**OPINIONS** 

over the signature of the Chief of the Bureau of Inland Lakes and Parks of the Division of Conservation in your Department, submitting for my examination and approval a certain reservoir land lease in triplicate, executed by the Conservation Commissioner to one, William A. Blank, of Canal Fulton, Ohio. By this lease, which is one for a stated term of fifteen (15) years and for an annual rental of Six Dollars (\$6.00) there is granted to the lessee above named, the right to accupy and use for boathouse, dock-landing and walkway purposes, the waterfront and state land in the rear thereof, that lies immediately along the south side of Lot Number 9 of the Lakeview Terrace Addition at Turkey Foot Lake, in the Portage Lakes Territory.

Upon examination of this lease, I find that the same has been properly executed by the Conservation Commissioner and by William A. Blank, the lessee named in this lease. I likewise find from an examination of the provisions of the lease and of the conditions and restrictions therein contained, that the same are in conformity with Section 471, General Code, under the authority of which section this lease is executed and with other sections of the General Code of this state, 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 returned.

Respectfully,

JOHN W. BRICKER, Attorney General.

756.

## APPROVAL, LEASE TO OHIO CANAL LANDS IN COSHOCTON COUNTY, OHIO.

COLUMBUS, OH10, May 2, 1933.

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

DEAR SIR:—You recently submitted for my examination and approval, a certain canal land lease in triplicate, executed by the State of Ohio to you, as Superintendent of Public Works, and as Director of said Department, to one, William Sills, Isletta, Ohio.

By this lease, which is one for a term of fifteen (15) years, and which provides for an annual rental of Twelve Dollars (\$12.00) there is demised and granted to the above named lessee, the right to occupy and use for cottage site and agricultural purposes, that portion of the Ohio Canal property, including the full width of the bed and banks thereof, located in Oxford Township, Coshocton County, Ohio, which is more particularly described as follows:

"Beginning at a line drawn at right angles through Station 3094 on the transit line of the G. F. Silliman survey, and running thence westerly with the lines of said canal property, one hundred (100) feet, to a line drawn at right angles through Station 3095; reserving therefrom any portion of the above described property that may be occupied by the public highway." An examination of the lease submitted discloses that the same has been properly executed by you as Superintendent of Public Works, and by William Sills, the lessee named in the lease.

Upon examination of the terms and provisions of the lease and of the conditions and restrictions therein contained, I find that the same are in conformity with all of the Sections of the General Code relating generally to leases of this kind, and, further, that they are in conformity with Amended Substitute Senate Bill No. 72 enacted by the Eighty-ninth General Assembly providing for the abandonment of the Ohio Canal in and through Coshocton County, Ohio, and for the sale and lease of the canal lands thus abandoned.

This lease is therefore approved by me as to legality and form and my approval is endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith inclosed.

Respectfully,

JOHN W. BRICKER, Attorney General.

757.

## APPROVAL, LEASE TO HOCKING CANAL LANDS IN ATHENS COUNTY, OHIO—PEARL LEAMAN AND MAGGIE E. LEAMAN.

## COLUMBUS, OHIO, May 2, 1933.

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

DEAR SIR:—This is to acknowledge the receipt of your communication of recent date submitting for my examination and approval, a certain canal land lease in triplicate executed by you as Superintendent of Public Works and as Director of said Department, to Pearl Leaman and Maggie E. Leaman, of Nelsonville, Ohio.

By this lease instrument, which is one for a stated term of fifteen (15) years, and which provides for an annual rental of Nine Dollars' (\$9.00) there is leased, demised and granted to the lessces above named, the right to occupy and use for gardening purposes, that portion of the abandoned Hocking Canal property, including the full width of the bed and banks thereof, located in York Township, Athens County, Ohio, and more particularly described as follows:

"Beginning at the westerly line produced across said canal property of the lands of Maggie E. Leaman, said westerly line crossing the transit line of the Bruce Doughton Survey of said Canal at or near Station 2121 plus 89, and running thence easterly with the lines of said canal property and the southerly line of S. H. No. 155, as relocated in 1932, three hundred eighty-seven (387') feet, more or less, as measured along said transit line to the easterly line of the said Maggie E. Leaman's land, said easterly line crossing the said transit line at or near Station 2125 plus 76, of the said survey and containing one and twenty-five hundredths (1.25) acres, more or less."

An examination of this lease instrument, shows that the same has been