

they appear to be the personal responsibility even of members of my own staff.

In specific answer to your inquiry as to the charging of \$15.00 by legal counsel for the state, arising from admission to practice before the United States Supreme Court, I am of the opinion that such a charge should not be paid from state funds but rather is a personal responsibility of such legal counsel in completing their full qualification to practice their profession in any court. I therefore hold that the present charge about which you inquire should by you, as Auditor of the State, be disallowed.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

498.

APPROVAL, GRANT OF EASEMENT EXECUTED TO THE STATE OF OHIO BY PROPERTY OWNERS IN ATHENS, FRANKLIN AND ALLEN COUNTIES FOR USE AS PUBLIC FISHING GROUNDS.

COLUMBUS, OHIO, April 21, 1937.

HON. L. WOODDELL, *Conservation Commissioner, Columbus, Ohio.*

DEAR SIR: You have submitted for my examination and approval certain grants of easement executed to the State of Ohio by several property owners in Athens, Franklin and Allen Counties, Ohio, conveying to the State of Ohio, for the purposes therein stated, certain tracts of land in said counties.

The grants of easement here in question, designated with respect to the number of the instrument, the location by township and county, and the name of the grantor, are as follows :

Number	Location	Name
644	Ames Township, Athens Co.....	Nellie and James Earich
660	Sharon Township, Franklin Co....	Methodist Children's Home Association
700	Sharon Township, Franklin Co....	Arthur L. Evans
701	Richland Township, Allen Co.....	Frank G. Kahle
702	Alexander Township, Athens Co.,	Paul F. Armstrong
684	Alexander Township, Athens Co.,	Mrs. Jacob Feth

By the above grants there is conveyed to the State of Ohio, certain lands described therein, for the sole purpose of using said lands for public fishing grounds, and to that end to improve the waters or water courses passing through and over said lands.

Upon examination of the above instruments, I find that the same have been executed and acknowledged by the respective grantors in the manner provided by law and am accordingly approving the same as to legality and form, as is evidenced by my approval endorsed thereon, all of which are herewith returned.

Respectfully,

HERBERT S. DUFFY,
Attorney General.

500.

SUMMONS — FOREIGN COUNTY — DEPOSIT OF COSTS
LABELING.

SYLLABUS:

A writ of summons issued by a probate judge for services in a foreign county in a proceeding to sell real estate must be supported by a deposit of sufficient funds to pay the statutory fee and have endorsed thereon, "funds deposited to pay for the execution of this writ," in conformity with the requirements of Section 2882, General Code.

COLUMBUS, OHIO, April 21, 1937.

HON. FORREST D. PFALZGRAF, *Prosecuting Attorney, Woodsfield, Ohio.*

DEAR SIR: I have your communication of recent date, requesting my opinion on the following matter:

"The Probate Judge of Monroe County, Ohio, directs me to secure your opinion upon the following facts: The Probate Court, of this County, on the 27th day of February, 1937, mailed to the Sheriff of Belmont County 'Summons' to be served pertaining to sell read estate in the Probate Court of Monroe County, Ohio, and the Sheriff of Belmont County refused said notice upon the grounds that the fees had not been deposited. Upon the return of said 'Summons' the Probate Court of Monroe County, Ohio, returned the 'Summons' to the Sheriff of Belmont County, together with a letter directing the