for recreation purposes for the stated term of the lease which is fifteen years.

Upon examination of the lease, I find that the same has been properly executed by you as Superintendent of Public Works and as Director of said Department and by the Division of Conservation, acting by the hand of the Conservation Commissioner pursuant to the authority of a resolution by the Conservation Council. Further finding that the provisions of this lease and the conditions and restrictions therein contained are in conformity with the DeArmond Act, above referred to, and with other statutory enactments relating to leases of this kind, I am 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,

JOHN W. BRICKER,
Attorney General.

6147.

APPROVAL—LEASE TO O & E CANAL LAND IN VILLAGE OF VALLEY VIEW, CUYAHOGA COUNTY, OHIO—CLEVELAND ELECTRIC ILLUMINATING COMPANY OF CLEVELAND, OHIO.

COLUMBUS, OHIO, October 3, 1936.

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

DEAR SIR: You have submitted to me for my examination and approval a canal land lease in triplicate in and by which in consideration of the payment to the state of Ohio of an annual rental of \$90.00, there is leased and demised to The Cleveland Electric Illuminating Company of Cleveland, Ohio, the right to occupy and use for a term of fifteen years the berme embankment of the Ohio and Erie Canal and extending along

the easterly line of said berme embankment for a distance of approximately 6,344 feet between Stone Road and Hillside Road in the village of Valley View, Cuyahoga County, Ohio. The berme embankment of the Ohio and Erie Canal between the points above referred to is leased and demised to said lessee for its use in maintaining thereon certain poles, forty-five in number, for the purpose of supplying electricity to the village of Valley View and to its inhabitants.

Upon examination of this lease, which is one executed under the general authority conferred upon you by Section 464, General Code, and under the more specific authority relating to the execution of canal land leases provided for by Sections 13965, et seq., General Code, I find that this lease has been properly executed by you as Superintendent of Public Works and as Director of said Department and by The Cleveland Electric Illuminating Company, the lessee therein named, acting by the hands of its Vice-President and Secretary, respectively, pursuant to the authority of a resolution duly adopted by the directors of said corporation.

Upon examination of the provisions of this lease and of the conditions and restrictions therein contained, I find that the same are in conformity with the statutory provisions above noted 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 I am returning herewith.

Respectfully,

JOHN W. BRICKER,
Attorney General.

6148.

APPROVAL—CANAL LAND LEASE TO LAND IN NEWCOMERSTOWN, OHIO, FOR AGRICULTURAL AND BUILDING PURPOSES—EMMA O. NOE.

COLUMBUS, OHIO, October 3, 1936.

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

DEAR SIR: You have submitted for my examination and approval a canal land lease in triplicate executed by you as Superintendent of Public Works and as Director of said Department to one Emma O. Noe of Newcomerstown, Ohio.

By this lease, which is one for a term of fifteen years and which