

2. A temporary teacher's certificate granted by a City Board of School Examiners between regular examinations, is valid from the date of issue until the next regular examination.

3. By virtue of the provisions of Section 7847, General Code, the provisions of Section 7817, General Code, with respect to the holding of special examinations, with the consent of the Director of Education, applies to city boards of school examiners.

4. A temporary teacher's certificate, valid until the next regular examination, cannot lawfully be granted under any circumstances by a County or City Board of Examiners by authority of Section 7826 or 7849, General Code, with or without the consent of the Director of Education, to an applicant who had formerly held such a certificate, granted by the same Board of Examiners.

5. Temporary teachers' certificates may be issued to an applicant by a city or county board of school examiners by authority of Section 7826 or Section 7849, General Code, as the case may be, whether or not the applicant is eligible under the law to take a regular examination for a teacher's certificate, and the granting of such a temporary certificate has nothing whatever to do with the eligibility of the person to whom it was granted, to take a regular examination. The granting of a temporary certificate does not in and of itself make the person to whom it was granted eligible to take a regular examination.

6. County and City Boards of School Examiners are not authorized under the law to antedate any teacher's certificate.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

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3075.

APPROVAL—TRANSCRIPT OF PROCEEDINGS RELATING TO THE SALE OF A PARCEL OF ABANDONED OHIO CANAL LAND, FAIRFIELD COUNTY—M. E. CEMETERY ASSOCIATION OF MILLERSPORT, OHIO.

COLUMBUS, OHIO, August 23, 1934.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of your recent communication submitting for my examination and approval a transcript of your proceedings relating to the sale to the M. E. Cemetery Association of Millersport, Ohio, of a small parcel of abandoned Ohio canal lands in Section 4, Town. 16, Range 18, Fairfield County, Ohio, and also a deed form of a deed to be executed by the Governor conveying said parcel of land to the grantee above named.

The parcel of land above referred to is a portion of the spoil embankment of said canal in the section, township and range above noted, and is more particularly described in said transcript and deed form as follows:

“Commencing at a point in the south line of original lots in the village of Millersport, Ohio, as laid out by Mathias Miller of Fairfield County, Ohio, on the 12th day of February, 1827, as shown by the recorded plat

of said village, of record in the office of County Recorder, at Lancaster, Ohio, which point is thirty (30') feet west of the center line of The New York Central Railway, formerly The Toledo and Ohio Central Railway Company, and running thence westerly along the south lines of original lots numbers 63 and 64 of said original plat, to a point that is one hundred ten (110') feet, west of the center line of the main track of The New York Central Railway Company; thence southerly, parallel to and eighty (80') feet west from the westerly line of the railway company's westerly right-of-way line, three hundred (300') feet; thence easterly, eighty (80') feet, parallel with the first line described to the west line of the railway company's right-of-way; thence northerly, parallel to the center line of the railway company's main track and thirty (30') feet westerly therefrom, three hundred (300') feet to the point of commencement, and containing 24,000 square feet, more or less."

On examination of the transcript of your proceedings relating to the proposed sale of the above described parcel of canal lands, I find that said proceedings in and by the recitals and findings of fact therein noted, and otherwise, are in conformity not only with the general provisions of section 13971, General Code, relating to the sale of canal lands, but also with the provisions of House Bill No. 144 enacted by the 88th General Assembly, April 5, 1929, 113 Ohio Laws, 524, which act makes special provision for the sale or lease of canal lands between the flume at Buckeye Lake in Fairfield County, Ohio, and Little Walnut Creek in Pickaway County, Ohio.

Apparently the parcel of land here in question is contiguous to lands within the corporate limits of the village of Millersport, Ohio. As to this it is noted, however, that said village as well as all other corporations and persons having on the enactment and effective date of the act prior rights with respect to the purchase of this property, have waived such rights by failure to make application for the purchase of this property within the time limited by the act of the legislature above noted.

No legal objection of any kind is noted to the sale of this property to the grantee above named for the sum of money representing the appraised valuation of the property, which is the sum of \$100.00.

I am accordingly approving the transcript of your proceedings relating to the sale of this property as well as the deed submitted, which is found to be in proper form, all of which is evidenced by my approval noted upon said transcript and the duplicate copy thereof, as well as upon the deed form, and all of which I herewith return.

Respectfully,  
JOHN W. BRICKER,  
*Attorney General.*

3076.

CORPORATION—FOREIGN CORPORATION DOING BUSINESS IN THIS STATE WITHIN PURVIEW OF FOREIGN CORPORATION ACT WHEN.

**SYLLABUS:**

1. *When a foreign corporation, whose sole business is that of soliciting sub-*