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APPROVAL, BONDS OF MONTGOMERY COUNTY, OHIO, IN AMOUNT  
OF \$18,000 FOR BRIDGES

COLUMBUS, OHIO, June 24, 1920

*Industrial Commission of Ohio, Columbus, Ohio*

1363

APPROVAL, BONDS OF GUERNSEY COUNTY, OHIO, IN AMOUNT OF  
\$136,000 FOR ROAD IMPROVEMENTS

COLUMBUS, OHIO, June 24, 1920

*Industrial Commission of Ohio, Columbus, Ohio*

1364

APPROVAL, ABSTRACT TO LAND ON EASTERLY EMBANKMENT OF  
GRAND LAKE, AUGLAIZE COUNTY, OHIO

COLUMBUS, OHIO, June 25, 1920

HON JOHN I MILLER, *Superintendent of Public Works, Columbus, Ohio*

DEAR SIR—Under date June 14, 1920, you transmitted to me for examination a deed accompanied by abstract for a tract of land which may be described briefly as follows:

“Being a strip of ground 100 feet in width, lying immediately east of the foot of the outer slope of the easterly embankment of Grand Lake, formerly known as the Mercer County Reservoir, and being part of the N. W  $\frac{1}{4}$  of section 9 and part of the N. E.  $\frac{1}{4}$  of section 8, Town 6, south, range 4 east, Auglaize county”

The deed in question is being made by Albert H. Romer and wife and J. H. Winkeljohan and wife

I find on examination that such deed is correct in form and legally executed as a general warranty deed conveying to the State of Ohio the premises in question

The abstract submitted bears date April 19, 1920, and I find from examining the same that it shows in A. H. Romer and J. H. Winkeljohan and a good and marketable title

As to the matter of liens and encumbrances, it appears (see page 30 of abstract) that A. H. Romer and J. H. Winkeljohan on October 16, 1919, executed a mortgage to the Third Savings & Loan Company to secure a note for \$16,000 on the whole tract of approximately 102 acres out of which the 6.36 acres is proposed to be conveyed to

the state This mortgage has been released by proper instrument (see page 31 of abstract) as to a part of the whole tract; and while the description set forth in said release does not follow in terms the description set out in the proposed deed to the state, I am informed by Mr. Booton of your department, that the description in the release does in fact cover the tract described in the proposed deed to the state

It also appears (see page 22 of abstract) that the Buckeye Pipe and Line Company under date January 8, 1919, acquired the right to lay, maintain, operate and remove pipe lines through lands embraced in the whole tract which was afterwards acquired by Messrs Romer and Winkeljohan. I am unable to determine from the abstract just where these pipe lines have actually been laid, or whether the right to lay additional pipe lines includes the tract that is being conveyed to the state.

It further appears that certain oil leases have been given (see pp 20 and 24 of abstract) as to part of the lands included in the whole tract. I am unable to determine without information outside of the records as to whether all of these oil leases have expired.

The abstract submitted does not contain a statement as to taxes and assessments; but I note that the deed submitted is one of general warranty and that the grantors have made no exception from the warranty as to taxes or assessments that may constitute a lien on the premises proposed to be conveyed, for which reason said grantors will be liable on their warranty for the payment of any taxes or assessments constituting a lien. as of the date of the proposed deed, on the premises therein described

Respectfully,

JOHN G PRICE,

*Attorney-General*

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APPROVAL, FORM OF RESOLUTION AND NOTICE OF ELECTION FOR  
LEVYING ADDITIONAL TAXES IN ACCORDANCE WITH SECTIONS  
5649-5 AND 5649-5a G C.

COLUMBUS, OHIO, June 25, 1920

HON VERNON M RIEGEL, *Superintendent of Public Instruction, Columbus, Ohio*

DEAR SIR—I have your letter of recent date requesting this department to prepare a form of resolution and notice of election for submitting to the electors of a school district the proposition of levying additional taxes in accordance with the provisions of section 5649-5 and 5649-5a of the General Code.

I am also in receipt from another source of a request for a form of resolution for the use of county commissioners, township trustees, municipal councils and boards of education in submitting the question authorized to be submitted by house bill 713. I take the liberty of incorporating such a form in this opinion, believing that it may be of service to the boards of education of the state

(1) Form of resolution under section 5649-5 of the General Code, school purposes.

Be it resolved by the board of education of the \_\_\_\_\_ school district.

It is hereby declared by the board of education of the \_\_\_\_\_ school district that the amount of taxes that may be raised in the said school district by the levy of taxes for school purposes at the maximum rate authorized by sections 5649-2 and 5649-3 of the General Code will be insufficient, and it is therefore

RESOLVED, that it is expedient to levy taxes at a rate in excess of such rate, to wit, at the rate of \_\_\_\_\_ mills (here insert the number of mills