

and provisions thereof and the conditions and restrictions therein contained are in conformity with said Act and with other statutory provisions relating to leases of this kind. I am accordingly approving this lease, as is evidenced by my approval endorsed upon the lease and upon the duplicate and triplicate copies thereof, all of which are herewith enclosed.

Respectfully,

HERBERT S. DUFFY,

Attorney General.

2065.

CHATTEL MORTGAGES—COUNTY RECORDER—MUST MAINTAIN DIRECT AND INDIRECT RECORD—SEE SECTION 8562 G. C.

SYLLABUS:

A county recorder must maintain both a direct and indirect record of chattel mortgages to comply with the provisions set forth in Section 8562 of the General Code.

COLUMBUS, OHIO, March 11, 1938.

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

GENTLEMEN: This will acknowledge the receipt of your recent communication requesting an opinion as follows:

“Section 8562, General Code, relating to the Recorder’s duties in the filing of chattel mortgages, reads in part as follows:

“The officer receiving such instrument shall endorse thereon the time of receiving it and its consecutive number and enter in a book to be provided by the county the names of parties thereto alphabetically arranged with the number of the instrument, its date, the day of filing it and the amount secured thereby, which entry must be repeated alphabetically under the name of every party thereto.”

May we respectfully request upon opinion the following question:

Under the provisions of this section, must the county recorder maintain both a direct and indirect record of chattel mortgages?”

Section 8562, General Code, which provides for the filing and re-

ording of chattel mortgages was recently amended. The section in question now provides:

“The officer receiving such an instrument shall indorse thereon the time of receiving it and its consecutive number, and enter in a book or on cards, to be provided by the county the names of all parties thereto, alphabetically arranged, with the number of the instrument, its date, the day of filing it, and the amount secured thereby, which entry must be repeated, alphabetically, under the name of every party thereto. * * *”

The language above given is so positive and definite that there can be little doubt as to the meaning of the words or the intent of the legislature. It is now a well established rule of statutory construction that where the language of a statute is not only plain but admits of but one meaning, the task of interpretation cannot be said to arise.

I know of but one meaning which can be placed upon the words:

“The officer shall indorse thereon . . . and enter in a book or on cards provided by the county the *names of all parties thereto alphabetically arranged . . . which entry must be repeated alphabetically, under the name of every party thereto.*”

It would certainly be impossible to repeat the entry alphabetically under the name of every party thereto without keeping a direct and indirect chattel mortgage record.

In view of these facts I must advise you that in my opinion a county recorder must maintain both a direct and indirect record of chattel mortgages to comply with the provisions set forth in Section 8562 of the General Code.

Respectfully,

HERBERT S. DUFFY,
Attorney General.