

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