

2240.

APPROVAL, BONDS OF MT. VERNON CITY SCHOOL DISTRICT IN THE  
AMOUNT OF \$22,000.

COLUMBUS, OHIO, July 7, 1921.

*Industrial Commission of Ohio, Columbus, Ohio.*

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2241.

APPROVAL, BONDS OF OLD FORT RURAL SCHOOL DISTRICT IN THE  
AMOUNT OF \$5,000.

COLUMBUS, OHIO, July 7, 1921.

*Industrial Commission of Ohio, Columbus, Ohio.*

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2242.

APPROVAL, TITLE TO PREMISES SITUATE IN FRANKLIN COUNTY,  
OHIO, BEING LOT NUMBER SEVEN, R. P. WOODRUFF'S AGRICUL-  
TURAL COLLEGE.

COLUMBUS, OHIO, July 7, 1921.

HON. CARL E. STEEB, *Secretary, Board of Trustees, Ohio State University, Colum-  
bus, Ohio.*

DEAR SIR:—You have submitted an abstract, last continued by Lyman G. Moore, attorney-at-law, June 23, 1921, and requested my opinion as to the status of the title to the following described premises as disclosed by said abstract:

Situate in the state of Ohio, county of Franklin, and being lot number seven (7) in R. P. Woodruff's sub-division 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; except one (1) foot off of the east side of lot number seven (7).

Inasmuch as the title to premises in the same plat has heretofore been approved by this department, based upon a conveyance of Emerson Gould and wife to William Cheek, which included the premises under consideration, as shown in section sixty-three of the abstract, it is unnecessary to examine the history of the title of the present premises prior to said conveyance.

After an examination it is my opinion that said abstract, with the continuation thereto, discloses the title to said premises to be in the name of Clarence G. Warman, free from encumbrances, excepting the taxes for the

year 1921, which are unpaid and a lien. Said abstract discloses that no examination was made in any of the United States courts.

You have also submitted a certificate from the Auditor of State, made in pursuance to the provisions of section 2288-2 G. C., to the effect that there is a balance in the "Interest on Endowment Fund, Ohio State University" sufficient to cover a contract for the purchase of said premises, copy of which is enclosed herewith. Said certificate in my opinion fully complies with the requirements of the law.

Respectfully,  
 JOHN G. PRICE,  
*Attorney-General.*

2243.

JUSTICES OF PEACE—DO NOT HAVE FINAL JURISDICTION IN CASES ARISING UNDER SECTIONS 12603 TO 12628-1 G. C. (MOTOR VEHICLE VIOLATIONS) EXCEPT IN CASES COMING WITHIN PROVISIONS OF SECTIONS 13510 AND 13511 G. C.—MAYORS' COURTS AND POLICE COURTS HAVE FINAL JURISDICTION IN MISDEMEANORS—MAY EXERCISE SUCH JURISDICTION IN PROSECUTIONS UNDER SECTIONS 12603 TO 12628-1 G. C.

1. *Justices of the peace do not have final jurisdiction, excepting where such jurisdiction is expressly provided by statute. It follows that they do not have final jurisdiction in cases arising under sections 12603 to 12620-1 G. C., except in those cases coming within the provisions of sections 13510 and 13511 G. C.*

2. *By authority of sections 4528 and 4577 G. C., mayors' courts and police courts have final jurisdiction in misdemeanors and may exercise such jurisdiction in prosecutions arising under sections 12603 to 12628-1 G. C.*

COLUMBUS, OHIO, July 12, 1921.

HON. HARVEY C. SMITH, *Secretary of State, Columbus, Ohio.*

DEAR SIR:—Your recent letter reads as follows:

"Section 12626 G. C. provides as follows:

'Proceedings under preceding sections. A person taken into custody, because of the violation of any provision of this subdivision of this chapter, shall forthwith be taken before a magistrate or justice of the peace of the city, village or county, and be entitled to an immediate hearing. If such hearing cannot be had, he shall be released from custody on giving his personal undertaking to appear in answer for such violation at such time or place as shall then be indicated, secured by a deposit of a sum equal to the maximum fine for the offense with which he is charged or, in lieu thereof, if he be the owner, by leaving the motor vehicle. If the person so taken is not the owner, he can leave the motor vehicle with a written consent given at the time by the owner who must be present, with such judicial officer.'

This department desires your opinion as to whether or not the magistrate or justice of the peace has final jurisdiction in cases referred to in the preceding sections."