

1625.

APPROVAL, TRANSCRIPT COVERING PROCEEDINGS FOR PROPOSED SALE TO EDWARD W. JONES OF CERTAIN STATE LANDS IN VILLAGE OF NASHPORT, MUSKINGUM COUNTY, OHIO.

COLUMBUS, OHIO, July 25, 1914.

*Department of Highways and Public Works, Division of Public Works, Columbus, Ohio.*

Gentlemen:—

Receipt is acknowledged of your letter of July 16, 1924, submitting for my examination transcript, in duplicate, covering proceedings for the proposed sale to Edward W. Jones of certain state lands in the village of Nashport, Muskingum County, Ohio.

The proposed sale is contemplated in conformity with the provisions of Sections 13971 and 14203-23 of the General Code of Ohio and of the Act of March 6, 1913.

It is noted from the transcript the appraisement of the property was made at the sum of \$100.00; that said lands are proposed to be sold as the result of a private sale.

Finding, as I do, that the proceedings as shown by the transcript are in conformity to law, I am indicating my written approval to the proposed sale by signing the duplicate transcript, returned herewith.

Respectfully,  
C. C. CRABBE,  
*Attorney-General.*

1626.

ABSTRACT, STATUS OF TITLE OF LOT NO. 8 OF R. P. WOODRUFF'S SUBDIVISION OF THE SOUTH HALF OF THE SOUTH HALF OF LOT NO. 278 IN R. P. WOODRUFF'S AGRICULTURAL COLLEGE ADDITION, COLUMBUS, OHIO.

COLUMBUS, OHIO, July 25, 1914.

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

Gentlemen:—

You have submitted a partial abstract dated May 12, 1924, and prepared by Alfred Neydon & Company, inquiring as to the status of the title of Lot No. 8 of R. P. Woodruff's Subdivision of the south half of the south half of Lot No. 278 in R. P. Woodruff's Agricultural College Addition to the City of Columbus as recorded in Plat Book No. 3, page 421, as disclosed by said abstract.

It is believed that the partial abstract is sufficient for the purposes of this opinion, for the reason that in an opinion of this department found in Reports of the Attorney General for the year 1920, pages 1029, an abstract was approved which

covers the premises under consideration down to the beginning of said partial abstract.

It is further believed that the abstract as submitted discloses a sufficient title to said premises to be in the name of Arthur Weldon free from encumbrances, excepting the taxes for the years 1923 and 1924, which are unpaid and a lien.

You have also submitted Encumbrance Estimate No. 9097, in the amount of \$800.00, which contains the certificate of the Director of Finance to the effect that funds are available for such purpose.

You have further submitted a form of deed which, among other things, provides that the grantee assumes the payment of all taxes and assessments falling due on and after December, 1924. Under the terms of the deed it will be the duty of the grantor to pay the taxes for the year 1923, and the State will be required to pay them thereafter.

It is believed that said deed is sufficient to convey the title of the said Arthur Weldon when the same is properly executed and delivered.

The abstract, deed and encumbrance estimate are herewith returned.

Respectfully,  
C. C. CRABBE,  
*Attorney General.*

1627.

HIGHWAYS—TRAFFIC REGULATIONS—AUTHORITY OF COUNTY SURVEYORS AND MAYORS OF VILLAGES UNDER SECTION 7247 G. C.

COLUMBUS, OHIO, July 26, 1924.

*SYLLABUS:*

*Authority given county surveyors, etc., under section 7247, is to be exercised in special cases only when the object to be moved is not divisible into loads so as to comply with section 7246 G. C.*

*Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.*

Gentlemen:—

I am in receipt of your recent communication as follows:

“We are in receipt of a letter from Mr. R. A. B., legal adviser for several Cuyahoga County villages, which reads as follows:

‘Section 7247 gives the county surveyor and the mayors of villages the authority to grant permission for the moving of vehicles weighing in excess of the provisions of the state law, over the public highways.

‘The deputy sheriff of Cuyahoga County has taken a number of road cases to the mayor of Bay Village for prosecution. In several of these cases a permit signed by the county surveyor has been presented in evidence, which imposed no conditions as to time limit or maximum load weight.