

I am herewith returning said abstract of title, warranty deed, encumbrance estimate No. 818, controlling board certificate and other files relating to the proposed purchase of the property above described.

Respectfully,

GILBERT BETTMAN,

Attorney General.

3509.

APPROVAL, PETITION FOR AMENDMENT TO SENATE BILL NO. 342.

COLUMBUS, OHIO, August 15, 1931.

A. W. GEISSINGER, ESQ., *17 South High Street, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination a written petition signed by 100 qualified electors of this state, containing a measure to be referred and a summary of the same, under the provisions of Section 4785-175, General Code, as amended by the 89th General Assembly. This section provides in part as follows:

“Whoever seeks to propose a law or constitutional amendment by initiative petition or to file a referendum petition against any law, section, or item in any law, shall by a written petition signed by one hundred qualified electors submit such proposed law, constitutional amendment or measure to be referred, and a summary of same to the attorney general for examination. If in the opinion of the attorney general the summary is a fair and truthful statement of the proposed law, constitutional amendment or measure to be referred, he shall so certify. * * *”

The measure to be referred which is attached to the aforesaid petition of one hundred electors, is Amended Senate Bill No. 342, passed by the legislature June 25, 1931, and filed in the office of the Secretary of State, Columbus, Ohio, July 16, 1931. The summary of this measure reads as follows:

“The Act here sought to be referred to the people abolishes Certificates of Title to motor vehicles, as provided for in said earlier Act passed April 10, 1931, and substantially re-enacts the old law providing for passage of title to motor vehicle by Bill of Sale, in the same form as it existed prior to the passage of said Act, passed April 10, 1931. The Act here sought to be referred to the people provides for definitions of terms, applications for registration of motor vehicles, blank forms to be furnished, the information required to be set out therein, presentation of Bills of Sale or Sworn Statements of Ownership, the allowance of a 15c fee in addition to the license tax, the transmission thereof to the County Auditor, making it unlawful to dispose of motor vehicles (new or used) except as provided in the Act, providing what Bills of Sale shall contain and how they shall be executed, requiring the purchaser to obtain the same, requiring one copy of same to be filed with the Clerk of Courts, providing for a ‘Sworn Statement’ in certain cases, making misrepresentation in a Bill of Sale or assignment unlawful, making operation without having Bill of Sale or copy filed with the Clerk of Courts unlawful, providing for cases of lost or stolen Bills of Sale or Sworn Statements, stipulating the duties of the Clerk of Courts and providing penalties for violation of the law.”

I am of the opinion that the foregoing is a fair and truthful statement of the measure to be referred and accordingly submit for uses provided by law, the following certification:

"I, Gilbert Bettman, Attorney General of the State of Ohio, pursuant to the duties imposed upon me under the provisions of Section 4785-175, General Code, hereby certify that the foregoing summary is a fair and truthful statement of Amended Senate Bill No. 342, passed by the 89th General Assembly, June 25, 1931. GILBERT BETTMAN, Attorney General."

Respectfully,
GILBERT BETTMAN,
Attorney General.

3510.

COUNTY AUDITOR—ALLOWANCE OF CERTAIN EXPENSES INCURRED BY CORONER IN CONNECTION WITH MILLFIELD MINE DISASTER.

SYLLABUS:

Discussion of allowance by county auditor of expenses incurred by county coroner in connection with the Millfield Mine disaster.

COLUMBUS, OHIO, August 17, 1931.

HON. JOHN W. BOLIN, *Prosecuting Attorney, Athens, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your recent communication, which reads as follows:

"I would like to have your opinion upon six questions of law growing out of the following facts:

On November 5th, 1930, at the Sunday Creek Coal Company mine at Millfield, Athens County, Ohio, an explosion occurred in one of the entries causing the death of eighty-two men. The Athens County coroner was called. He made a trip from Athens to the mine at Millfield, a distance of about eleven miles from Athens, the county seat. The bodies were brought out in relays and they were so badly burned and mangled that it was impossible to identify them immediately on being removed from the mine. The coroner rented two rooms, a pool room and a store room besides using a building belonging to the Sunday Creek Coal Company for temporary morgues to provide a place to wash the bodies and examine them and to carry on the necessary steps to identify them. He agreed to pay the owners of the two rooms \$10.00 apiece, mainly for the purpose of cleaning the rooms after the bodies had been identified and prepared for the undertakers.

It took the coroner and assistants (mainly volunteers) and undertakers three days and nights to identify and prepare the bodies for which the renting of these rooms were used.

It was necessary for the coroner to make numerous trips to Athens for supplies, to Nelsonville, Ohio, Trimble, Ohio, and Glouster, Ohio, in all he traveled in excess of four hundred miles.