

Applying this reasoning of the court to section 3924 G. C., it must necessarily bear the same construction as the statute in question in the foregoing case. It is necessary that bonds be advertised for sale throughout the entire period as required by statute. In view of the fact that these bonds have not been advertised and sold in accordance with the foregoing statute, you are advised not to purchase the same.

Respectfully,

C. C. CRABBE,  
*Attorney General.*

---

2553.

ABSTRACT, STATUS OF TITLE, NORTH HALF OF LOT NO. 60, OF HAMILTON'S SECOND GARDEN ADDITION, COLUMBUS, OHIO.

COLUMBUS, OHIO, June 9, 1925.

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 for our opinion, discloses the following:

The abstract under consideration was prepared by Adolph Haak & Company, abstractors, under date of August 10, 1905, with continuations thereto under date of November 26, 1924, and June 1, 1925, by E. M. Badridge, and pertains to the following premises:

Being the north half of lot No. 60, of Hamilton's Second Garden Addition, 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 Homer B. McColley, subject to the following exceptions:

The release of the mortgage shown at section 8 of the first part of the abstract is in defective form, but as the note secured by the mortgage has been long past due, no action could be maintained upon same.

The release shown at section 14 is also in defective form, but shows that the notes secured by the mortgage were undoubtedly paid.

Attention is directed to the restrictions in the conveyance shown, at section 3 of the continuation of November 20, 1924.

The abstract shows no examination in the United States district or circuit courts, nor in any subdivision thereof.

The taxes for the last half of the year 1924 amounting to \$29.43 are unpaid and a lien. The taxes for the year 1925 the amount not yet determined, are a lien against the premises.

There also appears on the treasurer's duplicate an unpaid balance of an assessment for the improvement of Clara street amounting to \$24.99, the next installment of which amounting to \$12.49, with interest, will be due and payable in December, 1925.

It is further suggested that the proper execution and delivery of a general war-

ranty deed by Homer B. McColley, and wife, if married, will be sufficient to convey the title of said premises to the state of Ohio.

Attention is also directed to the necessity of a proper certificate from the director of finance to the effect that there are unencumbered balances legally appropriated sufficient to cover the purchase price before the purchase can be finally consummated.

The abstract submitted is herewith returned.

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

---

2554.

APPROVAL, BONDS OF MONROE TOWNSHIP, RURAL SCHOOL DISTRICT, DARKE COUNTY, \$6,000.00.

COLUMBUS, OHIO, June 9, 1925.

*Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.*

---

2555.

APPROVAL, BONDS OF HOMER TOWNSHIP RURAL SCHOOL DISTRICT, MORGAN COUNTY, \$3,000.00.

COLUMBUS, OHIO, June 9, 1925.

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

---

2556.

SUNDAY DANCE LAW—LICENSING AUTHORITY MAY REFUSE PERMIT FOR A PUBLIC DANCE ON SUNDAY.

SYLLABUS:

1. *Probate judges and mayors of municipalities other than chartered cities, where the licensing authority is vested in some other officer than the mayor, are not required by section 13393, General Code, to grant a permit for a public dance to be held on Sunday.*