

"The commissioner of motor vehicles shall designate the county auditor and one or more persons in each county to act as deputy commissioners, who shall accept applications for the annual license tax, and assign distinctive numbers in the same manner as the commissioner of motor vehicles. Such deputy commissioners shall be located in such cities or villages in the county as the commissioner sees fit. For the purpose of facilitating the distribution of license tags, the commissioner may provide for the establishment of branch offices in cities having a population of one hundred thousand or over according to the last federal census.

Duties; bond. The commissioner shall assign to each deputy commissioner a series of numbers sufficient to supply the demand at all times in such community, and shall keep a record in his office of the numbers within the series so assigned. Each deputy commissioner shall be required to give bond, the form and amount of which shall be prescribed by the commissioner of motor vehicles.

The deputy commissioners shall keep a file of each application and register such motor vehicle with the name and address of the owner thereof."

An analysis of this section will disclose that the commissioner of motor vehicles is given specific power and authority to designate such deputies and determine the location in the county. In considering this section we have the opposite from the statutes relative to the filing of the bills of sale. In other words, the express authority of the legislature has been given in the latter case, whereas the same has not been given in the former.

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

3907.

DISAPPROVAL, BONDS OF CITY OF HAMILTON, BUTLER COUNTY,
\$3,254.80.

COLUMBUS, OHIO, December 22, 1926.

Re: Bonds of City of Hamilton, Butler County, \$3,254.80.

Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.

GENTLEMEN:—The affidavits of the publishers, giving notice of the sale of bonds for the above bond issue are both to the effect that said notices were published for four weeks consecutively, commencing on October 12, 1926. The notice recited that the bonds were to be sold on November 4, 1926, twenty-three days after the first publication. In the case of *State vs. Kuhner and King*, 107 O. S., 406, the court held as follows:

"The requirement of section 1206, General Code, that 'the state highway commissioner shall advertise for bids for two consecutive weeks,' is mandatory, and the contract entered on June 14 for advertisement in two weekly newspapers of the county on June 6th and June 13th is invalid."

In applying the foregoing decision to the provisions of section 3924 of the General Code, which prescribes the method of publication of the notice of the sale of bonds,

it must be held that such notices shall be published for at least twenty-eight days from the date of the first publication.

On account of the failure to meet the statutory requirements as above prescribed, it must be held that these bonds have not been legally advertised and sold, and for that reason you are advised not to accept said bonds.

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

3908.

APPROVAL, BONDS OF PEASE TOWNSHIP RURAL SCHOOL DISTRICT,
BELMONT COUNTY, \$4,592.55

COLUMBUS, OHIO, December 22, 1926.

Retirement Board, State Teachers Retirement System, Columbus, Ohio

3909.

ABSTRACT, STATUS OF TITLE, TO PREMISES IN HAMILTON COUNTY
TO BE USED AS LAND FOR LONGVIEW ASYLUM GROUNDS.

COLUMBUS, OHIO, December 22, 1926.

HON. JOHN E. HARPER, *Director, Department of Public Welfare, Columbus, Ohio.*

DEAR SIR:—Examination of an abstract of title submitted by your department for my consideration and formal approval discloses the following:

The abstract as submitted consists of 604 pages, in two parts, and was prepared and certified by the Title Guarantee and Trust Company of Cincinnati under date of October 1, 1926, and pertains to the Longview Asylum Grounds situated in sections 6 and 12, township 3, fractional range 2, Miami Purchase, Millcreek township, Hamilton county, said premises being abstracted and described in three separate parcels, the first tract and parcel being situated in section 6, township 3, fractional range 2, Miami Purchase, in Millcreek township, Hamilton county, Ohio, and containing 107.31 acres, more or less; the second tract being all that part and parcel of land contained in section 12, township 3, fractional range 2, Miami Purchase, in Millcreek township, Hamilton county, Ohio, containing 72 acres, more or less; and the third tract being situated in section 6 township 3, fractional range 2, Miami Purchase, Millcreek township, Hamilton County, Ohio, and containing 110 acres, more or less; said three tracts being more particularly described by metes and bounds in the caption of said abstract at page 1.

Upon examination of said abstract I am of the opinion same shows a sufficient title to said premises in the county commissioners of Hamilton county, Ohio, on be-