

made and entered into by and between The Pymatuning Land Company through its authorized agents and representatives, and the Conservation Council of the State of Ohio represented in your official capacity as Conservation Commissioner, this property is to be conveyed to the State of Ohio without payment of such taxes by The Pymatuning Land Company and without any obligation on the part of said company to make such payment. When the title to this property passes to the State of Ohio by the deed of conveyance to be hereafter executed by The Pymatuning Land Company, the lien of said taxes, being in legal contemplation the lien of the State itself, will merge and be lost in the larger fee simple title by which the State will then own the property. In this connection, it may be added that although the lien of the State for taxes upon this property will as a matter of law be merged in the larger title in and by which it will acquire, own and hold this property after the execution and delivery of the deed of The Pymatuning Land Company, you should, as Conservation Commissioner representing the Conservation Council in this transaction, make application to the Tax Commission of Ohio for an order placing this property upon the tax exempt list in the office of the Auditor of Ashtabula County as authorized and provided for in sections 5570-1 and 5616, General Code.

The acquisition of the above described property will not require any expenditure of funds from the State Treasury, and for this reason no contract encumbrance record or Controlling Board certificate is required with respect to the transaction by which the State of Ohio is to acquire title to this property.

The corrected abstract of title of the above described tract of land is hereby approved and the same is hereby returned to you to the end that when the deed conveying this property to the State of Ohio has been executed and delivered by The Pymatuning Land Company, and the same has been accepted by the Conservation Council and approved by the Attorney General, this abstract of title and the deed above referred to may be filed with the Auditor of State as required by the statute in such case made and provided.

Respectfully,  
JOHN W. BRICKER,  
*Attorney General.*

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3413.

APPROVAL, ABSTRACT OF TITLE TO LAND OWNED BY THE PYMATUNING LAND COMPANY IN WILLIAMSFIELD TOWNSHIP, ASHTABULA COUNTY, OHIO, FOR PUBLIC PARK, GAME REFUGE, FISHING AND HUNTING PURPOSES.

COLUMBUS, OHIO, November 10, 1934.

HON. WILLIAM H. REINHART, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval an abstract of title of a certain tract of land now owned of record by The Pymatuning Land Company in Williamsfield Township, Ashtabula County, Ohio, and which, together

with other tracts of land in Richmond, Andover and Williamsfield Townships in said county, is to be acquired by the State for public park, game refuge, fishing and hunting purposes under the authority conferred by sections 472 and 1435-1, General Code, and which is to be used for said purposes in connection with the reservoir that has been and will be created by the inundation and submergence of said land caused by and arising out of the construction by the Water and Power Resources Board of the Department of Forests and Waters of the Commonwealth of Pennsylvania of a dam at and across the outlet of the Pymatuning Swamp into the Shenango River in Crawford County, Pennsylvania.

Said tract of land is situated in Williamsfield Township, Ashtabula County, Ohio, and comprises Lot 6 in Section 6 and part of Lot 4 in Section 5 of the original survey of said township, and is more particularly bounded and described as follows:

Beginning at the south-west corner of lot No. 6 in Section No. 6, and the south-west corner of lands of W. F. Martin, said corner being at a distance of 1769.7 feet, measured northerly along the center line of the highway from Monument "O" at the south-west corner of lot No. 5 in Section No. 6, as recorded in the survey made by R. N. Case, County Engineer, and recorded May 20th, 1919, in volume 4, page 96, of Ashtabula County Records of Surveys; thence eastwardly along the southern boundary of lot No. 6 in Section No. 6, and the northern boundary of lands formerly owned by L. E. Mullen, a distance of 400 feet to the south-west corner of lands herein conveyed; thence northerly and parallel with the west boundary of said lot No. 6, a distance of 702 feet thence eastwardly and parallel with the southern boundary of said lot No. 6, a distance of 950 feet; thence northerly and parallel with the west boundary of said lot No. 6, a distance of 1025 feet to the north line of said lot No. 6, thence north-westerly about 760 feet to a point on the southern boundary of lands formerly owned by C. Webber, said point being 780 feet east of the center line of the highway measured along said boundary line; thence eastwardly along said Webber's southern boundary line, to the Ohio-Pennsylvania State line; thence southerly along the Ohio-Pennsylvania State line to the division line between lands formerly owned by W. F. Martin and lands formerly owned by L. E. Mullen; thence westerly along said division line to a point 400 feet east of the center line of the highway measured along said division line, said point being the south-west corner of lands herein conveyed, containing 97.51 acres of land, and being the same property conveyed by W. F. Martin to the grantor herein on August 29th, 1919, by Deed found recorded in Deed vol. 239, page 98, of Ashtabula County Records.

The tract of land above described is the same as that conveyed to The Pymatuning Land Company by The Realty Guarantee and Trust Company by deed under date of December 30, 1921, and recorded in Vol. 263, page 421, of the Record of Deeds in the office of the Recorder of Ashtabula County, Ohio.

Upon examination of the abstract of title submitted and upon the consideration of other information which has been submitted to me and made a part of the abstract, I find that The Pymatuning Land Company, the owner of record of the above described tract of land, has a good and indefeasible fee simple title to this property, and that the same is free and clear of all liens and other encumbrances except the undetermined taxes for the year 1934, which are a lien upon the property.

With all respect to these taxes, I am advised that pursuant to the agreement made and entered into by and between The Pymatuning Land Company through its authorized agents and representatives, and the Conservation Council of the State of Ohio represented by you in your official capacity as Conservation Commissioner, this property is to be conveyed to the State of Ohio without payment of such taxes by The Pymatuning Land Company and without any obligation on the part of said company to make such payment. When the title to this property passes to the State of Ohio by the deed of conveyance to be hereafter executed by The Pymatuning Land Company, the lien of said taxes, being in legal contemplation the lien of the State itself, will merge and be lost in the larger fee simple title by which the State will then own the property. In this connection, it may be added that although the lien of the State for taxes upon this property will as a matter of law be merged in the larger title in and by which it will acquire, own and hold this property after the execution and delivery of the deed of The Pymatuning Land Company, you should, as Conservation Commissioner representing the Conservation Council in this transaction, make application to the Tax Commission of Ohio for an order placing this property upon the tax exempt list in the office of the Auditor of Ashtabula County as authorized and provided for in sections 5570-1 and 5616, General Code.

The acquisition of the above described property will not require any expenditure of funds from the State Treasury, and for this reason no contract encumbrance record or Controlling Board certificate is required with respect to the transaction by which the State of Ohio is to acquire title to this property.

The corrected abstract of title of the above described tract of land is hereby approved and the same is hereby returned to you to the end that when the deed conveying this property to the State of Ohio has been executed and delivered by The Pymatuning Land Company, and the same has been accepted by the Conservation Council and approved by the Attorney General, this abstract of title and the deed above referred to may be filed with the Auditor of State as required by the statute in such case made and provided.

Respectfully,

JOHN W. BRICKER,  
*Attorney General.*

3414.

APPROVAL, ABSTRACT OF TITLE TO LAND OWNED BY THE PYMATUNING LAND COMPANY IN RICHMOND TOWNSHIP, ASHTABULA COUNTY, OHIO, FOR PUBLIC PARK, GAME REFUGE, FISHING AND HUNTING PURPOSES.

COLUMBUS, OHIO, November 10, 1934.

HON. WILLIAM H. REINHART, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval an abstract of title of a certain tract of land now owned of record by The Pymatuning Land Company in Richmond Township, Ashtabula County, Ohio, and which, together with other tracts of land in Richmond, Andover and Williamsfield Townships in said county, is to be acquired by the State for public park, game refuge, fishing and hunting purposes under the authority conferred by sections 472 and 1435-1.