1606

OPINIONS

2484.

APPROVAL, BONDS OF RUNYAN RURAL SCHOOL DISTRICT, HAMILTON COUNTY, OHIO—\$670.00.

COLUMBUS, OHIO, October 27, 1930.

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

2485.

APPROVAL, ABSTRACT OF TITLE TO LANDS OF FOREST E. ROBERTS IN MIFFLIN TOWNSHIP, PIKE COUNTY, OHIO.

Columbus, Ohio, October 27, 1930.

Hon. Carl E. Steeb, Secretary, Ohio Agricultural Experiment Station, Columbus, Ohio.

Dear Sir:—There have been submitted to me for my examination and approval, corrected abstracts of title, a warranty deed, encumbrance estimate No. 792, Controlling Board's certificate and other files relating to three certain tracts of land in Mifflin Township, Pike County, Ohio, which tracts of land are owned of record by one Forest E. Roberts.

These tracts of land are particularly described by metes and bounds in the respective abstracts of title and in the warranty deed which has been tendered by said Forest E. Roberts to the State of Ohio.

It will be sufficient for your purposes to note the said several tracts of land, as follows:

- (1) A tract of 75 acres more or less, of which 13 acres thereof are a part of preexemption claim No. 181 and 62 acres thereof are a part of O. S. U. Lot No. 22 and known of record as the Joshua Turner 31 acre tract.
 - (2) A tract of 120 acres, more or less, being a part of survey No. 16,101;
 - (3) A tract of 202 acres, more or less, and being part of O. S. U. lot No. 22.

Upon examination of the corrected abstracts of title which were certified by the abstracter under date of October 25, 1930, I find that said Forest E. Roberts has a good merchantable title to each and all of said tracts of land, free and clear of all encumbrances except the taxes on said several tracts of land for the year 1930, the amount of which taxes is not stated in said abstract.

The warranty deed tendered by Forest E. Roberts has been properly executed and acknowledged by him and by his wife, Gladys Roberts and the body and form of such deed are such that said deed is effective to convey said tracts of land to the State of Ohio by proper description in fee simple, free and clear of the dower interest of said Gladys Roberts and free and clear of all encumbrances whatsoever.

Upon examination of encumbrance record No. 792, I find that the same has been properly executed and approved, and that there is shown thereby a sufficient balance in the appropriation account to pay the aggregate purchase price for said tracts of land, which purchase price is the sum of \$1,985.00.