

There appear to be one or two minor deficiencies in the early history of the title, but I am of the opinion, because of a considerable lapse of time, same may be disregarded.

Attention is directed to certain restrictions against the use of the premises for the erection of any buildings to be used for slaughter houses, the killing of animals or the use of said premises for the sale of intoxicating liquors and malt beverages. These restrictions follow the premises for a period of twenty-five years from the date of the subdivision.

The abstract states no examination has been made in the United States District or Circuit Courts or any subdivision thereof.

The taxes for the year 1923 and penalty, amounting to \$6.53, and the taxes for the year 1924, amount as yet undetermined, are a lien.

It is suggested that the proper execution of a general warranty deed by Robert and Clara Downey will be sufficient to convey the title of said premises to the State of Ohio when properly delivered.

Attention is also directed to the necessity of the proper certificate of the Director of Finance, to the effect that there are unincumbered balances legally appropriated sufficient to cover the purchase price before the purchase can be consummated.

The abstract is herewith returned.

Respectfully,

C. C. CRABBE,

*Attorney General.*

1494.

ABSTRACT, STATUS OF TITLE, NORTH HALF OF LOT NO. 73, HAMILTON'S SECOND GARDEN ADDITION, COLUMBUS, OHIO.

COLUMBUS, OHIO, May 19, 1924.

HON. CHARLES V. TRUAX, *Director of Agriculture, Columbus, Ohio.*

Dear Sir:

An examination of an abstract of title submitted by your office to this department discloses the following:

The last continuation of the abstract under consideration bears date of May 8, 1924, and pertains to the following premises:

Being the North half of Lot No. 73, of Hamilton's Second Garden Addition to the City of Columbus, Ohio, excepting six feet off the rear end thereof reserved for an alley, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 7, page 186, Recorder's Office, Franklin County, Ohio.

Upon examination of said abstract, I am of the opinion same shows a good and merchantable title to said premises in Frank B. Thorp, subject to the following exceptions:

There appear to be one or two minor deficiencies in the early history of the title, but I am of the opinion, because of considerable lapse of time, same may be disregarded.

Attention is directed to certain restrictions against the use of the premises for the erection of any buildings to be used for slaughter houses, the killing of animals or the use of said premises for the sale of intoxicating liquors and malt beverages. These restrictions follow the premises for a period of twenty-five years from the date of the subdivision.

The abstract states no examination has been made in the United States District or Circuit Courts or any subdivision thereof.

Attention is directed to a mortgage as set forth in section 4 of the last continuation given by Frank B. Thorp and Hilda N. Thorp, his wife, to The Lilley Building & Loan Company, to secure their obligation in the sum of \$1,500.00. This mortgage is uncancelled of record and a proper release of same must be procured before the final consummation of the purchase of these premises.

Taxes for the last half of the year 1923, amounting to \$39.75, due and payable in June, 1924, and the taxes for the year 1924, amount as yet undetermined, are a lien. Attention is also directed to the balance of an assessment for the improvement of Clara Street, amounting to \$85.47, the next installment of which, amounting to \$28.48, and interest, will be due in December, 1924.

It is suggested that the proper execution of a general warranty deed by Frank B. Thorp and wife will be sufficient to convey the title of said premises to the State of Ohio when properly delivered.

Attention is also directed to the necessity of the proper certificate of the Director of Finance to the effect that there are unincumbered balances legally appropriated sufficient to cover the purchase price before the purchase can be consummated.

The abstract is herewith returned.

Respectfully,  
C. C. CRABBE,  
*Attorney General.*

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1495.

ABSTRACT, STATUS OF TITLE, LOT NO. 78, HAMILTON'S SECOND GARDEN ADDITION, COLUMBUS, OHIO.

COLUMBUS, OHIO, May 19, 1924.

HON. CHARLES V. TRUAX, *Director of Agriculture, Columbus, Ohio.*

Dear Sir:

An examination of an abstract of title submitted by your office to this department discloses the following:

The last continuation of the abstract under consideration bears date of May 7, 1924, and pertains to the following premises:

Being Lot No. 78, of Hamilton's Second Garden Addition, excepting six feet off the West end thereof reserved for use as an alley, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 7, page 186, Recorder's Office, Franklin County, Ohio.

Upon examination of said abstract, I am of the opinion same shows a good and merchantable title to said premises in Mary E. Allis, subject to the following exceptions.