

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
GILBERT BETTMAN,
Attorney General.

2228.

APPROVAL, BONDS OF VILLAGE OF MEDINA, MEDINA COUNTY, OHIO
—\$13,000.00.

COLUMBUS, OHIO, August 12, 1930.

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

2229.

APPROVAL, ABSTRACT OF TITLE TO LAND OF RAY B. LEVERING IN
CITY OF COLUMBUS, FRANKLIN COUNTY, OHIO.

COLUMBUS, OHIO, August 13, 1930.

HON. CARL E. STEEB, *Business Manager, Ohio State University, Columbus, Ohio.*

DEAR SIR:—There has been submitted for my examination and approval an abstract of title, warranty deed and other files relating to the proposed purchase by the State of Ohio of a certain parcel of land situated in the city of Columbus, Franklin County, Ohio, and more particularly described as being a one foot reserve along the north side of Tenth Avenue, as shown of record in Elizabeth King's Olentangy Sub-division, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 7, page 269, Recorder's Office, Franklin County, Ohio.

Upon examination of the abstract of title submitted, supplemented by the deed of the sheriff of Franklin County, Ohio, conveying the above described parcel of land to Ray B. Levering, pursuant to the order of confirmation in the case of *David P. Anderson, as Treasurer of Franklin County, Ohio, vs. Elizabeth King Farrington, et al.* (Case No. 123386, Common Pleas Court, Franklin County, Ohio), I find that said Ray B. Levering has a good, merchantable title to said parcel of land, subject to the lien for taxes for the year 1929 and such prior years as were not included in the claim for delinquent taxes set out in the petition of the plaintiff in the case of *David P. Anderson vs. Elizabeth King Farrington, supra*. Said property is also subject to the lien for the taxes for the year 1930, as well as to the lien of the balance due on the assessment for the improvement of Tenth Avenue. It is stated in the abstract that this balance is \$12.06.

It is noted that the deed of the sheriff of Franklin County to Ray B. Levering, above referred to, has not yet been filed for record. This matter should, of course, be attended to before the warranty deed of Ray B. Levering, conveying this property to the State of Ohio, is filed for record.

With respect to the deed last above referred to, I find that the same has been properly executed and acknowledged by said Ray B. Levering and by Harriett E. Levering, his wife, and that said deed as to form is sufficient to convey the above described parcel of land to the State of Ohio free and clear of all encumbrances whatsoever, except the taxes due and payable on and after December, 1930.

Encumbrance Estimate No. 569, relating to the purchase of this property has been examined and found to be in proper form. Said encumbrance estimate shows that there are sufficient balances in the proper appropriation account to pay the purchase price of the property above described. It also appears from said encumbrance estimate that the money necessary for the purchase of said property has been released by the Controlling Board.

I am herewith returning to you the abstract of title, the deed of the sheriff of Franklin County to Ray B. Levering, the deed of Ray B. Levering and Harriett E. Levering, his wife, to the State of Ohio, and Encumbrance Estimate No. 569.

Respectfully,

GILBERT BETTMAN,
Attorney General.

2230.

APPROVAL, LEASE TO CANAL LAND OF EDWARD F. LOVE, NELSONVILLE, ATHENS COUNTY, OHIO.

COLUMBUS, OHIO, August 13, 1930.

HON. A. T. CONNAR, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—There has been submitted for my examination and approval a certain lease executed by the State of Ohio, through your predecessor, Hon. R. T. Wisda, by which there is leased and demised to one Edward F. Love, of Nelsonville, Ohio, a certain approval of abandoned Hocking canal lands situated in the city of Nelsonville, Athens County, and which is more particularly described as follows:

“Beginning at the line, as produced across said canal property, between Lots 236 and 237 in said city, said line being the east line of a lease granted to Frank Minner under date of April 30, 1919, and crossing the transit line of the Bruce Doughton survey of said canal at or near Station 2132-16, and running thence southeasterly with the lines of said canal property, three hundred and eighty-four (384) feet, more or less, as measured along the transit line of said survey to a line drawn at right angles to said transit line through Station 2136, and containing one (1) acre, more or less.”

This lease which is one for a term of fifteen years at an annual rental of six percent upon the valuation of the property lease, was executed under the authority of section 1 of an act passed by the 88th General Assembly April 5, 1929, and which went into effect on the 24th day of July, 1929, 13 O. L. 521.

Action of this office upon this lease was necessarily deferred in order to determine what, if any, action the State Highway Director might take under the provisions of Section 2 of said act, which provided that there was excepted and reserved from the provisions of the act any portion of said abandoned Hocking canal lands that thereafter, within one year from the date at which said act became effective, be desig-