

liens it will become necessary to determine from the records the amount due on each tract.

It is believed that the abstract discloses a good title in tract No. 2 to be in the name of Matilda Brink, free from incumbrances excepting whatever amount of the taxes and assessments for the year 1920, approximating \$28.17, as above described, may be against this particular premises.

An examination has been made of the deed submitted by you wherein Lucy L. Andress and husband convey the premises described in tract No. 1, above described, to the state of Ohio, and it is believed that said deed is properly executed. You also submit another deed wherein Matilda Brink conveys the premises described in tract No. 2 to the state, and it is believed that this deed is sufficient for the purpose.

Your attention is called to the fact that the abstracter did not date his certificate. However, inasmuch as said abstracter took the acknowledgment of the grantors to both of the deeds above referred to, which were both executed on September 18, 1920, it is believed that it may fairly be assumed that the certificate was made on said date.

It is further called to your attention that the abstract does not purport to disclose the record of mortgages which may have been against the premises under consideration. However, the abstracter certifies that "there are no unsatisfied or unreleased mortgages of record in said Wayne county, Ohio, against said property, as shown by the records of said county."

Therefore, it will be observed that if full credit is given to the statements of the abstracter, it will cover the objection above pointed out.

The abstract and deeds are being returned herewith.

Respectfully,

JOHN G. PRICE,

Attorney-General.

1598.

APPROVAL, BONDS OF VILLAGE OF GIRARD, OHIO, FOR ROAD IMPROVEMENTS IN THE AMOUNT OF \$16,000.

COLUMBUS, OHIO, September 29, 1920.

The Industrial Commission of Ohio, Columbus, Ohio.

1599.

TREASURER OF STATE—LIABILITY OF SURETY COMPANY ON ACCOUNT OF DEPOSITS OF STATE FUNDS AND STATE INSURANCE FUNDS.

Liability of a surety company on account of deposits of state funds and state insurance funds under sections 321 et seq., G. C., and certain forms of bonds, considered.

COLUMBUS, OHIO, September 30, 1920.

HON. R. W. ARCHER, *Treasurer of State, Columbus, Ohio.*

DEAR SIR:—Your letter of recent date submitting the following statement of facts and questions involving the State Depository Act, was duly received: