

3658.

APPROVAL, BONDS OF MONTGOMERY COUNTY, \$3,000.00.

COLUMBUS, OHIO, September 24, 19

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

3659.

APPROVAL, BONDS OF VILLAGE OF ST. CLAIRSVILLE, BELMONT COUNTY, \$4,765.49.

COLUMBUS, OHIO, September 24, 1926.

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

3660.

LANDS ACQUIRED BY STATE—NO AUTHORITY TO REQUIRE RECORDING OF DEED BEFORE PAYMENT.

SYLLABUS:

*There is no legal authority to justify the requirement that a deed to the State be placed upon record before payment is made to grantor.*

COLUMBUS, OHIO, September 27, 1926.

HON. G. F. SCHLESINGER, *Director of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—Acknowledgment is made of your communication which reads:

“In the purchase of land by the various departments of the state for public improvement, the Auditor of State has required that a deed be executed and recorded in the county in which the land is located, before a warrant would be issued for the purchase price.

“This practice has led to great inconvenience and criticism on the part of all concerned, as the state thereby holds both the recorded deed for the land as well as the purchase price of same.

“Therefore, we respectfully ask that you render an opinion in writing, as to whether or not a deed must be recorded in the county in which the land is located before payment for same is made.”