

The release of the mortgage shown at section 8 of the first part of the abstract is in defective form, but as the note secured by the mortgage has been long past due, no action could be maintained upon same. The release shown at section 14 is also defective but shows that the notes secured by the mortgage were undoubtedly paid.

Attention is directed to the restrictions in the conveyance shown at section 1 of the first continuation wherein are found restrictions for a period of twenty-five years against the use of the premises for the erection of any buildings to be used for slaughter houses and the killing of animals, or the use of said premises for the sale of intoxicating liquors or malt beverages.

The abstract states no examination has been made in the United States District or Circuit Courts, nor in any subdivision thereof.

Taxes for the year 1923, although as yet undetermined, are a lien against the premises.

It is suggested that the proper execution of a general warranty deed by Lydia Schaffer, and husband if married, will be sufficient to convey the title to said premises to the State of Ohio when properly delivered.

Attention is also directed to the necessity of the proper certificate of the Director of Finance to the effect that there are unincumbered balances legally appropriated sufficient to cover the purchase price before the purchase can be consummated.

The abstract submitted is herewith returned.

Respectfully,

C. C. CRABBE,

*Attorney-General.*

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763.

APPROVAL, BONDS OF BELMONT COUNTY, \$25,000.00, TO CONSTRUCT A BUILDING AND REPAIR BUILDINGS AT BELMONT COUNTY HOME.

COLUMBUS, OHIO, September 22, 1923.

*Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.*

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764.

SECURITIES—NOT PREDICATED ON REAL ESTATE UNLESS SECURED BY LIEN UPON SUCH REAL ESTATE SECTION 6373-14 G. C. CONSTRUED.

**SYLLABUS:**

*Securities are not predicated on real estate within the meaning of section 6373-14 of the General Code unless they are secured by a lien upon such real estate.*

COLUMBUS, OHIO, September 22, 1923.

HON. CYRUS LOCHER, *Director of Commerce, Columbus, Ohio.*

DEAR SIR:—Acknowledgment is made of your letter of August 24, 1923, in which you inquire in substance: