

people, been authorized to levy on the property of the Lexington Village School District, may lawfully be levied on the entire district as constituted after the annexation of territory thereto, which annexation was authorized by either Section 4692 or 4696, General Code.

Respectfully,
GILBERT BETTMAN,
Attorney General.

2455.

APPROVAL, DEED OF THE CLEVELAND, CINCINNATI, CHICAGO AND ST. LOUIS RAILROAD COMPANY, CONVEYING TO STATE OF OHIO, LAND IN THE TOWN OF CARTHAGE, OHIO.

COLUMBUS, OHIO, October 17, 1930.

HON. A. T. CONNAR, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—There has been submitted for my examination and approval the executed deed of the Cleveland, Cincinnati, Chicago and St. Louis Railroad Company, conveying to the State of Ohio a parcel of land 76 feet in width off of the southeasterly end of lots numbered 8, 9, 10, 11 and 12 of Theophilus French's subdivision in the town of Carthage, now a part of the city of Cincinnati, Ohio, the title to which property was approved by me, subject to the exceptions therein noted, in Opinion No. 1919, directed to you under date of May 28, 1930. There has likewise been submitted to me a quit claim deed executed by the New York Central Railroad Company remising and releasing to the State of Ohio all the right, title and interest which said railroad company has in and to the above described property as lessee of the property of the Cleveland, Cincinnati, Chicago and St. Louis Railroad Company.

I have examined both of said deeds and find that the same have been properly executed and acknowledged by said railroad companies by P. E. Crowley and E. F. Stephenson, president and Secretary, respectively, of both of said railroad companies.

The deed of the New York Central Railroad Company, as above indicated, is a quit claim deed; however, the deed of the Cleveland, Cincinnati, Chicago and St. Louis Railroad Company is in form sufficient to convey the above described property to the State of Ohio free and clear of all encumbrances whatsoever. In this connection you will recall that there are a number of mortgages covering various issues of bonds upon the above described and other property of the Cleveland, Cincinnati, Chicago and St. Louis Railroad Company, from the operation and effect of which said railroad company is now securing releases so far as this particular property is concerned; which releases, when secured, will be forwarded to this office for approval and then filed in the office of the Auditor of State.

I am advised by the Director of Public Welfare that the voucher covering the purchase price of this property is being prepared and that the same will be presented to the Auditor of State for warrants within the next few days. The executed deeds above referred to are now in the hands of the Assistant General Attorney of the New York Central Railroad Company here at Columbus and I have made arrangements to close this transaction through him when the voucher and encumbrance estimate covering the purchase of this property are submitted to the Auditor of State for warrant.

Respectfully,
GILBERT BETTMAN,
Attorney General.