

390.

APPROVAL, LEASES TO LAND AT INDIAN LAKE.

COLUMBUS, OHIO, May 8, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval three certain leases, in triplicate, whereby the State of Ohio, through you, as Superintendent of Public Works and as Director of such Department, has leased and demised to the several grantees therein named, for terms of fifteen years each, certain parcels of State Reservoir Lands at Indian Lake. The leases here in question are the following:

<i>No.</i>	<i>Lessee</i>	<i>Valuation</i>
(1)	Isabel Washburn-----	\$100 00
(2)	F. S. Waterbury-----	300 00
(3)	W. S. Bloomberg-----	300 00

A careful examination of the above mentioned leases shows that the same have been executed in conformity with the provisions of Section 471 and other related sections of the General Code, and the same are accordingly hereby approved. My approval is endorsed on said leases and on the duplicate and triplicate copies thereof, all of which are herewith returned.

Respectfully,
GILBERT BETTMAN,
Attorney General.

391.

APPROVAL, LEASES TO ABANDONED MIAMI AND ERIE CANAL LAND
IN THE CITY OF CINCINNATI—JACOB RAPHELSON.

COLUMBUS, OHIO, May 8, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval seven certain leases in triplicate, executed by you as Superintendent of Public Works and Director thereof to Jacob Raphaelson of Cincinnati, Ohio.

By these leases there is leased to the said Jacob Raphaelson for terms of ninety-nine years each, renewable forever, certain parcels of abandoned Miami and Erie Canal lands, lately relinquished by the city of Cincinnati to the State of Ohio under the provisions of an act passed April 20, 1927 (112 O. L. 210).

The several parcels of land covered by these respective leases and the appraised valuation thereof are as follows:

<i>Parcel</i>	<i>Valuation</i>
No. 28 Sec. 19, Millcreek Township-----	\$156 00
27 Sec. 19, Millcreek Township-----	185 00
10 Sec. 19, Millcreek Township-----	821 00
113 Sec. 21, Millcreek Township-----	188 00
4 Sec. 18, Cincinnati Township-----	2,560 00
52 Sec. 19, Millcreek Township-----	524 00
149-b Sec. 21, Millcreek Township-----	1,148 00

Upon inquiry made of your department, I am advised that the said Jacob Raphaelson is not the owner of property abutting upon any of said parcels of abandoned Miami and Erie canal lands, and although there are no recitals in said leases to the effect that the owners of said abutting properties have failed to avail themselves of the privileges of purchasing or leasing said several parcels of canal lands at the appraised value thereof, as provided for by the first paragraph of Section 9 of the Act of the General Assembly above referred to, I am further advised by your department that such is the fact. In this situation, you are authorized by the provisions contained in the second paragraph of said Section 9, to sell or lease said parcels to persons other than the owners of such abutting property, subject to the approval of the Governor and the Attorney General.

A careful examination of the leases above mentioned shows that the same have been executed in substantial conformity to the provisions of the Act of April 20, 1927, and said leases are accordingly approved as to form.

Under the provisions of Section 9 of the Act of the General Assembly above mentioned, the sale or lease by you of these parcels of abandoned Miami and Erie canal lands is subject to the approval of the Governor and the Attorney General. There is nothing in the transaction relating to the leasing of these several parcels of canal lands which suggests any reason why the lease made by you of these parcels should not be approved by me. Said leases are accordingly hereby approved and my approval is endorsed on each of said leases and upon the duplicate and triplicate copies thereof.

Respectfully,
 GILBERT BETTMAN,
Attorney General.

392.

APPROVAL, TRANSCRIPT OF PROCEEDINGS FOR SALE OF ABANDONED OHIO CANAL PROPERTY, IN HANOVER TOWNSHIP, LICKING COUNTY—E. B. FRANCIS.

COLUMBUS, OHIO, May 9, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your communication of recent date, transmitting for my examination and approval a transcript of the proceedings of your department relating to the proposed sale of a tract of abandoned Ohio canal property in Hanover Township, Licking County, Ohio, to one E. B. Francis, which property is more particularly described as follows:

Beginning at the center of the road commonly known as the Tobosso road, said center line being at or near Station 1662+50 of Bruce Doughton's survey, and running thence southwesterly with the lines of said canal property to Station 1682+27 and containing 2.4 acres, more or less.

From your communication it appears that the above described property is an isolated tract of land of no value to the state and of very little benefit to the purchaser except to connect lands owned by him on each side of the canal and that said property is rocks and untillable and subject to overflow by the Licking River.