

5156.

APPROVAL—BONDS FOR THE FAITHFUL PERFORMANCE OF THEIR DUTIES—FLORENCE E. KELLEY, ASSISTANT AUDITOR; ARTHUR NATHANIEL WEINBERG, JAMES WESLEY BARROWS AND LOUIS JOSEPH COFFEY, CLERKS; CARL A. MANNER, CASHIER, BUREAU OF MOTOR VEHICLES.

COLUMBUS, OHIO, February 10, 1936.

HON. JOHN JASTER, JR., *Director of Highways, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination five bonds to guarantee the faithful performance of the duties of certain employes of the Bureau of Motor Vehicles, Department of Highways.

These employes and their sureties are as follows:

1. Florence E. Kelley, Assistant Auditor—The Great American Indemnity Company of New York.
2. Arthur Nathaniel Weinberg, Clerk—The Great American Indemnity Company of New York.
3. James Wesley Barrows, Clerk—The Great American Indemnity Company of New York.
4. Louis Joseph Coffey, Clerk—The Great American Indemnity Company of New York.
5. Carl A. Manner, Cashier—The Great American Indemnity Company.

Section 6290-1, General Code, as last amended in 1933 (115 O. L., 97), provides authority for such bonds, reading in part:

“\* \* \* When, in the opinion of the director of highways, it is deemed advisable, any deputy or other employe (of the bureau of motor vehicles) may be required to give bond in such amount and with such security as he may approve. \* \* \*”  
(Words in parenthesis mine.)

An examination of such bonds seems to disclose that they are in proper legal form, in accordance with the foregoing statutory provision, with the exception of the fact that the power of attorney attached to the bond of Arthur Nathaniel Weinberg belongs with the bond of Louis Joseph Coffey and the power of attorney attached to the bond of Louis Joseph Coffey belongs with the bond of Arthur Nathaniel Weinberg.

Section 1182-3, General Code (112 O. L., 435, Section 11), requires the Attorney General to approve the legality and form of bonds entered into under authority of the Norton-Edwards Highway Act (112 O. L., 430, et seq.). However, neither such section nor Section 6290-1, General Code, requires the Attorney General to approve the legality and form of bonds entered into under authority of Section 6290-1, and therefore such bonds are returned herewith without my signature at the bottom of the bonds.

However, as above stated, such bonds appear to be in proper legal form in accordance with Section 6290-1, General Code, with the exception noted.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

---

5157.

APPROVAL—ABSTRACT OF TITLE, ETC., TO LAND IN OXFORD TOWNSHIP, BUTLER COUNTY, OHIO, OWNED BY J. PAUL ALBERT AND E. E. ERICKSON.

COLUMBUS, OHIO, February 13, 1936.

HON. W. P. ROUDEBUSH, *Secretary, Board of Trustees, Miami University, Oxford, Ohio.*

DEAR SIR: This is to acknowledge the receipt of your recent communication with which you submit for my examination and approval an abstract of title, warranty deed and contract encumbrance record No. 1641, relating to the proposed purchase by the President and Trustees of Miami University of a tract of land in Oxford Township, Butler County, Ohio.

This tract of land which is owned of record by J. Paul Albert and E. E. Erickson, as tenants in common and by perpetual leasehold title, is a part of Lot No. 2 in Section 13 in said township and county and is more particularly described as follows:

Beginning at the southeast corner of said Lot No. 2 in Section 13; thence on the east line of said lot eight (8) chains and eighty-three (83) links to the southeast corner of a tract of land in said lot formerly owned by Joseph M. Stout; thence due west on a line parallel with the south line of said lot to the west line thereof to a stake at the southwest corner of said tract