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OPINIONS

2059.

APPROVAL, BONES OF MILLERSBURG VILLAGE SCHOOL DISTRICT, HOLMES COUNTY, \$3,000.00, SCHOOL IMPROVEMENTS.

COLUMBUS, OHIO, December 10, 1924.

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

2060.

APPROVAL, BONDS OF VILLAGE OF HILLSBORO, HIGHLAND COUNTY, \$8,000.00, STREET IMPROVEMENTS.

COLUMBUS, OHIO, December 10, 1924.

Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.

2061.

ABSTRACT, STATUS OF TITLE, ONE HUNDRED AND SEVENTY-ONE ACRES OF LAND, LOCATED IN HOCKING COUNTY, OHIO.

Columbus, Ohio, December 11, 1924.

Hon. Carl E. Steeb, Secretary, Ohio Agricultural Experiment Station, Ohio State University, Columbus, Ohio.

Dear Sir:-

Examination of a deed, abstract of title, and encumbrance estimate submitted by you to this department for our examination and opinion discloses the following:

The abstract under consideration was prepared by H. M. Whiteraft under date of November 17, 1924, and pertains to the following premises:

Situate in the County of Hocking, in the State of Ohio, and described as follows:

Being the west half of the southeast quarter of Section No. 19, Township No. 12, Range No. 18, containing eighty acres, more or less.

Also, the southwest quarter of the north-east quarter of Section No. 19, Township No. 12, Range No. 18, containing forty-one acres, more or less.

Also, a part of the east half of the southwest quarter of Section No. 19, Township No. 12, Range No. 18, beginning at a point near the barn in the County Road leading from Logan, Ohio, to South Perry, Ohio, and on the east line of said half; thence by said road north-westerly far enough to include twenty acres by a line running north and south to the north line of said southwest quarter of said Section No. 19, aforesaid.

Also the northeast quarter of the southwest quarter of Section No. 19, Township No. 12, Range No. 18, excepting so much thereof as is described in the tract immediately preceding the tract described herein.

All of the aforesaid tracts are estimated to contain one hundred and seventy-one (171) acres, and being the same premises devised to said Grantors by the last will and testament of Margaret Rempel, late of Hocking County, Ohio, deceased.

Upon examination of said abstract, I am of the opinion that same shows a good and merchantable title to said premises in Robert Wasson and Rempel Wasson, subject to the following:

Attention is directed to a certain lease for oil and gas, made by Margaret Rempel, the then owner, under date of August 10, 1903, to The Ohio Fuel Supply Company. This is at present an outstanding lease and, in so far as it affects the use of the premises, should be taken into consideration. You will also note that reference to this lease is made in the warranty clause of the deed and the title is made subject to the terms of this lease.

Taxes for the year 1924, amounting to \$54.90, all of which are unpaid, are a lien. There is also an assessment upon said premises in the sum of \$137.96, for the improvement of the Logan-Chillicothe Road. This assessment is payable in installments semi-annually, at the June and December collections of taxes and, according to the data furnished by the abstract, each installment is in the amount of \$10.62. This assessment is also a lien against the premises and should be considered in the final settlement, before the title is accepted.

It is further suggested that the proper delivery of the already executed deed submitted by you will be sufficient to convey the title of said premises to the State of Ohio.

The encumbrance estimate, accompanying the deed and abstract, bears Encumbrance Estimate No. 6541 and covers one hundred and seventy-one (171) acres of land, located in Hocking County, at an estimated cost of \$10,000, and appears to be properly signed by Wilbur E. Baker, Director of Finance, and W. H. Kramer, Bursar of the Ohio Agricultural Experiment Station.

The abstract, deed and encumbrance estimate submitted by you are herewith returned.

Respectfully,
C. C. CRABBE,
Attorney General.

2062.

APPROVAL, BOND'S OF CITY OF IRONTON, LAWRENCE COUNTY, \$15,000.00, WATERWORKS, SEWER AND FIRE REFUNDING BONDS.

Columbus, Ohio, December 11, 1924.