

foregoing reference to possible incumbrance need not be regarded as a serious objection.

However, it is further called to your attention that the last continuation discloses a suit pending in the court of common pleas of Franklin county, the title of which is: "Phillip L. Schneider, plaintiff, vs. F. Dell Sullivan, L. D. Hagerty, et al., Defendants." This is described as an action to marshal liens on the property of the defendant Sullivan. The petition was filed May 8, 1920. Also, another suit is shown to be pending in the court of common pleas, entitled: "Harriet L. Glass, Plaintiff, vs. W. S. Courtright, et al., Defendants." According to the abstract, this suit was filed June 12, 1912, and is an action for equitable relief against defendant Courtright and many others in connection with the affairs of The Union National Bank. L. D. Hagerty was later made a party.

The abstract does not show that any further action has been taken in connection with either of said suits since the filing of the petition. From the information in the abstract it is impossible to advise as to what extent said suits may affect the title to the premises under consideration. Before purchasing said premises, you should satisfy yourself as to the status of these suits relative to the extent of the lien upon the premises in the event that a judgment is obtained against the defendant, who is now the present owner of the premises. However, if it be advantageous to the state to purchase said premises and the grantor is willing to warrant the title, it is suggested that you may consider the financial responsibility of the grantor in connection with the objections above noted.

The taxes for the year 1920 are unpaid and a lien. The abstract does not show that any examination was made in any of the United States courts.

Respectfully,
JOHN G. PRICE,
Attorney-General.

1565.

APPROVAL, ABSTRACT OF TITLE, PREMISES SITUATED IN FRANKLIN COUNTY, OHIO, LOTS TWELVE AND THIRTEEN, R. P. WOODRUFF'S AGRICULTURAL COLLEGE ADDITION.

COLUMBUS, OHIO, September 14, 1920.

HON. CARL E. STEEB, *Secretary, Board of Trustees, Ohio State University, Columbus, Ohio.*

DEAR SIR:—You have recently submitted a partial abstract, certified by John K. Kennedy, attorney, requesting my opinion as to the status of the title to the following described premises as disclosed by said abstract:

Situate in the county of Franklin, in the state of Ohio, and in the city of Columbus: Being lots number twelve (12) and thirteen (13) of R. P. Woodruff's subdivision of the south half of the south half of lot number two hundred seventy-eight (278) of R. P. Woodruff's Agricultural College addition to the city of Columbus, Ohio, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, page 421, Recorder's Office, Franklin county, Ohio.

Said partial abstract goes back to May 4, 1887, the date upon which William H.

Barbee, sheriff of Franklin county, Ohio, conveyed the premises under consideration, together with other premises in the same plat, to William Cheek and Emerson Gould. Inasmuch as the title to the premises down to said date has heretofore been approved by my predecessor, it would seem that the partial abstract is all that requires consideration in this connection.

After careful consideration it is my opinion that said partial abstract shows good and sufficient title to said premises to be in Cyrus Huling and Rose M. Huling on September 4, 1920, the date of said abstract, free from incumbrances excepting the taxes for the year 1920 which are a lien upon said premises.

It is believed that each of the parties above named owns an undivided one-half interest in said premises. Therefore, in case said premises are purchased by the state, it will be necessary that both parties join in the conveyance.

The abstract shows that no examination was made in any of the United States courts.

Respectfully,
JOHN G. PRICE,
Attorney-General.

1566.

APPROVAL, CONTRACT WITH L. C. FOLTZ AND SONS OF COLUMBUS,
OHIO, FOR ERECTION OF POWER PLANT CHIMNEY.

COLUMBUS, OHIO, September 14, 1920.

Board of Trustees, Bowling Green State Normal School, Bowling Green, Ohio.

GENTLEMEN:—You have submitted to me for approval, as per section 2319 G. C. (107 O. L. 455), a contract, executed in triplicate, between L. C. Foltz and Sons, of Columbus, Ohio, and your board. Said contract is under date of August 31, 1920, and relates to the erection of a power plant chimney. You have also submitted the bond covering said contract.

Having before me the certificate of the auditor of state that there are funds in the appropriation heretofore made for the purpose set forth in said contract, sufficient to cover the amount payable thereunder, and being satisfied that said contract and bond are according to law, I am this day certifying my approval thereon.

I have this day filed said contract and bond with the auditor of state.

Respectfully,
JOHN G. PRICE,
Attorney-General.

1567.

APPROVAL, CONTRACT BETWEEN THE HERRING-HALL-MARVIN
SAFE COMPANY AND SPECIAL COMMITTEE FOR BUILDING OF
STATE TREASURER'S VAULTS.

COLUMBUS, OHIO, September 15, 1920.

HONORABLE R. W. ARCHER, *Treasurer of State, Columbus, Ohio.*

DEAR SIR:—The contract between the Herring-Hall-Marvin Safe Company and the special committee for the building of the state treasurer's vaults has been submitted to this department for approval as to form.