

searching the statutes for such provision, not only have we been unable to find any such express provision, but on the contrary, Section 6291-1 of the General Code expressly provides that such deputy registrar "shall serve without compensation."

In view of the foregoing, the conclusion is irresistible that a deputy registrar appointed under the provisions of Section 6291-1 may not legally charge fees or compensation for his services in connection with his duties under the provisions of Section 6291-1.

Respectfully,

C. C. CRABBE,
Attorney General

2054.

APPROVAL, ABSTRACT OF TITLE TO LOT NO. 14 OF HAMILTON'S SECOND GARDEN ADDITION TO THE CITY OF COLUMBUS, OHIO.

COLUMBUS, OHIO, December 10, 1924.

HON. CHARLES V. TRUAX, *Director of Agriculture, Columbus, Ohio.*

Dear Sir:—

An examination of an abstract of title submitted by your office to this department discloses the following:

The abstract under consideration was prepared by Adolph Haak & Company, Abstracters, under date of August 10, 1905; a continuation thereto by J. B. Kahle, Attorney, August 14, 1914; a continuation by J. B. Kahle, Attorney, February 3, 1915; a continuation by William K. Williams, Attorney, September 13, 1919; and a further and last continuation by E. M. Baldrige under date of December 1, 1924.

Said abstract and the continuations thereto pertain to the following premises:

Being Lot No. 14 of Hamilton's Second Garden Addition to the City of Columbus, Ohio, as the same is numbered and delineated upon the recorded plat thereof, recorded in Plat Book No. 7, page 186, Recorder's Office, Franklin County, Ohio;

Saving and excepting therefrom six feet off the rear end thereof, reserved for the purpose of an alley.

Upon examination of said abstract, I am of the opinion same shows a good and merchantable title to said premises in William C. Enz, subject to the following:

The release of the mortgage shown in Section 8 of the first part of the abstract is in defective form, but as the note secured by the mortgage has been long past due, no action could be maintained upon same.

The release shown at Section 14 is also defective, but shows that the notes secured by the mortgage were undoubtedly paid.

Attention is directed to the restrictions in the conveyance, shown at Section 1 of the continuation of August 14, 1914, wherein are found restrictions on said premises for a period of twenty-five years, against the use of the same for the erection of any buildings to be used for slaughter houses and the killing of animals,

or the use of said premises for the sale of intoxicating liquors or malt beverages.

The abstract indicates no examination has been made in the United States District or Circuit Courts, nor in any subdivision thereof.

Taxes for the year 1924, amounting to \$25.37, are a lien, one-half of which will be due in December, 1924.

The abstract shows no special assessments of any kind.

It is suggested that the proper execution of a general warranty deed by William C. Enz and wife, if married, will be sufficient to convey the title of said premises to the State of Ohio, when properly delivered.

Attention is also directed to the necessity of the proper certificate of the Director of Finance, to the effect that there are unencumbered balances legally appropriated sufficient to cover the purchase price, before the purchase can be consummated.

The abstract submitted is herewith returned.

Respectfully,

C. C. CRABBE,
Attorney-General.

2055.

ABSTRACT, STATUS OF TITLE, LOT NUMBER 40 OF HAMILTON'S SECOND GARDEN ADDITION TO CITY OF COLUMBUS, OHIO.

COLUMBUS, OHIO, December 10, 1924.

HON. CHARLES V. TRUAX, *Director of Agriculture, Columbus, Ohio.*

Dear Sir:—

An examination of an abstract of title submitted by your office to this department discloses the following:

The abstract under consideration was prepared by Adolph Haak & Company, Abstracters under date of August 10, 1905; a continuation thereto by Snider and Clutch, Attorneys and Abstracters, under date of September 4, 1907; a continuation by George W. Rhodes, Attorney, under date of April 15, 1915; and a further and last continuation by E. M. Baldrige, under date of December 5, 1924.

Said abstract and the continuations thereto pertain to the following premises:

Being Lot Number 40 of Hamilton's Second Garden Addition to the City of Columbus, Ohio, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 7, page 186, Recorder's Office, Franklin County, Ohio, excepting six feet off the rear end thereof, reserved for an alley.

Upon examination of said abstract, I am of the opinion same shows a good and merchantable title to said premises in Clara J. Gear, subject to the following:

Taxes for the year 1924, amounting to \$13.40, are a lien, one-half of which, amounting to \$6.70, will be due in December, 1924.

There is also a special assessment for the improvement of Clara Street, amounting to \$85.33, the next installment of which, amounting to \$28.44 with interest, will be due in December, 1924.