

3971.

APPROVAL, BONDS OF VILLAGE OF GROVE CITY, FRANKLIN COUNTY,
OHIO, \$9,000.00.

COLUMBUS, OHIO, February 25, 1935.

Industrial Commission of Ohio, Columbus, Ohio.

3972.

APPROVAL, BONDS OF CITY OF AKRON, SUMMIT COUNTY, OHIO,
\$10,000.00.

COLUMBUS, OHIO, February 25, 1935.

Industrial Commission of Ohio, Columbus, Ohio.

3973.

APPROVAL, BONDS OF CITY OF AKRON, SUMMIT COUNTY, OHIO,
\$60,000.00.

COLUMBUS, OHIO, February 25, 1935.

Industrial Commission of Ohio, Columbus, Ohio.

3974.

APPROVAL, BONDS OF CITY OF MINGO JUNCTION, JEFFERSON COUNTY,
OHIO, \$175,000.00.

COLUMBUS, OHIO, February 25, 1935.

Industrial Commission of Ohio, Columbus, Ohio.

3975.

CLERK OF COURTS—AFFIDAVIT SHOWING BILL OF SALE OR SWORN STATEMENT OF OWNERSHIP LOST REQUIRED BEFORE CLERK OF COURTS NEED FURNISH CERTIFIED COPIES THEREOF—FEE FOR CERTIFIED COPY.

SYLLABUS:

1. *Section 6310-13a, General Code, does not authorize the clerk of courts or his deputy to furnish certified copies of a lost, stolen or destroyed bill of sale or sworn statement of ownership, without requiring the filing of an affidavit showing that such bill of sale or sworn statement of ownership has been lost, stolen or destroyed.*

2. *If the affidavit required by virtue of section 6310-13a, General Code, is taken by the clerk of courts or his deputy, a fee of twenty-five cents is required for the taking of the affidavit in addition to the twenty-five cent fee for the furnishing of a certified copy of such lost, stolen or destroyed bill of sale or sworn statement of ownership.*

COLUMBUS, OHIO, February 25, 1935.

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

GENTLEMEN:—I am in receipt of your communication which reads as follows:

“You are respectfully requested to furnish this department your written opinion upon the following:

Section 6310-13a of the General Code provides a certified copy of a bill of sale or certificate of ownership may be procured from the Clerk of Courts upon presentation of an affidavit showing that such bill of sale or sworn statement of ownership has been lost, stolen or destroyed, on the payment of a fee of twenty-five cents.

QUESTION 1. Has the Clerk of Courts a right to furnish certified copies of a sworn statement of ownership or a bill of sale without requiring the filing of the affidavit referred to in this section?

QUESTION 2. If the affidavit in question is executed by the Clerk of Courts or his deputy, is he required to charge the fee of twenty-five cents for taking the affidavit, in addition to the twenty-five cents for making the certified copy?”

Section 6310-13a, General Code, in so far as pertinent to your inquiry, provides as follows:

“In case of copy of the bill of sale or sworn statement which has been filed according to the provisions of this chapter shall be lost, stolen or destroyed, a certified copy thereof may be procured from the clerk of courts *upon presentation of an affidavit* showing that such bill of sale or sworn statement of ownership has been lost, stolen or destroyed *and on the payment of a fee of twenty-five cents.* * * *”

In answer to your first question, it is apparent from a mere reading of the statute