

year bidding period and prior to the next bidding period provided therefor by law.

2. During a period when the Treasurer of State is unable to deposit state funds in duly approved state depositories on account of such depositories having the maximum amount of such fund they are authorized to receive, or on account of such depositories being unwilling or unable to secure the deposit of such funds as required by law, the practice in good faith of holding such funds in the state treasury in the form of cashiers' checks and drafts does not constitute an illegal disposition of such funds so long as it is impossible to place such funds in state depositories in accordance with law.

Respectfully,
 JOHN W. BRICKER,
Attorney General.

3236.

APPROVAL, CONTRACT COVERING STATE HIGHWAY NO. 502, SECTION YOUNGSTOWN, (PART OF SOUTH AVENUE).

COLUMBUS, OHIO, September 21, 1934.

HON. O. W. MERRELL, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—This acknowledges receipt of your letter of recent date submitting for my examination and approval contract covering the following:

City—Youngstown
 State Highway No. 502
 Section—Youngstown
 (Part of South Avenue)

Finding said contract proper as to legality and form, I have endorsed my approval thereon and return the same herewith to you.

Respectfully,
 JOHN W. BRICKER,
Attorney General.

3237.

CEMETERY—TOWNSHIP TRUSTEES MAY USE GIFT OF MONEY FOR UPKEEP OR IMPROVEMENT OF CEMETERY WHEN.

SYLLABUS:

Where a gift of money is made to township trustees for a named township cemetery with no conditions attached thereto as to the particular uses for which the fund may be expended, such trustees may legally use the entire amount for the upkeep of the cemetery or for any improvement in connection with such cemetery, in their discretion.