

1759.

APPROVAL, NOTE OF CADMUS RURAL SCHOOL DISTRICT, GALLIA COUNTY—\$10,000.00.

COLUMBUS, OHIO, February 24, 1928.

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

1760.

APPROVAL, BONDS OF THE VILLAGE OF BROOK PARK, CUYAHOGA COUNTY, OHIO—\$30,427.88.

COLUMBUS, OHIO, February 24, 1928.

Industrial Commission of Ohio, Columbus, Ohio.

1761.

APPROVAL, ABSTRACT OF TITLE TO LAND OF MARY BACHTEL IN PERRY TOWNSHIP, STARK COUNTY, OHIO.

COLUMBUS, OHIO, February 24, 1928.

HON. JOHN E. HARPER, *Director of Public Welfare, Columbus, Ohio.*

DEAR SIR:—There has been submitted for my opinion a warranty deed and an abstract of title certified to under date of January 3, 1928, covering land situated in Perry Township, Stark County, Ohio, and more particularly bounded and described as follows:

Beginning at an iron pin at the Southwest corner of said Quarter Section; thence North 2° 44' East along the West line of said Quarter Section 528 feet to an iron pin; thence South 87° 15' East and parallel to the South line of said Quarter Section 825 feet to an iron pin; thence South 2° 44' West and parallel to the West line of said Quarter Section 528 feet to an iron pin on the South line of said Quarter Section; thence North 87° 15' West along the South line of said Quarter Section 825 feet to an iron pin and the true place of beginning and containing 10 acres.

Upon examination of the submitted abstract I am of the opinion that the same shows a good and merchantable title to said tract in Mary Bachtel, subject to only one possible exception. It appears that the lands under investigation, as well as other lands, were owned by one Mathias Bachtel, or "Bachal". At the time of his death in 1874, by his last will and testament, he devised his farm, including the premises above described, to his widow, Mary *Bachal*, for life. There is nothing in the abstract which affirmatively shows that said Mary *Bachal* is now dead. It is very likely that said Mary *Bachal* is dead, and was so at the time the partition proceeding noted at Section 33 of the abstract was filed, for otherwise the court could hardly have entertained jurisdiction of said proceeding. However, this matter should be cleared up by an affidavit by some one who knows the facts, which affidavit should be submitted to you and made a part of the abstract before the transaction for the purchase of this property is closed.

The abstract does not show any outstanding leases on this property, but you are advised that if any person or persons other than said Mary Bachtel are in actual possession of said premises under any claim of right, the State of Ohio, through its officers, will be required to take notice of whatever rights such other persons may have in said premises.

I have examined the warranty deed submitted with said abstract and find that the same is in proper form and legally sufficient to convey to the State of Ohio a fee simple title to the above described lands and premises, subject only to the following exception, to wit: By some inadvertence the word "West" which should follow the words "2° 44'" in the seventh line of the description in said deed was omitted. This correction should be made before the deed is finally delivered.

I am enclosing herewith the abstract of title and deed above referred to as well as encumbrance estimate, plat and other files belonging to your office.

Respectfully,

EDWARD C. TURNER,

Attorney General.

1762.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND THE ELCON ENGINEERING COMPANY OF COLUMBUS, OHIO, FOR THE CONSTRUCTION OF WATER FILTRATION SYSTEM, LONGVIEW STATE HOSPITAL, CINCINNATI, OHIO, AT AN EXPENDITURE OF \$18,271.00—SURETY BOND EXECUTED BY THE GLOBE INDEMNITY COMPANY.

COLUMBUS, OHIO, February 25, 1928.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Public Works, for and on behalf of the Department of Public Welfare, and The Elcon Engineering Company, of Columbus, Ohio. This contract covers the construction and completion of General Contract for Water Filtration System, Longview State Hospital, Cincinnati, Ohio, and calls for an expenditure of eighteen thousand two hundred and seventy-one dollars (\$18,271.00).

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. You have also submitted a certificate from