

a deputy clerk of common pleas court and that a certificate of such appointment must be filed with the county auditor.

Respectfully,

JOHN G. PRICE,
Attorney-General.

1115.

APPROVAL, RESOLUTIONS PROVIDING FOR SALE OF SMALL TRACT OF ABANDONED OHIO CANAL TO VILLAGE OF FRAZEYSBURG, OHIO.

COLUMBUS, OHIO, April 1, 1920.

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

DEAR SIR:—I have your letter of March 27, 1920, transmitting in duplicate resolutions providing for the sale to the village of Frazeysburg, Ohio, of a small tract of the abandoned Ohio Canal property in said village for the sum of \$50.00. I note your statement that the land in question is to be used in extending the public highway across the canal.

I have carefully examined the resolutions, find them correct in form and legal, and I have therefore affixed my signature to the same and return them herewith.

Respectfully,

JOHN G. PRICE,
Attorney-General.

1116.

ROADS AND HIGHWAYS—LEVY UNDER SECTION 1222 G. C. (108 O. L. 494) OF LESS THAN FULL ONE AND ONE-HALF MILLS OR OF FULL ONE AND ONE-HALF MILLS IS SUBJECT TO EXTENT OF ONE-HALF MILL THEREOF TO LIMITATION UPON COMBINED MAXIMUM TAX RATE.

A levy for the "county's proportion" under section 1222 G. C. as amended 108 O. L. 494, of less than the full one and one-half mills as well as a levy of the full one and one-half mills, is subject, to the extent of one-half mill thereof, to the limitation upon the combined maximum tax rate.

COLUMBUS, OHIO, April 1, 1920.

HON. CARROLL A. STUBBS, *Prosecuting Attorney, Celina, Ohio.*

DEAR SIR:—Your letter of recent date is received, reading as follows:

"This is an inquiry with reference to section 1222 of the General Code of Ohio, as amended in part one of 108 Ohio Laws at page 494. The second paragraph therein reads as follows:

"The county commissioners in any county in which less than one and one-half mills is levied in any year under the provisions of this section shall within the above limitations determine what part of such levy shall be subject to the limitations upon the combined maximum rate for all taxes now in force and what part of such levy shall be outside such limitations and unrestricted by any existing law or laws."