

975.

APPROVAL, BONDS OF CRESTLINE VILLAGE SCHOOL DISTRICT, CRAWFORD COUNTY, \$32,870.51, TO FUND CERTAIN INDEBTEDNESS.

COLUMBUS, OHIO, December 7, 1923.

*Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.*

976.

WITNESS FEES—MILEAGE PAID FROM HOME TO COURT AND RETURN ONCE—FINES COLLECTED FOR CONTEMPT ARE GOVERNED BY SECTION 3056 G. C.

*SYLLABUS:—*

1. *A witness subpoenaed to attend court can only be paid mileage from his home to the court and return once, unless he is excused by the court to go home and return on a later day or the case is postponed to a later day.*
2. *Money derived from fines for contempt of court are governed by section 3056 G. C. the same as fines for offenses which are not made payable to some specific place or fund.*

COLUMBUS, OHIO, December 8, 1923.

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

GENTLEMEN:—This will acknowledge receipt of your letter of October 9th, in which you make request for opinion as follows:

“1. Under the provisions of section 3012 G. C., as amended Ohio Laws, volume 108, part 2, page 1203, may a witness subpoenaed to attend the court on a certain day, be legally paid mileage, to and from, the place of holding court, more than once, if detained a number of days before being excused?”

2. Under the provisions of section 3056, G. C., may fines assessed in the court of common pleas, in cases of contempt of court, be legally paid to the County Law Library Association?”

Section 3012 G. C., as amended, volume 108 O. L., page 1203, reads as follows:

“Each witness in civil cases shall receive the following fees: For each day's attendance at a court of record, before a justice of the peace, mayor or person authorized to take depositions, to be paid on demand by the party at whose instance he is subpoenaed, and taxed in the bill of costs, one dollar, and five cents for each mile necessarily traveled from his place of business to the place of giving such testimony and return, provided the distance be more than one mile; for attending coroner's inquest, the same fee and mileage, pro-