

2019.

APPROVAL, ABSTRACT OF TITLE TO LANDS OF ARTHUR F. MILLER,
CHARLOTTE E. PUNGS, FLORENCE A. LEGG AND GRACE MILLER,
CITY OF COLUMBUS, FRANKLIN COUNTY, OHIO.

COLUMBUS, OHIO, June 23, 1930.

HON. CARL E. STEEB, *Business Manager, Ohio State University, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval an abstract of title, warranty deed form and encumbrance estimate No. 561 relating to the proposed purchase of real property in the city of Columbus, Franklin County, Ohio, and being more particularly described as follows:

Being lots numbers twenty-two (22) and twenty-three (23) of Critchfield and Warden's Subdivision of the south half of the north half of R. P. Woodruff's Agricultural College Addition to the city of Columbus, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, pages 234 and 235, Recorder's Office, Franklin County, Ohio.

Upon examination of said abstract of title, which is certified by the abstracter under date of May 31, 1930, I find that Arthur F. Miller, Charlotte E. Pungs, Florence A. Legg and Grace Miller have a good and indefeasible fee simple title to the above described property, subject to the inchoate dower interests of Karl W. Legg, Samuel G. Pungs and Eleanor Miller, the first two being the husbands of Florence A. Legg and Charlotte E. Pungs, and the last named being the wife of said Arthur F. Miller. The title of said Florence A. Legg, Charlotte E. Pungs, Grace Miller and Arthur F. Miller in said property is free and clear of all encumbrances except certain unpaid taxes thereon. As to this, it appears that the taxes on this property have not been paid for a number of years, and that in December, 1929, the amount of taxes then due and payable upon this property was the sum of \$77.58, to which amount there must now be added further interest and penalty. Likewise, the taxes for the year 1930, the amount of which is undetermined, are a lien upon this property. Subject to the delinquent and current taxes, which are a lien upon the property here in question, the title of said Arthur F. Miller, Charlotte E. Pungs, Florence A. Legg and Grace Miller, is hereby approved.

I have examined the deed form of the deed to be executed by the above named persons who are the owners as tenants in common of the above described property, and by the respective husbands and wife of the owners above named who are married, and find that said deed, when properly executed and acknowledged, will be sufficient in form to convey to the State of Ohio a fee simple title to this property, free and clear of all encumbrances except the taxes due and payable on and after the December, 1930, payment. As above indicated, this deed form submitted to me has not yet been executed, and inasmuch as said deed is required to be executed by the parties thereto in three different states, other than the State of Ohio, it is requested that before the transaction relating to the purchase of this property is closed, such executed deed be submitted to me for approval.

An examination of encumbrance estimate No. 561, above referred to, shows that the same has been properly executed and that there are sufficient balances in the proper appropriation account to pay the purchase price of this property amounting to the sum of \$500.00.

It likewise appears by a recital contained in said encumbrance estimate that the money necessary to pay the purchase price of this property has been released for the purpose by the controlling board.

I am herewith returning to you said abstract of title, warranty deed form and encumbrance estimate No. 561.

Respectfully,
GILBERT BETTMAN,
Attorney General.

2020.

ELECTION LAW—DISTRIBUTION OF SMALL BLOTTER WITH CAMPAIGN CARD ON REVERSE SIDE LEGAL.

SYLLABUS:

Section 4785-190, General Code, does not prohibit the circulation of a card to further the candidacy of a candidate, which card is three inches wide and six inches long and printed on blotting paper which is glazed on one side.

COLUMBUS, OHIO, June 24, 1930.

HON. J. D. SEARS, *Prosecuting Attorney, Bucyrus, Ohio.*

DEAR SIR:—Your letter of recent date is as follows:

“The question has been propounded to me by a candidate for public office, whether the distribution gratis of small blotters with a campaign card printed on the reverse would be in contravention of Section 5175-2 of the General Code of Ohio, prohibiting the giving away of anything of value for any purpose in conjunction with a campaign other than the purposes specified in the said section.

A campaign card is distributed for the purpose of persuading the electors to support the candidacy advocated. I doubt whether the small utilitarian value attached to a small blotter would corrupt an elector, nevertheless, I appreciate the attitude of any candidate who would be careful in every particular to obey our election laws, and I feel, therefore, that such an inquiry is deserving of a careful response.

I am enclosing a blotter that comes within the purview of this inquiry, and will be pleased to have an early advice from your office on the matter.”

Section 5175-26, General Code, was repealed by the 88th General Assembly in the enactment of the new Election Law. The pertinent sections of the new law are Sections 4785-190 and 4785-198, 113 O. L. 399 and 401, which provide as follows:

Sec. 4785-190.

“Whoever, before, during, or after any primary, convention or election, gives, lends, offers or procures, or promises to give, lend, offer or procure, any money, office, position, place or employment, influence or any other valuable consideration to or for a delegate, elector or other person; or attempts by intimidation, coercion or other unlawful means, to induce such delegate or elector to register or refrain from registering, to vote or refrain from voting at a primary, convention or election for a particular person, question or issue; or advances, pays or causes to be paid, or procures or offers to procure, money or other valuable thing to or for the use of another, with the intent that it or part thereof shall be used to induce such person to vote or