

2285.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND ROBERT H. EVANS & COMPANY OF COLUMBUS, OHIO, FOR CONSTRUCTION AND COMPLETION OF GENERAL CONTRACT FOR COTTAGE (EXCLUSIVE OF ELECTRIC WIRING, PLUMBING AND HEATING) FOR MASSILLON STATE HOSPITAL, MASSILLON, OHIO, AT COST OF \$74,938.00. SURETY BOND EXECUTED BY THE INDEMNITY INSURANCE COMPANY OF NORTH AMERICA.

COLUMBUS, OHIO, March 13, 1925.

HON. L. A. BOULAY, *Director, Department of Highways and Public Works, Columbus, O.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Department of Highways and Public Works and Robert H. Evans & Company, of Columbus, Ohio. This contract covers the construction and completion of general contract for cottage (exclusive of electric wiring, plumbing and heating) for Massillon State Hospital, Massillon, Ohio, and calls for an expenditure of \$74,938.00.

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. There has further been submitted a contract bond upon which the Indemnity Insurance Company of North America appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the workmen's compensation have been complied with.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,
C. C. CRABBE,
Attorney-General.

2286.

APPROVAL, LEASE, GRANTING TO THE STATE OF OHIO THE USE OF ROOMS 606 AND 607 ON THE SIXTH FLOOR OF THE HOME SAVINGS AND LOAN BUILDING AT YOUNGSTOWN, FOR THE USE OF THE INDUSTRIAL COMMISSION FOR THE PERIOD BEGINNING JANUARY 16, 1925, AND ENDING ON THE 30th DAY OF JUNE, 1925.

COLUMBUS, OHIO, March 13, 1925.

HON. A. BOULAY, *Director, Department of Highways and Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my consideration a lease granted by the Home Savings and Loan Company of Youngstown, Ohio, granting the use of rooms 606 and 607 on the sixth floor of the Home Savings and Loan Building at Youngstown, for the use of the Industrial Commission for the period beginning January 16, 1925, and continuing until midnight of the 30th day of June, 1925. The rental provided is at the rate of \$1,980.00 per year, payable in monthly instalments of \$165.00.

You have further submitted the certificate of the Director of Finance to the effect that the sum of \$907.50 is available for that purpose.

Finding said lease in proper legal form, the same is hereby approved as to form and returned herewith.

Respectfully,
C. C. CRABBE,
Attorney-General.

2287.

APPROVAL, BONDS OF MADISON COUNTY, \$54,860.00.

COLUMBUS, OHIO, March 13, 1925.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

2288.

WITNESS FEES—ENTITLED TO FEE FOR EACH DAY'S ATTENDANCE IN EACH CASE IF SUBPOENAED IN ONE CASE AND CALLED TO TESTIFY IN OTHER CASES, IS ENTITLED TO RECEIVE TWENTY-FIVE CENTS ADDITIONAL FOR EACH CASE.

SYLLABUS:

Every witness is entitled to his fee for each day's attendance in each case in which he is subpoenaed. If he is subpoenaed in one case and is called upon to testify in other cases upon the same day, he would be entitled to receive twenty-five cents additional for each case in which he testifies.

COLUMBUS, OHIO, March 13, 1925.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMEN:—I am in receipt of your communication as follows:

“In proceedings before the probate court in insanity cases, may witnesses subpoenaed and testifying in more than one case on the same day receive witness fees in each case or in only one case?”

“In this connection we call your attention to sections 1954, 1956, 1982, 3011 and 3014, of the General Code.

“We are enclosing herewith an opinion of the prosecuting attorney of Hamilton County, rendered to A. C. Bachmeyer, M. D., Superintendent of Cincinnati General Hospital in connection with this question.”

Section 1954, General Code, provides:

“When such affidavit is filed, the probate judge shall forthwith issue his warrant to a suitable person, commanding him to bring the person alleged to be insane before him, on a day therein named, not more than five days after the affidavit was filed, and shall immediately issue subpoenas for such witnesses