

fects in the original abstract of title pointed out in said former opinion have been corrected by further information made a part of said corrected abstract; and upon examination of the same, I am of the opinion that said R. E. Miller has a good merchantable fee simple title to the above described property, free and clear of all encumbrances except the taxes for the year 1929, which according to the certificate of the abstractor, under date of November 16, 1929, have not yet been determined.

An examination of the warranty deed tendered by said R. E. Miller, shows that the same has been signed and otherwise properly executed and acknowledged by him and by Irma C. Miller, his wife, and that said deed is in form sufficient to convey to the State of Ohio a fee simple title to the above described property, free and clear of the dower interest of said Irma C. Miller, and free and clear of all encumbrances whatever. Under the warranty clause of said deed the grantors warrant said premises against the lien of the 1929 taxes on said property, and you should see that some adjustment is made with respect to said taxes before the transaction with respect to the purchase of this property is closed by you.

Encumbrance estimate No. 6287, as well as the action of the Controlling Board in releasing the money necessary in the purchase of this property was approved in the former opinion of this department above referred to.

I am herewith returning to you said corrected abstract of title and warranty deed.

Respectfully,
GILBERT BETTMAN,
Attorney General.

1212.

APPROVAL, DEEDS TO MIAMI AND ERIE CANAL LANDS IN THE
CITY OF CINCINNATI—ROSE BERMEN.

COLUMBUS, OHIO, November 20, 1929.

HON. R. T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your recent communication submitting for my examination and approval eleven certain deed forms of deeds to be executed by the Governor conveying to one Rose Bermen of Cincinnati, Ohio, parcels Nos. 29, 30, 36, 37, 38, 38, 42, 44, 46, 47, and 48, all surplus Miami and Erie canal lands relinquished by the City of Cincinnati to the State of Ohio under the authority of the Act of the General Assembly, passed April 20, 1927, 112 O. L. 210-214. Said parcels of surplus Miami and Erie canal lands are fully described in said respective deed forms. An examination of the deed forms submitted shows that the same conform in every respect with the provisions of the Act of the General Assembly above referred to, and with other statutory provisions relating to the execution of deeds of this kind. Said deed forms are therefore approved by me as to legality and form as is evidenced by my approval indorsed upon the deed forms submitted.

Respectfully,
GILBERT BETTMAN,
Attorney General.