

method in which the same may be withdrawn from the treasury for the purpose of reimbursing the applicant in the event it appears that she is entitled to reimbursement. As you suggest in your communication, and as provided by Section 22 of Article II of the Ohio Constitution, no money may be withdrawn from the state treasury except in pursuance of a specific appropriation made by law. I would therefore recommend that, in the event the applicant feels that in the light of what has been said above she is entitled to reimbursement, she present her claim to the Sundry Claims Board for action by the next Legislature if the Sundry Claims Board determines that she is entitled to relief.

Respectfully,
EDWARD C. TURNER,
Attorney General.

1704.

APPROVAL, CONTRACT BETWEEN THE STATE OF OHIO AND THE OHIO RIVER EDISON COAL COMPANY FOR THE CONSTRUCTION OF AN UNDERPASS ACROSS STATE HIGHWAY NO. 378 IN KNOX TOWNSHIP, JEFFERSON COUNTY, OHIO.

COLUMBUS, OHIO, February 13, 1928.

HON. GEORGE F. SHLESINGER, *Director of Highways, Columbus, Ohio.*

DEAR SIR:—You have submitted for my examination and opinion a contract between the Ohio River Edison Coal Company as first party, and the State of Ohio, acting by and through George F. Schlesinger, as Director of Highways, as second party, providing for the construction of an underpass across State Highway No. 378 in Knox Township, Jefferson County, Ohio.

I have carefully examined the contents of said contract and finding the same correct in form and legal, and, further, that the same protects the interests of the state, I am hereby approving the same.

Respectfully,
EDWARD C. TURNER,
Attorney General.

1705.

STATE TREASURER—SECURITIES DEPOSITED IN TREASURY UNDER SECTION 710-150, GENERAL CODE—LIABILITY IN CASE OF LOSS.

SYLLABUS:

The state will not be liable should securities deposited with the state treasurer, under Section 710-150, General Code, be lost through burglary, holdup, theft or otherwise, but in such case the liability for the loss of such securities will be one against the state treasurer and the sureties on his official bond.

COLUMBUS, OHIO, February 13, 1928.

HON. BERT B. BUCKLEY, *Treasurer of State, Columbus, Ohio.*

DEAR SIR:—This is to acknowledge receipt of your recent communication, reading as follows: