

897.

ABSTRACT, STATUS OF TITLE, PREMISES SITUATED IN TOWNSHIP OF GOSHEN, COUNTY OF TUSCARAWAS AND STATE OF OHIO, LOTS 35 TO 44 BOTH INCLUSIVE, AND LOTS 60 TO 69 BOTH INCLUSIVE, IN J. C. ADAIR AND C. A. LEACH'S SUB-DIVISION OF PARTS OF LOTS NUMBER 7, 8 AND 9 OF THE SCHOENBRUN TRACT, RESERVING STRIP 140.5 FEET OFF EAST SIDE OF LOT NUMBER 60.

COLUMBUS, OHIO, November 14, 1923.

The committee to purchase Schoenbrun Site,
Attention Hon. Joseph H. Ebricht.

GENTLEMEN:—You have submitted an abstract certified by Jesse B. Axx, Abstracter, on October 3rd, and inquired as to the status of the title to the following described premises as disclosed by said abstract:

“Situating in the Township of Goshen, County of Tuscarawas and State of Ohio, and being lots 35 to 44 both inclusive, and lots 60 to 69 both inclusive, in J. C. Adair and C. A. Leach's sub-division of parts of lots numbers 7, 8 and 9 of the Schoenbrun tract known as the Schoenbrun allotment, saving and reserving a strip 140.5 feet off the east side of said lot number 60.”

An examination of said abstract discloses the title to said premises to be in E. A. Myer, free from encumbrances, excepting as hereafter noted. The taxes for the year 1923 are a lien upon the premises; it further appears that Francis M. Wills at the time he was the owner of the premises described among other lands granted in 1896 a lease to the Central District and Printing and Telegraph Co. of Pennsylvania, which gave the right to construct, operate and maintain its lines over and along the property which he at that time owned in Goshen Township. You should determine to your own satisfaction to what extent, if any, this lease will interfere with the state's enjoyment of the premises.

It is further noted in the abstract that Lots 68 and 69 above described are not included by the abstracter in the statement in reference to said premises being listed upon the tax duplicate for taxation in the name of E. A. Myer. Before delivering the warrant in payment for said premises you should determine whether said lots were erroneously omitted from the statement or if they are upon the tax duplicate you should determine the reason for this omission and require them to be so transferred before closing the transaction.

You have further submitted a report of your committee in which you state that the premises above mentioned are undoubtedly a part of the site of the village of Schoenbrun and recommend the purchase of said premises as a part of said tract in accordance with the provisions of House Bill No. 209, filed in the office of the Secretary of State, April 17, 1923, and found in 110 O. L., page 251.

You have further submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in the sum of \$4,958.00 to cover the purchase price of said premises.

You have further submitted the deed executed by the said E. A. Myer and wife, which in my opinion is sufficient to convey the premises to the state when properly delivered.

You will observe that I have noted my approval upon said deed of the purchase of said premises in view of the recommendations of your committee and the requirements of the act to which you refer. Under the provisions of the act it will be necessary for you to obtain the approval of the Governor to said purchase. You will note that upon said deed there is a blank space for this purpose.

Enclosed herewith you will find abstract, deed, encumbrance estimate, report of your committee and all other data submitted in this connection.

Respectfully,

C. C. CRABBE,
Attorney-General.

898.

ABTRACT, STATUS OF TITLE, THREE AND ONE-THIRD (3 1/3) ACRES
OF LAND SITUATED IN THE COUNTY OF TUSCARAWAS AND
TOWNSHIP OF GOSHEN.

COLUMBUS, OHIO, November 14, 1923.

The committee to purchase Schoenbrun Site,
Attention Hon. Joseph H. Ebright.

GENTLEMEN:—You have submitted an abstract certified by Jesse B. Axx, Abstracter, on October 1st, 1923, inquiring as to the status of the title to three and one-third (3 1/3) acres of land situated in the County of Tuscarawas and Township of Goshen, which is more fully described in the abstract and deed submitted in connection therewith.

An examination of said abstract discloses the title to said premises to be in Charles Ball, free from encumbrances, excepting the taxes for the year 1923.

You further have submitted a report of your committee in which you state that the premises above mentioned are undoubtedly a part of the site of the village of Schoenbrun and recommend the purchase of said premises as a part of said tract in accordance with the provisions of House Bill No. 209, filed in the office of the Secretary of State, April 17, 1923, and found in 110 O. L., page 251.

You have further submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in the sum of \$3,-834.00, to cover the purchase price of said premises.

You have further submitted the deed executed by the said Charles Ball and wife which in my opinion is sufficient to convey the premises to the state when properly delivered.

You will observe that I have noted my approval upon said deed of the purchase of said premises in view of the recommendations of your committee and the requirements of the act to which you refer. Under the provisions of the act it will be necessary for you to obtain the approval of the Governor to said purchase. You will note that upon said deed there is a blank space for this purpose.

Enclosed herewith you will find abstract, deed, incumbrance estimate, report of your committee and all other data submitted in this connection.

Respectfully,

C. C. CRABBE,
Attorney-General.