

placing this property upon the tax exempt list in the office of the Auditor of Ashtabula County as authorized and provided for in sections 5570-1 and 5616. General Code.

The acquisition of the above described property will not require any expenditure of funds from the State Treasury, and for this reason no contract encumbrance record or controlling board certificate is required with respect to the transaction by which the state of Ohio is to acquire title to this property.

The corrected abstract of title of the above described tracts of land is hereby approved and the same is hereby returned to you to the end that when the deed conveying this property to the state of Ohio has been executed and delivered by the Pymatuning Land Company, and the same has been accepted by the Conservation Council and approved by the Attorney General, this abstract of title and the deed above referred to may be filed with the Auditor of State as required by the statute in such case made and provided.

Respectfully,

JOHN W. BRICKER,

Attorney General.

3416.

APPROVAL, ABSTRACT OF TITLE TO LAND OWNED BY THE PYMATUNING LAND COMPANY IN WILLIAMSFIELD TOWNSHIP, ASHTABULA COUNTY, OHIO, FOR PUBLIC PARK, GAME REFUGE, FISHING AND HUNTING PURPOSES.

COLUMBUS, OHIO, November 10, 1934.

HON. WILLIAM H. REINHART, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval an abstract of title of a certain tract of land now owned of record by The Pymatuning Land Company in Williamsfield Township, Ashtabula County, Ohio, which tract, together with other tracts of land in Richmond, Andover and Williamsfield Townships in said county, is to be acquired by the state of Ohio for public park, game refuge, fishing and hunting purposes under the general authority conferred by the provisions of sections 472 and 1435-1, General Code, and which is to be used for said purposes in connection with the reservoir that has been and will be created by the inundation and submergence of said land caused by and arising out of the construction by the Water and Power Resources Board of the Department of Forests and Waters of the Commonwealth of Pennsylvania of a dam at and across the outlet of the Pymatuning Swamp into the Shenango River in Crawford County, Pennsylvania.

Said tract comprises Lot 4 and a part of Lot 5 of section 6 of the original survey of said township, and is more particularly bounded and described as follows:

Beginning at Monument "S" as shown on survey made by R. N. Case, County Surveyor of Ashtabula County, Ohio, in May, 1919, and recorded May 20th, 1919, in Volume 4, page 96, of Ashtabula County Records of Surveys, said Monument being located at the north-west corner of Lot No. 4 of Section No. 15 in said Township; thence Northerly along the West

line of said Lot No. 4 in Section No. 6, a distance of 1790 feet to the North-west corner of said Lot No. 4 at Monument "O," said point being also the south-west corner of lands now or formerly owned by L. E. Mullen; thence Easterly along the center of the highway running East and West between Lot No. 4 and Lot No. 5 in said Section No. 6, a distance of about 2026.86 feet to a point; thence North Easterly along the center of said highway on the line between lands herein conveyed and lands formerly owned by L. E. Mullen, a distance of 1103.9 feet to a point where the center line of said highway intersects the line between the States of Ohio and Pennsylvania; thence Southerly along said State line to the Northeast corner of Lot No. 5 of Section No. 15 in said Township, the said point being the Northeast corner of lands now or formerly owned by Samuel R. Mullen; thence Westerly along the North line of said Mullen lands, said line being also the North line of Lots No. 5 and No. 4 in said Section No. 15 of said Township, a distance of 2978 feet to the place of beginning, and containing about 125.5 acres of land.

The tract of land above described is the same as that conveyed to The Pymatuning Land Company by the Realty Guarantee and Trust Company by deed under date of December 30, 1921, and recorded in Volume 263, page 421 of the record of deeds in the office of the Recorder of Ashtabula County, Ohio.

Upon examination of the abstract of title submitted and upon the consideration of other information which has been submitted to me and made a part of the abstract, I find that The Pymatuning Land Company, the owner of record of the above described tract of land, has a good and indefeasible fee simple title to this property, and that the same is free and clear of all liens and other encumbrances except the undetermined taxes for the year 1934, which are a lien upon the property. With respect to these taxes, I am advised that pursuant to the agreement made and entered into by and between The Pymatuning Land Company through its authorized agents and representatives, and the Conservation Council of the state of Ohio represented by you in your official capacity as Conservation Commissioner, this property is to be conveyed to the state of Ohio without payment of such taxes by The Pymatuning Land Company and without any obligation on the part of said company to make such payment. When the title to this property passes to the state of Ohio by the deed of conveyance to be hereafter executed by The Pymatuning Land Company, the lien of said taxes, being in legal contemplation the lien of the State itself, will merge and be lost in the larger fee simple title by which the State will then own the property. In this connection, it may be added that although the lien of the State for taxes upon this property will as a matter of law be merged in the larger title in and by which it will acquire, own and hold this property after the execution and delivery of the deed of The Pymatuning Land Company, you should, as Conservation Commissioner representing the Conservation Council in this transaction, make application to the Tax Commission of Ohio for an order placing this property upon the tax exempt list in the office of the Auditor of Ashtabula County as authorized and provided for in sections 5570-1 and 5616, General Code.

The acquisition of the above described property will not require any expenditure of funds from the State Treasury, and for this reason no contract encumbrance record or controlling Board certificate is required with respect to the transaction by which the state of Ohio is to acquire title to this property.

The corrected abstract of title of the above described tract of land is hereby approved and the same is hereby returned to you to the end that when the deed

conveying this property to the state of Ohio has been executed and delivered by The Pymatuning Land Company, and the same has been accepted by the Conservation Council and approved by the Attorney General, this abstract of title and the deed above referred to may be filed with the Auditor of State as required by the statute in such case made and provided.

Respectfully,
JOHN W. BRICKER,
Attorney General.

3417.

APPROVAL, ABSTRACT OF TITLE TO LAND OWNED BY THE PYMATUNING LAND COMPANY IN WILLIAMSFIELD, ANDOVER AND RICHMOND TOWNSHIPS FOR PUBLIC HUNTING AND FISHING GROUNDS.

COLUMBUS, OHIO, November 13, 1934.

HON. WILLIAM H. REINHART, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and approval an abstract of title to a certain tract of land in Andover Township, Ashtabula County, Ohio, which tract together with other tracts of land in Williamsfield, Andover and Richmond Townships in said county, the state of Ohio is acquiring from the Pymatuning Land Company. These lands are being acquired for the purpose and to the end that such lands and the waters inundating and submerging the same as a result of the construction and maintenance by the Water and Power Resources Board of the commonwealth of Pennsylvania of the dam at and across the outlet of the Pymatuning Swamp into the Shenango River in Crawford County, Pennsylvania, may be used as a public park and as public hunting and fishing grounds or territory.

The tract of land here in question which is a part of Lot No. 48, according to the original survey of said township, is bounded and described as follows:

Beginning at a point on the Northern boundary of Lot No. 48, distant 1510 feet Easterly, measured along said boundary line, from Monument "K," at the North-West corner of said Lot No. 48, as shown on a survey, made by R. N. Case, County Engineer, recorded May 20th, 1919, in Volume 4, Page 96, of the Records of Surveys; thence Easterly along said lot and division line to the North-East corner of said lot on the Ohio-Pennsylvania State line; thence southerly along said State line of the South-East corner of said Lot No. 48; thence Westerly along the Southern boundary of Lot No. 48, and division line between lands formerly owned by Emr. Bowman and L. S. Brown and C. J. Marvin, to the South-East corner of lands formerly owned by Maude Thornton in Lot No. 48; thence Northerly along the division line between lands formerly owned by said Thornton and Bowman, to the North-East corner of said Thornton's land; thence Westerly along the division line between said Thornton's and said Bowman's lands, to the middle line of said Lot No. 48; thence Northerly along the middle line of said Lot No. 48 to the North-East corner of said Thornton's land on said middle line of lot; thence West-