1226 OPINIONS

2132.

APPROVAL, FINAL RESOLUTIONS ON ROAD IMPROVEMENTS IN LAKE COUNTY.

COLUMBUS, OHIO, May 18, 1928.

HON. GEORGE F. SCHLESINGER, Director of Highways, Columbus, Ohio.

2133.

APPROVAL, ABSTRACT OF TITLE TO LAND OF HELEN MILLER AND GEORGE MILLER IN THE VILLAGE OF NEWTOWN, HAMILTON COUNTY, OHIO.

Columbus, Ohio, May 18, 1928.

HON. CHARLES V. TRAUX, Director of Agriculture, Columbus, Ohio.

Dear Sir:—You recently submitted to this department an abstract of title and warranty deed of one Helen Miller and George Miller, her husband, covering certain real estate in the Village of Newtown, Hamilton County, Ohio, and more particularly described as follows:

"Being part of lots numbered five (5) and six (6) of James Taylor Estate in Military Survey number 2276, Anderson Township, and being in the Village of Newtown, Hamilton County, Ohio, and recorded in Deed Book 81, Page 266 of Hamilton County, Ohio, records: Beginning at the southwest corner of said lot number six (6), thence with the west line of said lot north five degrees (5°) east, one hundred and eighty four (184) feet; thence north eighty-nine degrees, eleven minutes (89° 11') east, two hundred and eight (208) feet to the Jones-Burdsal line; thence with said line south three degrees and thirty-five minutes (3° 35') west, one hundred and seventy-nine (179) feet to the south line of said lot number five (5), thence with the south line of said lots five (5) and six (6) south eighty-eight degrees (88°) west, two hundred and thirteen (213) feet to the beginning, and all of said property lying and being south of what is known as the Township Ditch, extending through said lots parallel with the Batavia Pike."

The early history of the title to the premises here under consideration and of other contiguous lands is hopelessly involved and so disconnected that said title can not be traced with any assurance of accuracy back to the original source of title. Assuming however as seems quite clearly to be the case, that in the year 1845 Daniel Jones was the owner of record of lot No. 6 and of the west half of lot No. 5 of James Taylor's estate in Military Survey No. 2276, I am satisfied that the right, title and interest of said Daniel Jones in said premises had ripened into a full fee simple title long prior to his death which occurred apparently a short time prior to the year 1902.