

I have examined the deed form of the deed to be executed by Elizabeth Wilson Mullock and by Charles Mullock her husband, and find said proposed deed to be in form sufficient to convey to the State of Ohio a fee simple title to the above described property, free and clear of all encumbrances whatsoever, except the taxes for the year 1930, the first installment of which is due and payable in December, 1930. As above noted, the taxes for the year 1930 are now a lien on said property, and some adjustment should be made with respect to said taxes before the transaction for the purchase of this property is closed. As above indicated, this deed has not yet been signed and acknowledged by said Elizabeth Wilson Mullock and Charles Mullock her husband, and care should be taken to see that such deed is properly executed and acknowledged before you close the transaction for the purchase of this property.

Upon examination of encumbrance estimate No. 251 I find that the same has been executed in the manner required by law, and from its provisions I find that there are sufficient balances in the proper appropriation account to pay the purchase price of this property, which is the sum of four thousand five hundred dollars (\$4,500.00).

From the certificate of the controlling board submitted to me it appears that on March 17, said board approved the release of the sum of thirty thousand dollars (\$30,000.00) out of the appropriation made by the Legislature for the purchase of land for the use of the Ohio State University, and it appears that the purchase price of the property here in question is included within the amount of money so released.

I am herewith returning with my approval, subject to the exceptions above noted, said abstract of title, warranty deed form, encumbrance estimate No. 251 and controlling board certificate relating to the proposed purchase of the above described property.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

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1846.

APPROVAL, BONDS OF CUMBERLAND-SPENCER RURAL SCHOOL DISTRICT, GUERNSEY COUNTY—\$55,000.00.

COLUMBUS, OHIO, May 10, 1930.

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

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1847.

WATERWORKS SYSTEM—COUNTY SEWER DISTRICT—DISTRIBUTING PIPES OWNED BY COUNTY BUT WATER SUPPLIED BY MUNICIPALITY UNDER CONTRACT—COMMISSIONERS' RIGHT TO INCLUDE IN RATE CHARGED CONSUMERS, A PERCENTAGE THAT WILL COVER DEFICIENCIES FROM UNCOLLECTIBLE ASSESSMENTS.

**SYLLABUS:**

1. *When a county owns the distributing pipes of a waterworks system for an established sewer district within the county and contracts with a municipal corporation or private*