ATTORNEY GENERAL, ASSISTANT TO: Real estate—
Whether State may accept title to real estate in settle-
ment of claim.

September 18, 1936.

Hon. John W. Kenny,
Legal Department,
Indianapolis, Indiana.

Dear Sir:

I have before me your request for an official opinion in
answer to the following question:

"May the State of Indiana accept title to a parcel
of improved city real estate in satisfaction of a debt
owing to the State, with the purpose of immediately
disposing of same and applying the proceeds therefrom
to the debt?"

In order to answer the above question with accuracy, I
should be furnished with more of the details which constitute
the basis for it. However, I will say that claims in favor of
the State may be compromised with the consent of the Gover-
nor and Attorney General. (Burns Indiana Statutes Annotated
(1933), Section 49-1917.) The acceptance of less than the full
amount of such claim in satisfaction of it or the acceptance
of something other than cash would involve a compromise
and the above statute apparently would apply.

AUDITOR, OFFICE OF: Congressional law on tax on motor
vehicle fuel sold in military posts for non-governmental
purposes.

September 18, 1936.

Hon. Laurence F. Sullivan,
Auditor of State,
Indianapolis, Indiana.

Dear Sir:

I have your request for an opinion as to the effectiveness
of an Act passed at the last session of Congress, sometimes
referred to as the Hayden-Cartwright Law. It is found in
Title 23, Section 55a of U.S.C.A., and is as follows: