

2084.

APPROVAL, BONDS OF SPRINGFIELD TOWNSHIP RURAL SCHOOL DISTRICT, CLARK COUNTY, OHIO—\$9,000.00.

COLUMBUS, OHIO, July 11, 1930.

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

2085.

APPROVAL, ENCUMBRANCE ESTIMATES RELATING TO PURCHASE OF LAND IN NEAVE TOWNSHIP, DARKE COUNTY, OHIO.

COLUMBUS, OHIO, July 11, 1930.

HON. HARRY D. SILVER, *Director of Finance, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval encumbrance estimates Nos. 704, 705 and 706 relating to the purchase of several parcels of land in Neave Township, Darke County, Ohio, recently acquired by the Greenville Historical Society, for the purpose of conveying the same to the State of Ohio as a site upon which to establish a State Historical Park. The parcels of land here referred to are more particularly described in Opinion No. 1978 of this office, directed to you under date of June 13, 1930.

In said former opinion I approved the form and execution of the several deeds by which the Greenville Historical Society obtained title to said property, and upon consideration of the corrected abstract of title of this property submitted to me at the time, I found that the Greenville Historical Society had a good merchantable fee simple title to said property which it could convey to the State of Ohio. In said opinion I likewise approved the execution and form of the deed by which this property is to be conveyed to the State of Ohio.

Touching the question here presented with respect to the form and execution of the encumbrance estimates above noted, it is pertinent to note the statutory provisions which authorized the Greenville Historical Society to acquire this property for the purpose above stated. These statutory provisions are found in an act of the 88th General Assembly passed April 5, 1929, and which became effective on the 25th day of July of that year. (113 O. L. 593). This act of the General Assembly reads as follows:

“Sec. 1. That for the purpose of acquiring and improving the site of Fort Jefferson in Darke County, Ohio, on which was erected a military post by General Arthur St. Clair in his campaign against the Indians in 1791, and adjacent lands not to exceed eight acres, there is hereby appropriated out of any moneys in the state treasury to the credit of the general revenue fund, not otherwise appropriated, the sum of three thousand dollars, which the Greenville Historical Society is hereby authorized to draw upon for the purpose named.

Sec. 2. Upon the completion of acquiring and improving said site and lands, the Greenville Historical Society shall convey the same to the State of Ohio, whereupon the care and control of said site and lands shall be