4001.

APPROVAL, LEASE FOR RIGHT TO LAY GAS PIPE ACROSS AND UNDER BED AND BANKS OF OHIO CANAL IN LAWRENCE TOWNSHIP, STARK COUNTY, OHIO—THE OHIO FUEL GAS COMPANY.

COLUMBUS, OHIO, January 27, 1932.

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

Dear Sir:—You have submitted for my examination and approval a certain lease in triplicate, executed by the State of Ohio through the Superintendent of Public Works, by which there is leased and demised to The Ohio Fuel Gas Company of Columbus, Ohio, for a term of fifteen years, the right to lay and maintain one eight (8") inch gas pipe across and under the bed and banks of the abandoned Ohio canal property at a point four hundred and ninety (490') feet southerly from the line between sections 14 and 23, in Lawrence Township, Stark County, Ohio, and crossing said canal property at or near Station 1042+16 of the W. J. Slavin survey of said canal property, as shown by Plat No. 47 on file at the office of the Department of Public Works, at Columbus, Ohio.

Upon examination of said lease, which provides for an annual rental of six per cent upon the appraised value of the property covered by said lease and of the privilege granted to the lessee thereby, I find that said lease has been properly executed by the Superintendent of Public Works, on behalf of the State of Ohio, and by the duly authorized officials of the lessee company, acting pursuant to the authority of a resolution duly adopted by the board of directors of said company.

I have further made an examination of the terms and provisions of said lease in light of the provisions of section 13970, General Code, and other statutory enactments relating to leases of this kind, and find the terms and provision of this lease to be in conformity with the law; and am accordingly approving said lease as to the legality and form thereof. Said lease is herewith returned with my approval endorsed thereon and upon the duplicate and triplicate copies thereof.

Respectfully,
GILBERT BETTMAN,
Attorney General.

4002.

APPROVAL, LEASE TO CANAL LANDS IN BOTZUM, NORTHAMPTON TOWNSHIP, SUMMIT COUNTY, OHIO—THE BALTIMORE AND OHIO RAILROAD COMPANY.

Columbus, Ohio, January 27, 1932.

Hon. T. S. Brindle, Superintendent of Public Works, Columbus, Ohio.

DEAR SIR:—You have submitted for my examination and approval four certain leases in triplicate, executed by the State of Ohio through the Superintendent of Public Works, by which there is leased and demised to The Baltimore and Ohio Railroad Company, for terms of fifteen years each, four separate and

120 OPINIONS

noncontiguous parcels of Ohio Canal lands in Botzum, Northampton Township, Summit County, Ohio, which several parcels contain, respectively, .18, .107, .26, and .37 acres of land. In each lease the annual rental therein provided for is six percent of the appraised valuation of the particular parcel of land covered by the lease, and which is more particularly described by metes and bounds therein.

Upon examination of said leases, I find that each of the same have been properly executed by the Superintendent of Public Works, on behalf of the State of Ohio, and by the Baltimore and Ohio Railroad Company, by the hands of its properly designated officials acting pursuant to the authority of a resolution duly adopted by the board of directors of the railroad company.

I have carefully checked the terms and provisions of said lease in the light of the provisions of section 13965, General Code, and of other statutory enactments relating to leases of this kind, and find the same to be in conformity with said statutory provisions.

I am accordingly approving said leases as to legality and form; and am herewith returning the same with my approval endorsed upon each of said leases and upon the duplicate and triplicate copies thereof.

Respectfully,
GILBERT BETTMAN,
Attorney General.

4003.

APPROVAL, NOTES OF STOKES TOWNSHIP RURAL SCHOOL DISTRICT, LOGAN COUNTY, OHIO—\$5,365.00.

Columbus, Ohio, January 28, 1932.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

4004.

APPROVAL, NOTES OF CAMPBELL CITY SCHOOL DISTRICT, MAHON-ING COUNTY, OHIO—\$54,000.00.

COLUMBUS, OHIO, January 28, 1932.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

4005.

APPROVAL, BONDS OF TOLEDO CITY SCHOOL DISTRICT, LUCAS COUNTY, OHIO—\$170,000.00.

COLUMBUS, OHIO, January 28, 1932.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.