

1033.

APPROVAL, ABSTRACT OF TITLE TO LAND IN THE CITY OF GALLIPOLIS, OHIO—MATT REID.

COLUMBUS, OHIO, July 13, 1933.

HON. O. W. MERRELL, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval an abstract of title, warranty deed, contract encumbrance record No. 1413 and certificate of the Board of Control, relating to the proposed purchase by the State of Ohio of a certain parcel of land owned of record by one Matt Reid in the City of Gallipolis, Ohio, which parcel of land is more particularly described in said warranty deed as follows:

Beginning at the Northwest corner of lot No. 30, in Barlow's Addition to the city of Gallipolis, Ohio; thence N 47° E 6 feet, running with and binding upon the northerly line of said lot No. 30, to a point where the Northwest corner of said lot bears S 47° W, a distance of 6 feet; thence S 43° E 174 feet 10 inches, parallel to and 6 feet distant from the Westerly line of said lot No. 30, to a point in the Northerly boundary line of Second Avenue, in the city of Gallipolis, where the Southwest corner of said lot bears S 47° W, a distance of 6 feet; thence S 47° W 6 feet, running with and binding upon the Northerly boundary line of said Second Avenue, to the Southwest corner of said lot No. 30; thence N 43° W 174 feet 10 inches, running with and binding upon the Westerly line of said lot No. 30, to the place of beginning, and contains 0.02 of an acre, more or less; with the right to use in common with the grantor herein for ingress and egress.

Upon examination of the abstract of title submitted, which abstract is certified by the abstracter under date of January 21, 1933, I find that Matt Reid, the record owner of this parcel, has a good merchantable title to the same, free and clear of all encumbrances except the taxes for the year 1932 on the whole of lot No. 30 in Barlow's Addition amounting to \$31.06 and likewise the undetermined taxes for the year 1933 on lot 30. These taxes, to the extent of the proportionate part thereof to be borne by that part of lot 30 in Barlow's Addition covered by the warranty deed above referred to, are, of course, a lien upon this property. The proper share of these taxes attributable to the parcel of land here in question should be determined by the county auditor upon application to him for that purpose, and such taxes so determined should be paid or be otherwise adjusted before the transaction relating to the purchase of this property is closed.

Upon examination of the warranty deed tendered by Matt Reid, I am inclined that the same has been properly executed and acknowledged by him and by his wife, Margaret Reid, and that the form of said deed is such that it is legally sufficient to convey the above described parcel of land to the State of Ohio free and clear of all dower interests in the premises and free and clear of all encumbrances whatsoever.

Upon examination of encumbrance record No. 1413, relating to the purchase of the above described property, I find that the same has been properly executed and that the same shows a sufficient unencumbered balance in the appropriation

act to pay the purchase price of this parcel of land, which purchase price is the sum of \$100.00.

It is further noted that at a meeting of the Controlling Board under date of March 16, 1933, the purchase price of this property was approved by said Board.

I am herewith returning said abstract of title, warranty deed and encumbrance record No. 1413. I am retaining the Controlling Board certificate above referred to for consideration in connection with my examination of proceedings relating to the purchase of other tracts of land for the project to which the parcel of land here in question relates.

Respectfully,
 JOHN W. BRICKER,
Attorney General.

1034.

APPROVAL, BONDS OF SHAKER HEIGHTS VILLAGE SCHOOL DISTRICT, CUYAHOGA COUNTY, OHIO—\$10,000.00.

COLUMBUS, OHIO, July 13, 1933.

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

1035.

APPROVAL, LEASE TO RESERVOIR LAND AT INDIAN LAKE, LOGAN COUNTY, OHIO, FOR RIGHT-OF-WAY PURPOSES—OHIO ELECTRIC POWER COMPANY.

COLUMBUS, OHIO, July 14, 1933.

HON. EARL H. HANEFELD, *Director of Agriculture, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge the receipt of a recent communication from the Bureau of Inland Lakes and Parks in the Division of Conservation, submitting for my examination and approval a certain reservoir land lease in triplicate executed by the Conservation Commissioner to Ohio Electric Power Company of Marion, Ohio. By this lease which is one for the stated term of fifteen years and which provides for an annual rental of \$200.00, payable semi-annually in installments of \$100.00 each, there is leased and demised to the Ohio Electric Power Company, subject to certain conditions and restrictions for the protection of property owners and the public, the right to locate and maintain a right-of-way for a pole line upon which to carry wires for the transmission of electrical energy for illuminating, heating and power purposes in and upon state reservoir lands at Indian Lake in Stokes, Washington and Richland Townships, Logan County, Ohio.