

one copy of the charter which the law provides shall be filed by you with the Secretary of State. The law further provides that such filing with the Secretary of State shall be within ten days after the requirements of said section 9660-2 have been complied with by The Monroe Building and Loan Association, and that your approval shall be endorsed on the copy so filed. You will find on the copies of the charter, form of approval for your signature.

Respectfully,

JOHN W. BRICKER,
Attorney General.

5382.

APPROVAL—TRANSCRIPT OF PROCEEDINGS TO LAND IN
CHILLICOTHE, ROSS COUNTY, OHIO—J. B. FURMAN.

COLUMBUS, OHIO, April 18, 1936.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: This is to acknowledge receipt of your communication under date of April 13, 1936, with which you transmit for my examination and approval a transcript of your proceedings relating to the proposed sale and conveyance to one J. B. Furman of Chillicothe, Ohio, of a parcel of abandoned Ohio canal lands situated in the city of Chillicothe, Ross County, Ohio, and which is more particularly described by metes and bounds as follows:

Beginning at a point in the southerly line of Fourth Street in said city of Chillicothe, which point is three hundred thirty-eight (338') feet east of the easterly line of Mulberry Street in said city, measured along the southerly line of Fourth Street, and running thence easterly along the south line of said street, twenty-eight and five-tenths (28.5') feet; thence southerly, at right angles to the southerly line of Fourth Street, forty-eight and nine-tenths (48.9') feet, more or less, to the westerly line of said canal property; thence northwesterly with said westerly line fifty-six and six-tenths (56.6') feet, more or less, to the place of beginning and containing six hundred ninety-seven (697) square feet, more or less.

Upon examination of the transcript of the proceedings of your office for the sale of this property, I find that said proceedings and the findings

of fact made by you and set out in said transcript are such as, under the provisions of section 13971, General Code, and the special act authorizing the sale and conveyance of this parcel of land (H. B. 111, 116 O. L., 284), confer upon you authority to sell and convey the above described property.

The consideration to be paid for this land by said J. B. Furman is the sum of Two Hundred Dollars (\$200.00), the appraised value of this property, and in view of the amount of the purchase price of the property you are authorized to sell the same at private sale with the consent of the Governor and the Attorney General, as provided for under the provisions of section 13971, General Code, as well as by the special act of the Legislature above referred to.

I am accordingly approving your proceedings relating to the sale and conveyance of this property, as is evidenced by my approval endorsed upon the transcript and upon the duplicate copy thereof, both of which are herewith returned.

Respectfully,

JOHN W. BRICKER,
Attorney General.

5383.

COUNTY RECORDER—MUST RECORD PROPER INSTRUMENTS AND CHARGE STATUTORY FEES—MAY NOT BE DONE BY PARTY PRESENTING INSTRUMENT FOR RECORDING.

SYLLABUS:

A county recorder is required to record all proper instruments and must charge for his services the fees enumerated in section 2778, General Code. The county recorder is unauthorized to reduce these fees where the party who presents the instrument for recording prepares the proper forms used in recording such instrument.

COLUMBUS, OHIO, April 18, 1936.

HON. W. W. BADGER, *Prosecuting Attorney, Millersburg, Ohio.*

DEAR SIR: This will acknowledge receipt of your request of my opinion, which reads as follows:

"G. C. 2778 provides that the Recorder is to charge twelve cents per each one hundred words, actually written, typed or