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# INVENTORY OF THE COUNTY ARCHIVES OF SOUTH CAROLINA

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## SALUDA COUNTY

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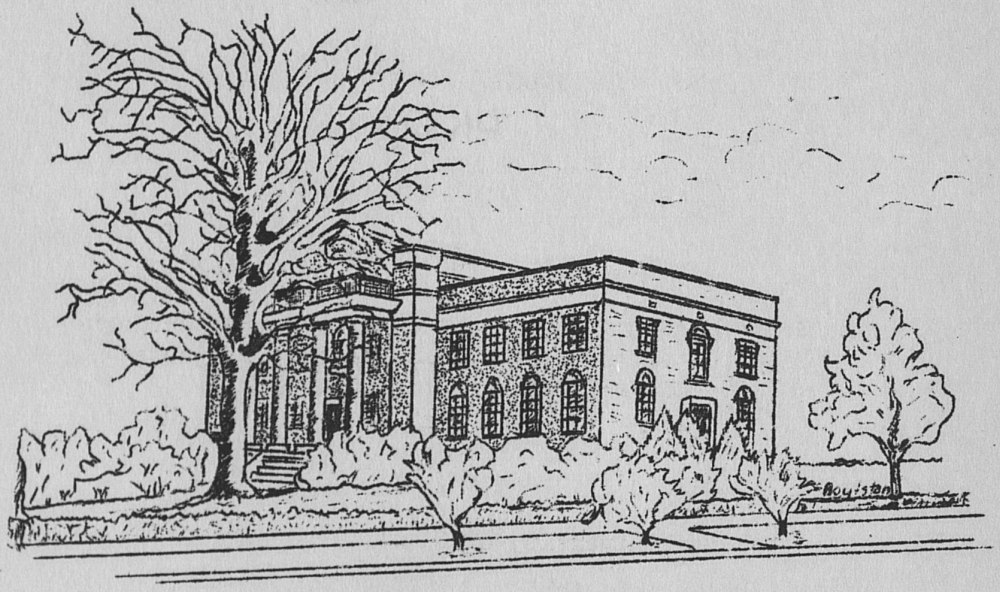

SALUDA COUNTY COURTHOUSE

# INVENTORY OF THE COUNTY ARCHIVES

# OF SOUTH CAROLINA

## No. 41. SALUDA COUNTY (SALUDA)

Prepared by

The South Carolina Historical Records Survey Project
Division of Professional and Service Projects
Work Projects Administration

Sponsored by

The University of South Carolina

* * * * * * * *

Columbia, South Carolina
The South Carolina Historical Records Survey Project
October 1940

The Historical Records Survey Project

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# F O R E W O R D

The Inventory of the County Archives of South Carolina is one of a number of bibliographies of historical materials prepared throughout the United States by workers on the Historical Records Survey projects of the Work Projects Administration. The publication herewith presented, an inventory of the archives of Saluda County, is number 41 of the South Carolina series.

The Historical Records Survey projects were undertaken in the winter of 1935-36 for the purpose of providing useful employment to needy unemployed historians, lawyers, teachers, and research and clerical workers. In carrying out this objective, the project was organized to compile inventories of historical materials, particularly the unpublished government documents and records which are basic in the administration of local government, and which provide invaluable data for students of political, economic, and social history. The archival guide herewith presented is intended to meet the requirements of day-to-day administration by the officials of the county, and also the needs of lawyers, business men and other citizens who require facts from the public records for the proper conduct of their affairs. The volume is so designed that it can be used by the historian in his research in unprinted sources in the same way he uses the library card catalog for printed sources.

The inventories produced by the Historical Records Survey projects attempt to do more than give merely a list of records - they attempt further to sketch in the historical background of the county or other unit of government, and to describe precisely and in detail the organization and functions of the government agencies whose records they list. The county, town, and other local inventories for the entire country will, when completed, constitute an encyclopedia of local government as well as a bibliography of local archives.

The successful conclusion of the work of the Historical Records Survey projects, even in a single county, would not be possible without the support of public officials, historical and legal specialists, and many other groups in the community. Their cooperation is gratefully acknowledged.

The Survey projects were organized and directed by Luther H. Evans, until he accepted a position with the Library of Congress and was succeeded in March 1940, by Sargent B. Child. As a nation-wide series of locally sponsored projects, the surveys operate in the Division of Professional and Service Projects, of which Mrs. Florence Kerr, Assistant Commissioner, is in charge.

F. C. HARRINGTON
Commissioner

# P R E F A C E

The Historical Records Survey was begun on a nation-wide scale as part of the Federal Writers' Project of the Works Progress Administration, and became in October 1936 an independent part of Federal Project No. 1. When federal projects were terminated on August 31, 1939, the Survey was continued by locally sponsored state-wide projects as part of a national research and records program. Under the national direction of Luther H. Evans, and since March 1, 1940, of his successor, Sargent B. Child, the Survey has inventoried state, county, city, church, and, to a limited extent, private records. At present, it is preparing for publication in a condensed form, descriptive lists of the public records of local units of government. In each state the counties are numbered in alphabetical order, and treated as separate units, each with an introductory section giving the historical background and a description of the present government and records system. All records are referred to the office of origin, which is carefully described as to history, functions, and required records. Each type of record is given a numbered entry showing the comprehensive dates for which it is extant, the quantity, an interpretation of contents, and details as to nature of recordings, indexing and location. State, municipal, church, and other records will be described in separate publications.

The South Carolina Historical Records Survey Project was begun on March 1, 1936. The University of South Carolina, as official sponsor of the project, is contributing the offices of state headquarters. Acknowledgments are due Professor R. L. Meriwether, head of the department of history, for access to the proof of his "Expansion of South Carolina", and for criticism of historical sketches. The South Carolina project is also indebted to Dr. Leah Townsend of Florence, for the invaluable Code of Laws of South Carolina 1932. State Officials of the Work Projects Administration have at all times given every possible cooperation in the administration of the project.

The records of Saluda County, with the exception of the county commissioners', were inventoried April 19-May 7, 1937, by Marvin M. Smith, field supervisor. In 1939 the legal research on the county was amplified by Mrs. Willah W. Brown, who compiled the first draft of the historical sketch and the essays. The inventory was checked from the records, September 18, 1939-January 22, 1940, by Margaret Wertz, foreman, assisted by Jeter W. Senterfeit, James E. Mitchell, and Arthur M. Eargle, under the supervision of Miss Esther E. Strong, field supervisor, who rechecked the forms. Welfare records were surveyed and condensed by Roberta Chestnut, who also worked with Josephine Copeland and Mrs. Brown on the condensation of other offices. Floor plans were drawn to scale by James Mitchell, and illustrations were prepared by W. M. Boylston. Final typing was the work of Dora Duren. Citations and cross references were checked by Vivian Barnette, who prepared the chronological index, the bibliography and the list of county officers. The subject index was made by Janice Tribble, Lena Lanning and Miss Copeland. Stencils were cut by Audree Cox, and mimeographed by Floride Theodore. Binding and correction of typographical errors were done by Mrs. Flonie H. Lewis and Miss Theodore.

The forty-six separate units of the Inventory of the County Archives of South Carolina will be issued in mimeographed form for free distribution to state and local public officials and to a selected group of public and institutional libraries. Requests for information should be addressed to the state supervisor, or to Professor R. L. Meriwether, as representative of the sponsor.

Anne K. Gregorie

Anne K. Gregorie, State Supervisor
The South Carolina Historical Records Survey Project

University of South Carolina
Columbia, South Carolina
August 1, 1940

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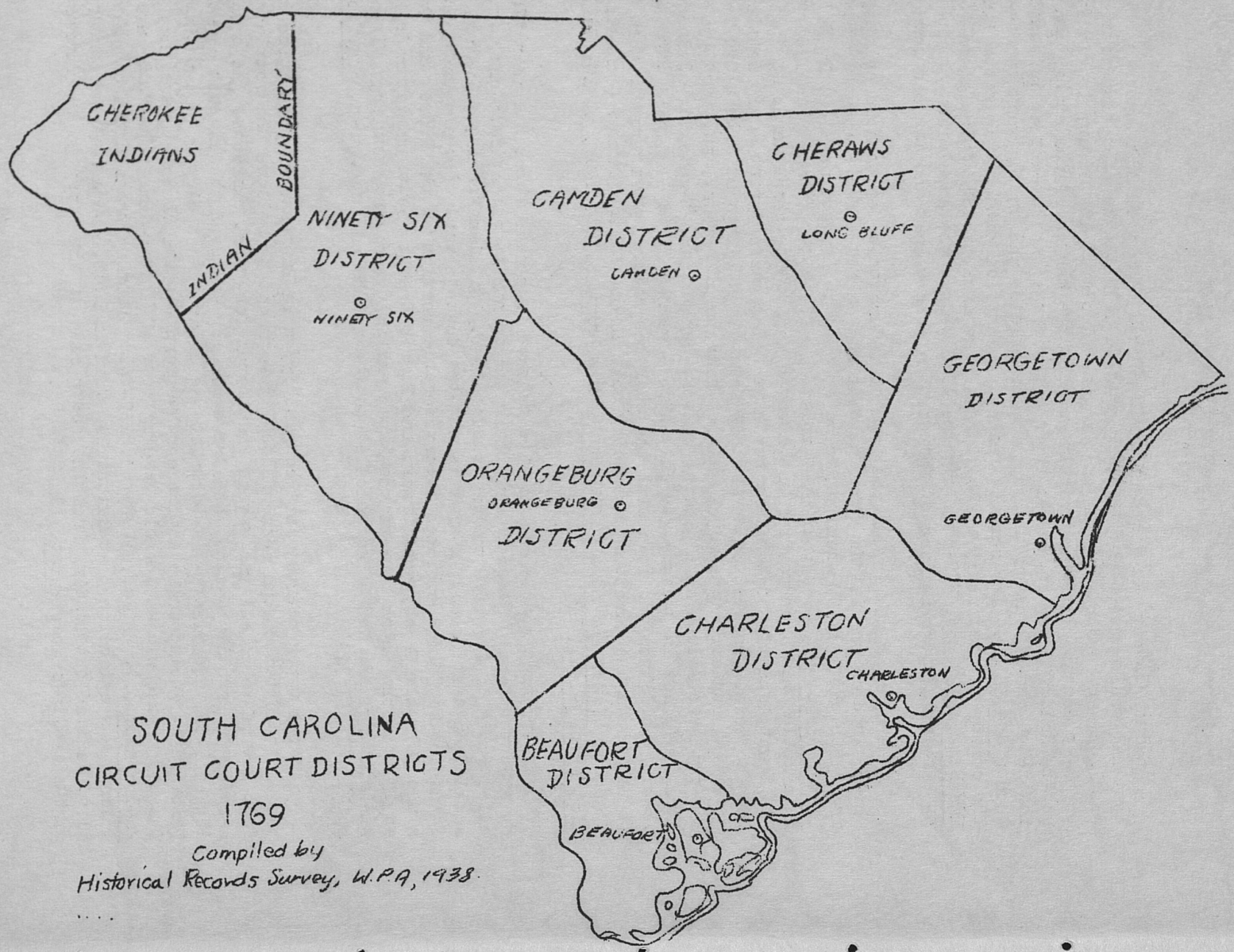



SOUTH CAROLINA
CIRCUIT COURT DISTRICTS
1769

Compiled by
Historical Records Survey, W.P.A., 1938.

(First entry, p. 28)

## 1. HISTORICAL SKETCH

Saluda County was formed from Edgefield County in 1895 under a constitutional ordinance (Stat. XXII, pp. 248-54). With the exception of the southeastern border touching on the coastal plain, the county is situated on the piedmont plateau, directly west of the center of the state. On the north, Saluda River separates it from Newberry; on the east it is bounded by Lexington and Aiken; on the south by Edgefield; and on the west by Greenwood (Code 3016). The soil is generally fertile, with little waste land, and the county is distinctly agricultural. The area is 435 square miles (S. C. Handbook, 1927, pp. 339-40). By the 1930 census the population of the county was 18,148 persons; and of Saluda, the county seat and largest town, 1,381.

The name Saluda is derived from an Indian tribe of unknown origin, which lived on the Saluda River at what was called later Saluda Old Town, from 1695 until 1712, when the tribe removed to Pennsylvania (D. D. Wallace, History of S. C., N. Y., 1934, 4 vols., I, 17, 25). As early as 1736 Major Hugh Butler had a survey for one hundred and twenty-three acres at "Saludy Old Town", and although he may not have developed it, very early settlements focused here. In 1748 James Francis sold his holdings at Saluda Old Town to Daniel Burnett, and, as captain of a troop of rangers, enlisted twelve men from the Saluda settlements. (R. L. Meriwether, "Expansion of South Carolina", now in press.) In July 1755 Governor James Glen held a famous meeting at Saluda Old Town with the Cherokee chiefs, when some of them ceded to the Crown the territory embracing what is now Saluda County (John A. Chapman, History of Edgefield County, Newberry, S. C., 1897, p. 10; Wallace, History of S. C., II, 10-12).

A permanent settlement is said to have been made about the year 1756 by a Scotch family named Culbreath in the community called Scotland, four miles south of Chappels on the Saluda River. William Norris, a Quaker, settled on West Creek, in what is now the eastern part of the county, in Township Two, which embraces a considerable portion of the Ridge, and includes Cloud's Creek, West Creek, and Norris Creek. Settlers later drifted in from the Dutch Fork of the Broad and Saluda rivers, and from Virginia, Maryland, and other colonies to the northward. (Chapman, Edgefield, pp. 11, 18, 157.)

As the upper country settled rapidly, this increase in population and trade necessitated some form of local government to relieve the settlers from having to go all the way to Charleston for court business. As a concession to frontier demand, the Crown finally approved the circuit court act of 1769, and Ninety-Six District was created as a circuit court district which included the entire northwestern section of South Carolina. The courthouse was at the old trading post of Ninety-Six. (J. F. Grimké, Public Laws ..., Phila., 1790, pp. 268-75.) To meet transportation needs, a ferry was established at Saluda Old Town in 1770, and a road was ordered to be laid out leading from the south side of the ferry to the nearest part of Kelly's Road (Stat. IX, 238-39).

For abbreviations and explanatory notes see pages 20-22

(First entry, p. 28) Historical Sketch

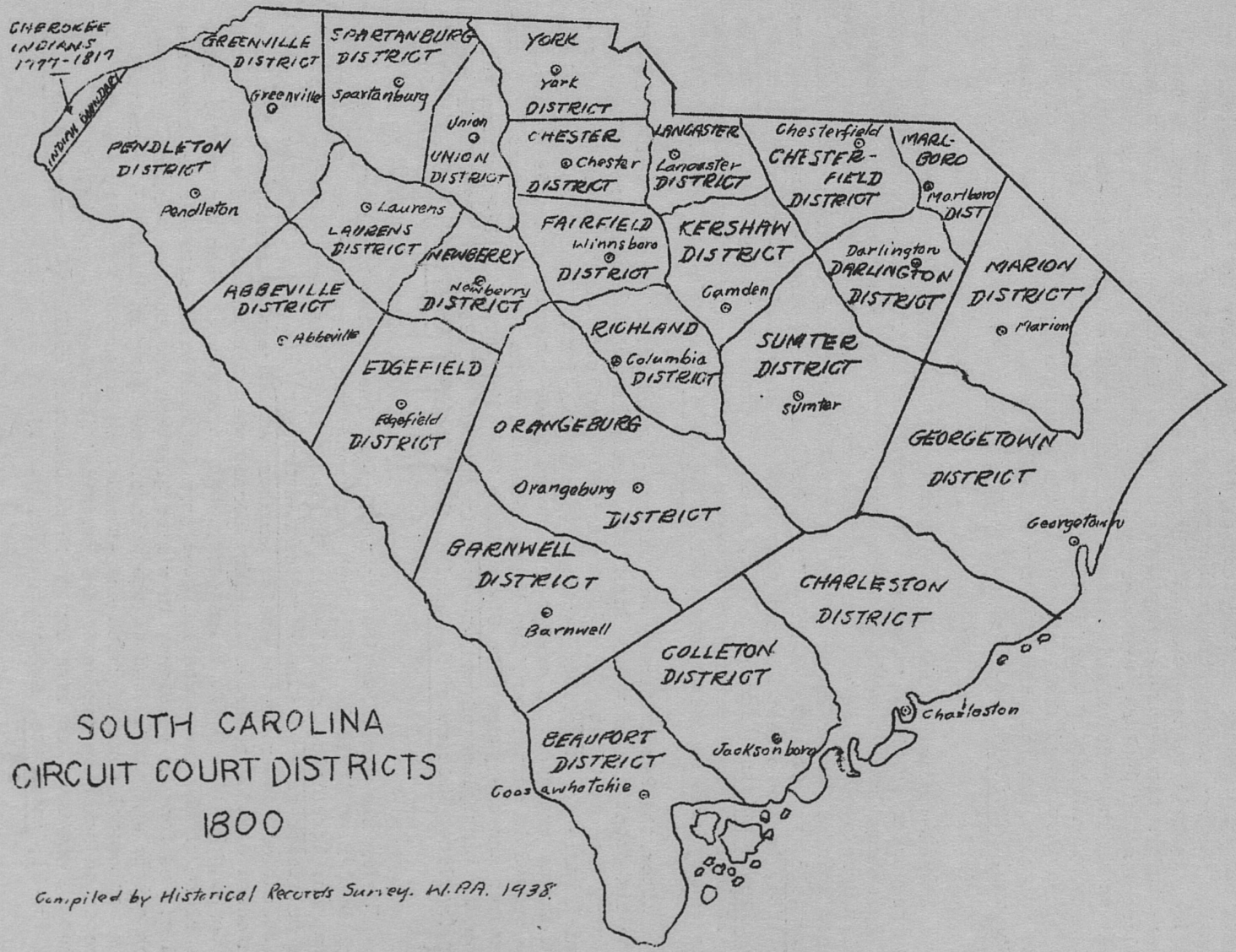
At the beginning of the Revolutionary War, this section was perhaps more thickly settled than any other part of what was later to become Edgefield County. In the neighborhood of Big Creek, near Butler Methodist Church, was the home of the Butler family, whose founder, Captain James Butler, is said to have come from Prince William County, Virginia, a few years before the Revolutionary War. General William Butler, his son, and a long line of Butlers, are closely linked with the history of the state as well as of the section which is now Saluda. Butlers fought in the Revolutionary skirmishes of Mount Willing, The Ridge and Saluda Old Town. Perhaps the most noted fight was on Cloud's Creek in 1781 between the Butlers and Whigs on one side and "Bloody" Bill Cunningham and Tories on the other. (Chapman, Edgefield, pp. 30-46, 55; The State, Columbia, S. C., July 29, 1896, p. 2.)

Zoar Methodist Church, the oldest in this section of the state, was organized prior to the Revolution. The first building, made of logs, was known as Persimmon Creek Church, from the nearby stream. Here worshipped Zachary Smith Brooks of the Revolution, grandfather of Preston Smith Brooks who later caned Charles Sumner on the floor of the United States Senate. (Chapman, Edgefield, pp. 47, 48, 50, 296-97.) The Red Bank Baptist Church, established in 1784, is the oldest Baptist church in the county (Leah Townsend, South Carolina Baptists, Florence, 1935, p. 148). Rev. James Foy Peterson, who came to it in 1836, was pastor for forty-two years, and around his monument later the county seat of Saluda was built (The State, July 30, 1896, pp. 1, 5).

After the Revolutionary War, Ninety-Six District was sub-divided in 1785 into six counties, of which Edgefield, including the present area of Saluda County, was one (Stat. IV, 661). In 1800 Edgefield County became the territorial basis for Edgefield District (Stat. VII, 284). Up to the time Saluda County was created, the area had produced three generals and five colonels who served in actual war, two United States senators, two governors, two congressmen and one judge (The State, July 29, 1896, p. 2). This section was also the birthplace of men who died in the war of 1812, and in the Mexican War (Wallace, History of S. C., III, 111; Chapman, Edgefield, pp. 55, 108, 201).

During the Civil War the 7th South Carolina regiment was organized at Camp Butler on April 15, 1861, and was among the first to go to Virginia (Chapman, Edgefield, pp. 227-28). Milledge L. Bonham, war governor 1862-64, was brigadier general (The Edgefield Advertiser, Feb. 12, 1936, sec. 3, p. 2). M. C. Butler, later United States senator, at the age of twenty-two became a Confederate major general. Lucinda Horne, when her husband and son enlisted in Company K, 14th S. C. Volunteers, went to camp with them and served until the close of the war. She followed them in Stonewall Jackson's hard marches and cooked for the soldiers; in winter quarters she took in washing. After each battle she ministered to the wounded and dying in the field hospital. At a regimental reunion which she attended in Greenwood in 1891, she was elected an honorary member of the Veterans' Association, and in 1897 a monument was unveiled over her grave at Chestnut Hill. (Chapman, Edgefield, pp. 489-91; The State, August 3, 1897, p. 3.)

For abbreviations and explanatory notes see pages 20-22




# SOUTH CAROLINA CIRCUIT COURT DISTRICTS 1800

Compiled by Historical Records Survey. W.P.A. 1938.

The movement for the formation of Saluda County took form in the constitutional convention of 1895, where there was much debate concerning the formation of new counties. Senator Ben Tillman introduced a resolution providing for a county from portions of Abbeville and Edgefield, to be named for Mart Gary. George D. Tillman, his brother, thereupon introduced a resolution for a county to be formed from a portion of Edgefield. A lively wrangle ensued (The State, Sept. 13, 1895, p. 3). When the vote was taken George Tillman's plan won over Ben Tillman's. George Tillman then made an eloquent speech in behalf of naming the new county Butler, in honor of the distinguished family whose burying ground was just a few miles from the site which would become the new county seat. A vote taken in Senator Tillman's absence resulted in the name of Butler being chosen (The State, Sept. 15, 1895, p. 2). At the next meeting the senator asked that the named be changed to Saluda. A sensational scene, which lasted all day as a personal and political controversy between the Tillmans, caused the sergeant-at-arms to be called upon to preserve order. When the vote was taken the county was named Saluda (The State, Sept. 17, 1895, pp. 1, 5).

On March 31, 1896 an election was held for selecting the site of the Saluda County Courthouse. Red Bank had offered to build a $6,000 courthouse if chosen; Emory offered 160 acres of land; and Mickles offered a half interest in 900 acres of land and $1,200 in money. The people of each community did a great deal of hard work for their respective sites, and considerable feeling resulted (The State, April 2, 1896, p. 6). Red Bank secured the county seat by only eighty-eight votes (The State, May 1, 1896, p. 5).

At the time this location was selected, no railroad was nearer than Johnston, fourteen miles away, and only the historic church of Red Bank was at the site (The State, July 29, 1896, p. 1). For the public buildings six acres were acquired (The State, July 30, 1896, p. 5).

Five thousand people met at Red Bank on July 28, 1896, to lay the cornerstone of the courthouse. George D. Tillman, as the father of Saluda County, was the orator of the day. Grandmaster Claude E. Sawyer and several Masonic lodges laid the cornerstone (The State, July 29, 1896, p. 1), in which were placed: a copy of the Saluda Sentinel containing a report on the validity of the titles and security of bond offered as bids for the county seat; a copy of the Red Bank Courier containing cut, specifications, etc., of the courthouse; a copy of the first issue of The Sentinel containing the ordinance creating the county, and a short historical sketch; also returns from the first and the second elections to locate the county seat; a copy of the deed made by Mrs. Jennings; the names of committee members sent to push the new county through the Convention; the names of 1,600 Confederate veterans of Saluda; and a short sketch of the life of George D. Tillman (The State, July 30, 1896, p. 5).

Although Saluda County was established by the constitution of 1895 (art. VII, 12), the act creating the county provided that there should be no election of officers until November 1896 (Stat. XXII, 250), when the

For abbreviations and explanatory notes see pages 20-22

following were elected: sheriff, M. A. Whittle; clerk of court, B. W. Crouch; supervisor, W. E. Bodie; superintendent of education, Eugene S. Blease; coroner, L. B. Hazel; judge of probate, Walter Satcher; treasurer, B. R. Smith; auditor, J. D. Wills; master, W. J. Padgett; county commissioners, Luther R. Blease, Josiah B. Padgett; supervisors of registration, Walter K. Shealy, George H. Dominick, F. H. Kempson; board of control, J. L. Jennings, George C. Wheeler, H. C. White; dispenser, J. P. Lindler (MS, County Officers South Carolina, secretary of state's office, Columbia, S. C.). The first term of court was held in November 1896, Judge Buchanan presiding (The State, Dec. 11, 1896, p. 8).

After building the courthouse the next important step for Saluda was to acquire transportation facilities. Several attempts were failures (Stat. XXIII, 833; XXV, 294, 356; XXVI, 1007, 1022), but in 1912 the first railroad was built from Ward to Saluda by the Augusta Northern Railroad (Reports and Resolutions...South Carolina, 1912, vol. I, 451). The Greenwood and Saluda Railroad was incorporated in 1913 (Stat. XXVIII, 280).

In 1917, B. W. Crouch of the Saluda County bar, in an address dedicating the present courthouse, said that the three outstanding events in the history of Saluda County were: first, the creation of the county; second, the building of the railroad; and third, the building of the present courthouse (The State, Oct. 2, 1918, p. 6).

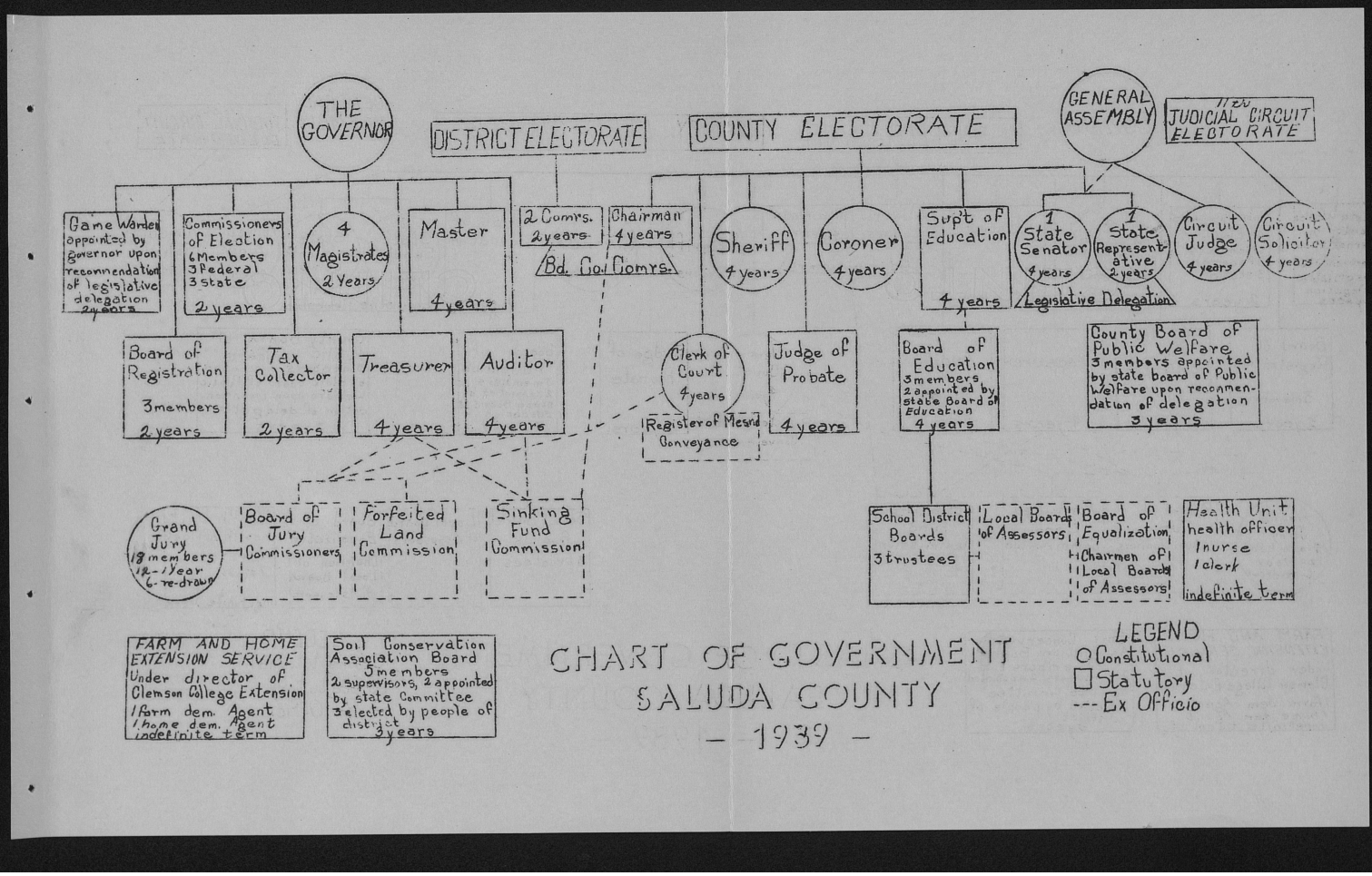
The people of Saluda are mainly of native born stock, descendants of the first settlers. The soil, chiefly clay, with some sand on the southern side, is fertile. While cotton, corn and grain are the important crops, truck farming is profitable in all sections of the county. The Ridge produces peaches, asparagus and watermelons. Fruit growing, and cattle and poultry raising are important industries. The predominating forest growths are oak, hickory and yellow pine (S. C. Handbook, 1927, p. 339-40). Considerable quantities of granite and millstone are found in the Cloud's Creek area. A gold mine in the Pan Handle has been operated to some extent in recent years. (Chapman, Edgefield, pp. 367-68.) Monetta (partly in Aiken County), Ward, and Ridge Springs are small incorporated towns. Ridge Springs is named from the Ridge on which it is situated, and from an old spring where George Washington stopped when he passed through South Carolina in 1791 (Chapman, Edgefield, p. 73).

## 2. GOVERNMENTAL ORGANIZATION AND RECORDS SYSTEM

### Legal Status of the County

The present constitution under which Saluda County was created, declares each county an election district and a body politic and corporate (1895, art. VII, 9).

For abbreviations and explanatory notes see pages 20-22




# CHART OF GOVERNMENT
# SALUDA COUNTY
# - 1939 -

As an election district, Saluda County is a unit for primary and general elections of public officials (Code 2298, 2310, 2350, 2360). As a body politic, the county has governmental powers delegated to it by the state, for which it is the agent in general administration of local government, the building of county roads, the registration of titles to property, the administration of justice, the enforcement of law, the levying of taxes, the collection of revenue, the operation of public schools, the registration of voters, the protection of public health, the assistance of dependent social categories, the extension of agricultural education, and the conservation of natural resources. As a body corporate, the county is a legal entity with power "to sue and be sued, purchase and hold for the use of the County, personal estate and land lying within its own limits, and to make necessary contracts and do necessary acts in relation to the property and concerns of the County" (Stat. XIV, 134).

The constitution permits the legislature to create new counties and alter boundaries, provided that all questions relating to their formation, names, county seats and boundaries, are first submitted to the voters in the area affected. When one-third of these electors petition the governor, naming the boundaries, and complying with other requirements for a new county, he orders an election upon the questions of creating the county, giving it a name, and selecting the county seat. If two-thirds of the registered voters in the area are in favor, the legislature establishes the new county at the next session. The new county may contain not less than 400 square miles, 1/124 of the state's population, and $1,500,000 in taxable property. The parent county may not be reduced to less than 500 square miles, 15,000 inhabitants, and $2,000,000 in taxable property. It may not be cut within eight miles of the courthouse, and the boundaries must not pass through an incorporated town. Since 1912 (Stat. XXVII, 841), neither the new county nor the parent may be more than four times as long as the least central width (Code 3028). The general assembly may provide for the consolidation of two or more counties. It can group the counties into judicial circuits and congressional districts. It can establish or alter voting precincts. (Const. 1895, art. VII, 1-14.)

Each township is a polling precinct, except places of 5,000 or more inhabitants, which are divided into wards (Code 2295). The constitution declares each township a body politic and corporate and gives the legislature power to alter boundaries, create new townships, and provide for township government. When townships issue bonds in their corporate capacity, the county is the agent of the township for the assessment and collection of taxes necessary to service them. (Const. 1895, art. VII, 11; X, 13.)

## Structural Development of County Government

The first officials of Saluda County included a supervisor, township commissioners, clerk of court, master, judge of probate, sheriff, coroner, auditor, treasurer, superintendent of education, board of education, two

For abbreviations and explanatory notes see pages 20-22

representatives, one senator (MS, County Officers, Reports and Resolutions, 1897, pp. 26, 748). There were also magistrates (Stat. XXII, 254), a county board of control which ended in 1904 (infra, p. 116), a board of registration (1896, Stat. XXII, 35), a board of equalization (infra, p. 90), and a jury commission (infra, p. 58). In 1913 the office of rural police was created but in 1922 it became defunct (infra, p. 83). A tax collector was added in 1924 (Stat. XXXIII, 1163), and a forfeited land commission in 1926 (Stat. XXXIV, 920). Since 1920 three highway commissions have been created, but no members have been appointed since 1927 (infra, p. 35). A home agent was added in 1918, and a farm agent in 1920 (infra, p. 126). A board of honor in 1929 supplanted the pension board (Code 4981). In 1935 a sinking fund commission was created (Stat. XXXIX, 1107). In 1936 the tri-county health district, composed of Saluda, Edgefield, and McCormick was formed (infra, p. 122); in 1937 a soil conservation association board was authorized (Stat. XL, 195).

Although there has been little basic change in the fundamental plan of county government since the creation of Saluda County, there have been two important developments. The first is the increasing tendency to operate under special rather than general laws. The second is the increased prestige of the legislative delegation.

## General Administration

The legislative delegation, although a state body consisting of the senator and the representative, is now the central factor in county government. The county as a corporation may be said to operate through the board of county commissioners as its statutory agent under the legislative delegation as its board of directors.

The board of county commissioners through its chairman has performed the administrative functions of the county since its formation, and is the financial agent of the county (Code 3819, 3864). Its principal duties now consist of auditing claims against the county and purchasing supplies (infra, p. 26). The board's responsibility for county roads and bridges has been steadily diminishing since 1924, when the state highway department began the present system of taking over county roads (Stat. XXXIII, 1193), but the chairman still gives much attention to local road maintenance with chain gangs (infra, p. 26). Since 1924 the state children's bureau has assumed the board's responsibility for destitute children (Stat. XXXIII, 1190; XXXV, 359; XXXVI, 1374).

## Registration of Titles to Property

When Saluda County was created, the office of register of mesne conveyance already had been abolished except in Charleston and Greenville, and the duties devolved upon the clerk of court (Stat. XXII, 122). From the begin-

For abbreviations and explanatory notes see pages 20-22

ning, therefore, the Saluda clerk of court has been recording deeds, plats and mortgages, assignments, satisfactions, contracts, and other related instruments (Code 3635).

## Judiciary

There have been no changes in the judicial system since Saluda County was organized in 1895. Civil common law jurisdiction is vested in the state circuit court of common pleas and in the local magistrates. For the former it is unlimited. The latter are restricted to cases not exceeding $100 in value of property concerned, and not involving title to land or chancery matters. (Const. 1895, art. V, 15, 21.)

Criminal jurisdiction is vested in the state circuit court of general sessions and in the local magistrates. The former has jurisdiction in all criminal cases. The latter are limited to cases in which the punishment does not exceed thirty days imprisonment nor a fine of $100. (Const. 1895, art. V, 18, 21.)

Chancery jurisdiction is vested in the court of common pleas (Const. 1895, art. V, 15). Routine cases are usually handled by the master (Code 3696, 3698).

Probate jurisdiction is exercised by the statutory probate court, which also has juvenile jurisdiction (Code 208, 247).

Jurisdiction in naturalization is vested in the federal district courts of the Western Circuit (Code I, 1230).

Appeals from the magistrates and from the probate court are to the circuit courts of common pleas and general sessions. Appeals from the circuit courts are direct to the state supreme court. (Const. 1895, art. V, 4, 15; Code 1024.)

## Law Enforcement

Preservation of the peace in Saluda County since its beginning has been the responsibility of the sheriff and his deputy, the coroner, the constables, and the bailiffs (Code 3096). Inquests are held by the coroner (Code 3561). Indictments are prepared by the solicitor and passed on by the grand jury (Code 995). Criminals are apprehended by any of the peace officers, who in performing this duty are empowered to call to their aid any citizen (Code 1952). Custody of prisoners is vested in the sheriff (Code 1938); and also in the coroner, for whom, by law, a special room should be reserved in the jail (Code 1946). Prosecutions are conducted by the circuit solicitor (Code 3126). Executions of sentences have always been the responsibility of the sheriff (Code 3533) and the constables (Code 3740).

For abbreviations and explanatory notes see pages 20-22

(First entry, p. 28)

## Finance

Public financial affairs are administered by the county commissioners (infra, p. 26), the auditor (infra, p. 85), the treasurer (infra, p. 91), the superintendent of education (infra, p. 103), and the county sinking fund commission (infra, p. 112). Budgetary control of county funds is now exercised by the delegation through the annual supply act, which authorizes the tax levy and fixes the limit of expenditures for each office (infra, p. 24).

Revenue is derived from taxation, and from fines and licenses. All classes of real and personal property are taxable, including intangibles and income. Property vested in the Federal Government, state, county, city, schools, charitable institutions, and cemeteries, is tax exempt (Code 2578).

Tax levies authorized in the supply act are assessed by the auditor and the local boards of assessors (infra, pp. 85, 90). Assessment lists are prepared by the auditor from returns of taxpayers and estimates of the boards of assessors; after being equalized and reviewed by the county board of equalization, the assessments are entered upon the tax duplicate (Code 2747). Taxes charged upon the duplicates are collected by the treasurer (Code 2795), and by the delinquent tax collector (Code 2880). An additional tax collector was appointed in 1938 (Stat. XL, 1860-61). Sale of property for taxes is conducted by the regular tax collector (Code 2880). When the bid is not sufficient to cover the tax, the property is bought in by the auditor for the forfeited land commission. These lands are held as assets of the county and state. (Acts 1933, pp. 212-13.) They may be redeemed by the delinquent owner if he pays taxes and costs within a year (Code 2855), but the tax collector's title is incontestable after two years (Code 2859). The redemption money is paid to the county treasurer, who remits the state's share to the state treasurer (Code 2800).

Schools are financed by a constitutional poll tax (Const. 1895, art. XI, 6), by a statutory 3-mill tax (Stat. XLI, 383, 654), by special district levies, and by state aid from revenue derived from liquor licenses, corporation, income, and other taxes (1935, Stat. XXXIX, 471).

Among the miscellaneous sources of revenue are fines and forfeitures collected by magistrates (Code 3723), by the sheriff (Code 3544), and by the clerk of the circuit courts (Code 3612).

Expenditures are regulated by law. Requests for payments are presented upon a printed form called a claim, accompanied by an itemized statement and affidavit of the claimant (Code 3871). School claims are signed by a majority of the district trustees and countersigned by the county superintendent of education (Code 5381, 5397). County claims are audited by the board of commissioners, and paid by warrants upon the treasurer (Code 3825). The treasurer holds the canceled warrants as his vouchers until the annual settlement of financial offices (Code 2840), when he delivers them to the auditor.

For abbreviations and explanatory notes see pages 20-22

The county commissioners' and superintendent of education's reports on finance are required to be examined annually by the grand jury (Code 3856, 5321). Since 1920 the delegation has authorized an annual audit of the county's financial books by an expert accountant (Code 4750).

Bond issues for school districts, townships and the county, supply the funds for specified long term purposes. The interest and principal on these are taken care of by sinking funds derived from special levies, collected by the treasurer and disbursed by the appropriate official (Code 7319-26).

## Elections

Every male citizen of the state twenty-one years of age and upwards, possessing the necessary qualifications, has the right to vote. The residence period is two years in the state, one year in the county, and four months in the precinct; with the proviso that ministers of the gospel, and teachers, if otherwise qualified, may vote after six months' residence in the state. Payment of poll tax is required thirty days before the election. The voter must also be able to "both read and write any Section of this Constitution submitted to him by the registration officer or ... show that he owns, and has paid all taxes collectible during the previous year on property in this State assessed at three hundred dollars ($300.00) or more." This was waived for those who registered prior to January 1, 1898. Disqualification for specified crimes may be removed by pardon from the governor; and no person loses residence because of employment in the service of the United States, nor while engaged in navigation, nor while a student at an institution of learning. (Const. 1895, art. II, 3-7; Stat. XXXVII, 105, 246.) No amendment has yet been added for women suffrage, which is provided by an act of 1921 (Stat. XXXII, 268).

Registration has been a prerequisite for voting since 1868, and the lists of voters are revised every ten years. The books are closed at least thirty days before an election. (Const. 1895, art. II, 4 b, 11.)

Candidates must be qualified electors, and no person may "hold two offices of honor or profit at the same time," provided that this shall not apply to notaries public or militia officers (Const. 1895, art. II, 2). All elections are by ballot, and may never be held or tabulated in secret (Const. 1895, art. II, 1). Ballots are prepared in three forms, one for federal candidates, one for state and county officers, one for constitutional amendments. These are on plain white paper, uniform in size, without mark of any kind except names of candidates, offices to be filled, and special questions to be decided. (Code 2304.)

Under the one-party system prevailing in South Carolina, primary elections are held on the last Tuesday in August each election year to select the candidates for the general elections. A second primary may be held if necessary, two weeks later. Party members are enrolled in clubs of not less than twenty-five each, and membership is regulated by law. (Code 2352-72.)

For abbreviations and explanatory notes see pages 20-22

General elections are held every second year on the first Tuesday following the first Monday in November (Code 2298). Special elections may be called on any question by the general assembly.

For the general elections, at each polling place a space is railed off for the state and county ballot box, with two opposite openings for the entrance and exit of the voter; another space is railed off for the federal ballot box. Each box is "labeled in plain and distinct roman letters." Each box is kept locked during voting hours, and each has an opening in the top just large enough to receive the folded ballot. Each voter before casting his ballot must swear that he has not voted before on that day. Only one voter at a time is allowed to enter the voting space, and no one except the managers may speak to him while in this space casting his vote. (Code 2306.)

At the primary elections, booths are provided at the polls, one for each hundred enrollees, or fraction thereof (Code 2373).

The governor appoints the commissioners of elections in each county, and they in turn appoint the managers (Code 2299). Order is preserved at the polls by deputy state constables and other peace officers (Code 2302). Since 1924 absent voters in primary elections have been allowed to send their votes by mail, provided that they apply to the committee on enrollment or the club secretary not less than five nor more than sixty days before the primary. The regulations for absent voting (1924, Stat. XXXIII, 922; Code 2406-16) are so exacting that few voters care to avail themselves this privilege.

After each election, the boards of commissioners of election become boards of canvassers, to prepare a statement of each protest as well as the total vote for each candidate (Code 2310-15).

## Education

Under the constitution of 1895 (art. XI, 7), separate schools must be provided for children of the white and colored races. Local matters relating to operation of the schools of a district are entrusted to a board of trustees appointed by the county board of education. This county board includes the superintendent and two appointed members (Code 5354). The board of any district, alone or in cooperation with the boards of adjoining districts, may establish a high school (Code 5598). The development of good roads has been closely linked with the development of rural education; and state aid (Code 5478-93) is available not only for transportation of pupils by school busses, but also for the establishment of rural high schools, consolidated schools, and vocational schools (Code 5474, 5606, 5615, 5617). Each school district is also a tax district (Code 5355, 5392) and has corporate powers to issue bonds (Code 5359). Compulsory attendance has been a requirement since 1915 (Stat. XXIX, 118); and the current school law is mandatory for children between the ages of seven and sixteen (1937, Stat. XL, 556-61).

For abbreviations and explanatory notes see pages 20-22

Transfer of pupils may be arranged by consent of the district boards of trustees concerned, or, if consent if capriciously withheld, by order of the county board (Code 5372). Teachers must hold certificates to teach before they can be employed by school trustees (Code 5384).

## Public Health

County health work by a tri-county health unit was organized in 1936 under the bureau of rural sanitation of the state board of health (infra, p. 123). Certificates of births and deaths are made out by local registrars appointed by the state registrar of the bureau of vital statistics of the state board of health (Code 5132). A county physician is employed by the county commissioners to attend the prisoners in the jail and on the chain gang (Code 3847, 3849).

## Welfare

In 1937 the county board of public welfare set up the present county department of public welfare which administers state and federal funds for the categories of old age, the mothers of dependent children, the blind, and other handicapped and unfortunate persons (infra, p. 117).

State appropriations for Confederate veterans are disbursed by the state comptroller general (infra, p. 122).

## Extension

Agricultural education outside of colleges has been available since 1917 through the farm and home demonstration agents (infra, p. 126).

## Records System

The system for the keeping of court records in the counties of the state is prescribed by law; and this, as well as the fact that most of the financial record books are printed and supplied from one central source (Code 3876, 5276), has accomplished much towards the uniformity of records throughout the state. The legal requirements in regard to the manner of keeping the more important records have been observed in Saluda County.

The paper, ink, and typewriter ribbons are of a quality that insures permanence. Bindings also are of the best quality and in most cases are adequate to the needs of the office. All indexing is required by law to be alphabetical, usually with direct and cross indexes in separate volumes. The loose-leaf Cott system, sub-indexed, is used for mesne conveyance registrations.

For abbreviations and explanatory notes see pages 20-22

Under a general law, returns for taxation may be destroyed after five years (Code 2733). Since tax liens expire in ten years (Code 2863), tax receipts (Code 2795) need not be preserved for a longer period. A general law of 1937 now provides that when any county is confronted with the problem of caring for obsolete records, they may be removed to the University of South Carolina at Columbia (Stat. XL, 402-3). There is no duplication of records except where those of one financial office are required as a check upon another; for instance, the treasurer's records must balance with the auditor's, and both must tally with financial statements of the county commissioners, the superintendent of education, the tax collector, and the magistrates.

Heavy penalties have been enacted for violations of laws in regard to keeping records and performing official duties (Code 1508-92). The state attorney general and the circuit solicitor are required to examine into the condition of the offices of the sheriff, and of the clerk of court (which includes the register of mesne conveyance), to ascertain if required duties have been performed, and to report thereon to the court of general sessions at its fall term, and to the general assembly (Code 3131). Every county official receives a copy of the acts each year (Code 2109), and a copy of the revised code every ten years. The county also pays an annual retainer to an attorney to give legal advice to county officials (infra, p. 26).

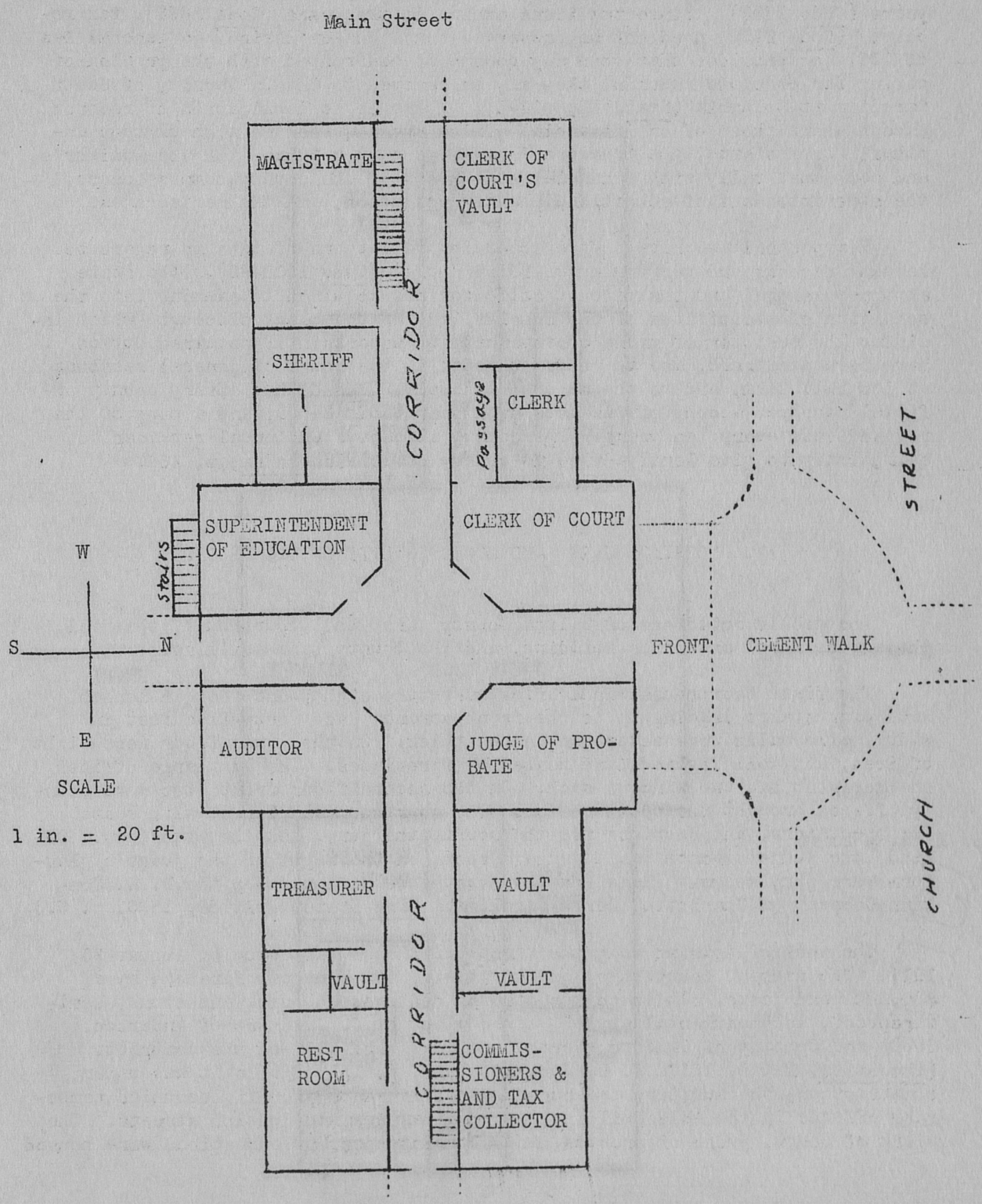
## 3. HOUSING, CARE, AND ACCESSIBILITY OF THE RECORDS

The public buildings of Saluda County are the courthouse, the jail, the agricultural extension building, and the county farm building.

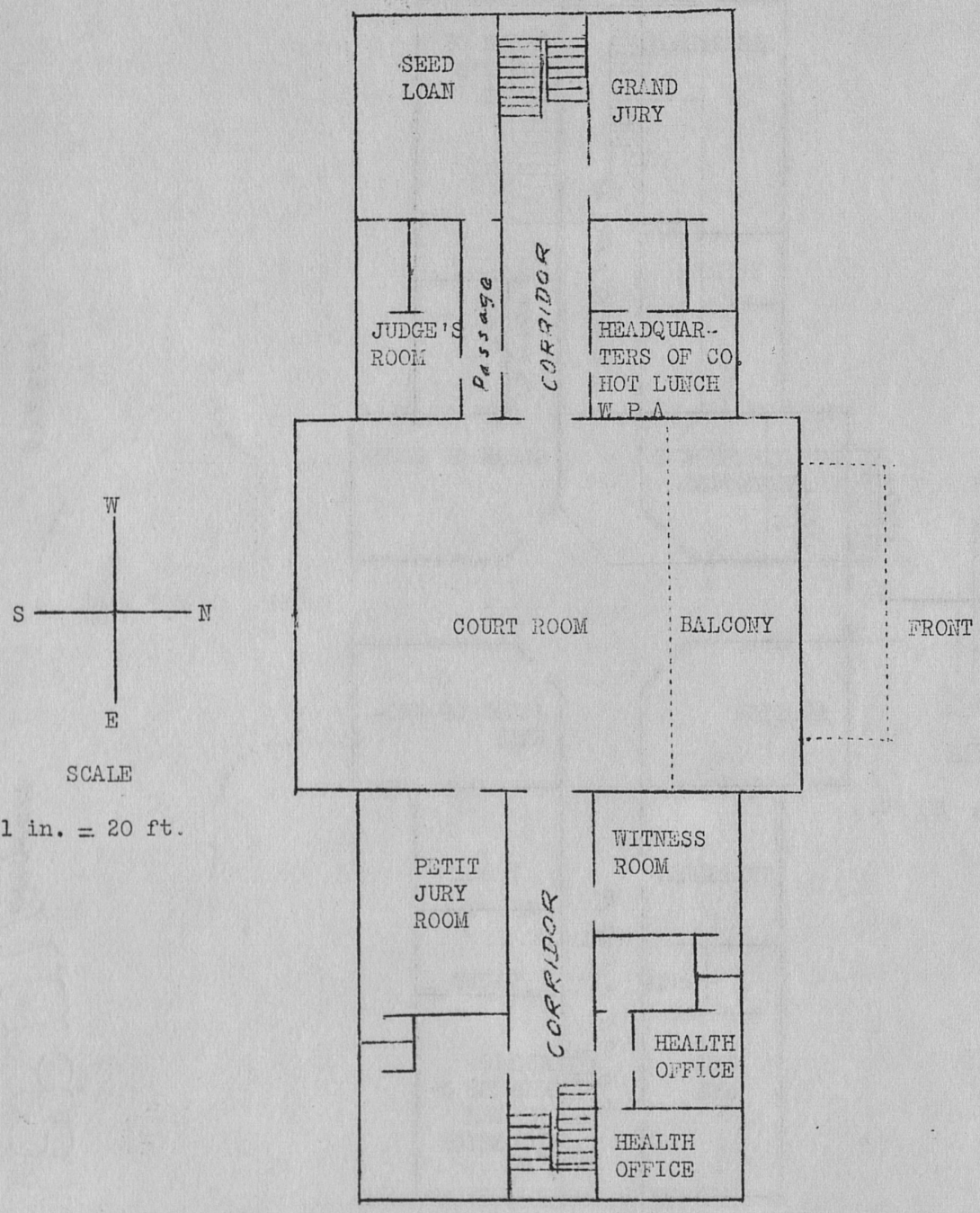
The first courthouse was a brick structure eighty-one feet in length, including stairs leading up to the front veranda, and forty-five feet in width. The walls were seventeen inches thick. On the lower floor were eight offices, all well lighted, and heated by fireplaces. The two large offices on the front had two windows each. On the second floor front, two more county offices brought the total to ten. The courtroom was large, with seats for spectators, and sections for the court, the jury, and the attorneys. Behind the judge's bench was a judge's room; on the right of the judge's platform were jury rooms. Plans for the courthouse were made by the D. A. Tomkins Company of Charlotte, North Carolina. (The State, July 30, 1896, p. 5.)

The work of tearing away the first courthouse was begun on August 23, 1917. The present courthouse, on the site of the old, was financed by a $50,000 bond issue. It is constructed of red pressed brick and stone, semi-fireproof, in "monumental style", after plans by C. J. Sayre of Anderson. Stout and Company of Sanford, North Carolina, were awarded the contract. (The State, May 8, 1917, p. 9; June 10, 1917, p. 13,) While it was under construction, the auditor, treasurer, supervisor and sheriff, occupied temporary offices in the Able Building, between Law Row and Rudolph streets. The clerk of court, judge of probate, and superintendent of education, were housed

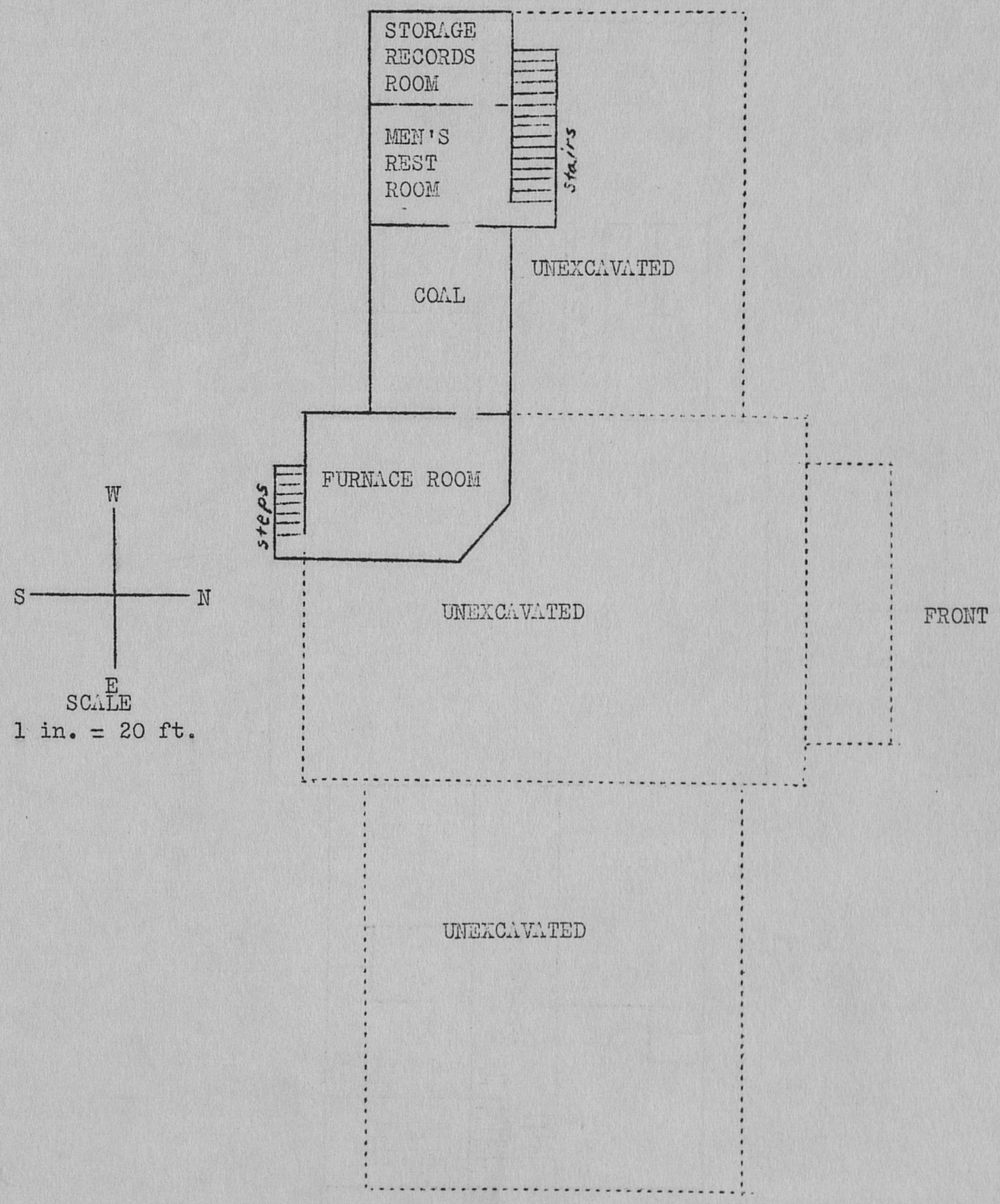
For abbreviations and explanatory notes see pages 20-22




FIRST FLOOR PLAN
SALUDA COUNTY COURTHOUSE




SECOND FLOOR PLAN
SALUDA COUNTY COURTHOUSE




BASEMENT FLOOR PLAN
SALUDA COUNTY COURTHOUSE

in offices of the Bank of Saluda on Main and Church streets. (The State, August 24, 1917, p. 2; Stat. XXX, 637.) The courthouse was dedicated in November 1918 at the opening of court of general sessions (The State, October 1918, p. 6).

The supply act of 1927 included $300 for repairs on the courthouse and jail (Acts, p. 650). In 1930 the county commissioners were empowered to borrow $2,771 to pave walks through and around the grounds (Acts, p. 2030). The supply acts of 1937 (Acts, p. 1305) and of 1938 (Acts, p. 2738) provided $1,000 for new equipment and miscellaneous repairs to the courthouse.

The courthouse is 132' 10" in length, 51' in width, and 42' 7" in height. There are two floors and a basement. On the first floor are nine offices, four vaults, and a rest room. On the second floor are two offices for the health department, a waiting room, a jury room, a witness room, the courtroom, the judge's office, the seed loan office, the grand jury room, and the headquarters office for the WPA hot lunch project. In the basement there are a coal room, a furnace room, and one storage room used jointly by the auditor, the superintendent of education, the sheriff, the magistrate, and the county commissioners. All ceilings and walls are plastered, and variations in the height of the ceiling are due to the variable amounts of fireproof tile used in construction. Floors in the vaults are of concrete, and in the offices of wood. The building and grounds are well kept.

On the right of the main entrance is the clerk of court's office, measuring 24' 11" x 16' 3" x 11' 9½". Adjoining is his stenographer's office, 10' 6" x 10' x 12', and a passage leading into the records vault, 29' 8" x 17' 8" x 11' 9½", which is used jointly by the clerk, the sheriff, the master, the board of registration, and the coroner. The vault has four windows which are covered with heavy wire net, one door, and four electric lights from the ceiling. Ventilation and lighting are good. There are approximately 279 linear feet of shelving (of which 222' are steel roller and fifty-seven feet wooden), 350 linear feet of horizontal volumes, one linear foot of unbound material, ninety-six metal file boxes, thirty-four pasteboard file boxes, twenty-four pasteboard file drawers, and five wooden drawers of club rolls and registration books. There are tables and chairs for users of records. The clerk needs more metal shelving and files.

Across from the clerk is the superintendent of education's office, 24' 11" x 16' 3" x 12' 4", which he shares with the attendance teacher. The door and two windows are well located and ventilation is excellent. Electric lights hang from the ceiling. For records there are one 4-drawer metal file, and one 2-drawer metal file, fourteen wooden files, sixty-eight wooden pigeonholes, five 4-shelf cabinets and one of six shelves, and eight linear feet of shelving. In addition there are 164 linear feet of shelving filled with supplementary readers. There is need for more shelving, and ample space to expand.

Next to the superintendent of education's office is that of the sheriff. The main office is 18' 6" x 17' 8" x 11' 10", of which 6' 8" x 5' 4"

For abbreviations and explanatory notes see pages 20-22

x 11' 10" has been partitioned off as a private office. There are approximately two linear feet of shelving for about two linear feet of vertical volumes; and seventy-five pigeonholes. There is ample room for records. Two windows, one in the private office and the other in the main office, give good light and ventilation.

Next to the sheriff's office is the magistrate's, 21' 11" x 17' 8" x 12' 5". There are three windows and four electric lights; the lighting, ventilation and heating arrangements are good. There are approximately nine linear feet of wooden shelving, two linear feet of bound horizontal volumes; three linear feet of unbound records, thirty-six pigeonholes and sixteen unused wooden file drawers. About half of the pigeonholes are used for current unbound records.

On the left side of the main entrance is the judge of probate's office, 24' 11" x 16' 3" x 11' 10", spacious but cold in winter. The adjoining records vault, 17' 8" x 10' 5" x 12' 2", has two windows which have heavy iron bars, two doors and ceiling lights. It is equipped with forty-eight pigeonholes, and seventy-two metal file drawers. Only about fourteen linear feet of wooden shelving are available for twenty-eight linear feet of vertical volumes; and forty-seven linear feet of filing space for forty linear feet of unbound material. One wooden case is poorly constructed, another consists of pigeonholes, the third is a metal case of modern construction. There is need for at least thirty feet additional shelving and for metal filing cabinets.

Directly across from the judge of probate's is the auditor's office, 24' 11" x 16' 3" x 12' 2". There are two doors, two windows, and electric bulbs from the ceiling. Lights, ventilation and atmosphere are good. As only about thirty-five linear feet of metal shelving has been provided for about sixty-eight linear feet of horizontal volumes, there is much need for more shelving.

Next to the auditor's office is that of the treasurer, 19' 9" x 17' 8" x 12' 3½". Two windows, two doors, and lights from the ceiling, provide adequate light and ventilation. There are sixty-one and one-third linear feet of wooden shelving for sixty-two linear feet of vertical volumes. Space is available for the needed shelves. Adjoining the treasurer's office is a vault, 6' 11" x 6' 6" x 12' 2", containing thirty-nine and one-half linear feet of shelving, five wooden cabinets and five wooden drawers. There are twenty linear feet of unbound records.

A room 21' 2" x 17' 8" x 11' 9½", on the northeast corner of the first floor is used jointly by the board of county commissioners and the tax collectors. There are three windows and one door. The lights from the ceiling are very good. Adjoining is a vault, 17' 8" x 7' x 12'. As there are only fifteen linear feet of wooden shelving for fifty linear feet of horizontal bound volumes, need for more shelving is acute.

Except in the office of the judge of probate and the clerk of court no special provision has been made for outsiders to use the records.

For abbreviations and explanatory notes see pages 20-22

On the second floor directly over the clerk of court's office is a room 18' 9" x 18' x 11', used by the WPA hot lunch project. Next are the offices of the health unit. One room is 18' 9" x 9' x 11'; the other is 14' 9" x 10' 2" x 11'. There are about twenty linear feet of shelving for booklets and printed materials and twenty-two and one-half feet of unbound records.

In the basement is the storage room, 17' 8" x 9' 9" x 7' 11", with one door, and one window. The concrete floor, brick walls and plastered ceiling are in good condition. There are sixteen feet six inches of unbound records and approximately fifty linear feet of horizontal volumes, but no shelving. The ventilation is fair. The one electric light which hangs from the ceiling is very poor.

The basement coal room, 18' 6" x 17' 8" x 8', has two doors and one window.

The welfare department is housed in two rooms on the second floor of the American Legion Building on the corner of Rudolph and Eutaw streets. The building is grey stucco, not fireproof. All case records are in metal file drawers, but the indexes are in pasteboard file boxes. The records are well kept and cared for, and there is plenty of room for expansion.

The master and the coroner do not have offices in the courthouse. The master holds his references in the office of his brother, B. N. Crouch, on Jefferson Street. The coroner's records are in the clerk of court's office.

The county jail is a two-story brick building erected in 1933 (Stat. XXXVIII, 1073) on Main Street, directly behind the courthouse. It contains a few sheriff's records.

The agricultural extension building was built in 1936 by a WPA project sponsored by the county. It is a two-story brick structure containing six offices, two toilets, and an auditorium. It houses the records of the farm and home demonstration agents, and those of the Agricultural Adjustment Administration.

The county farm is three miles east of the countyseat on state highway 178. The county home here was burned in 1938. In 1939-40, a modern two-story brick building was erected on the farm, with WPA labor and $2,000 of county funds (Stat. XLI, 1462). This building is used as living quarters for the chain gang, and contains no records.

For abbreviations and explanatory notes see pages 20-22

## 4. ABBREVIATIONS, SYMBOLS, AND EXPLANATORY NOTES

AAA.....Agricultural Adjustment Administration
acct.....account or accounts
Acts.....Acts and Joint Resolutions of the General Assembly of South Carolina (see explanatory notes)
alph.....alphabetical or alphabetically
approx.....approximate or approximately
apt., apts.....apartment, apartments
arr.....arranged or arrangement
art.....article
asst.....assistant
CCC.....Civilian Conservation Corps
chm.....chairman
chron.....chronological or chronologically
Code.....Code of Laws of South Carolina 1932
const.....constitution of South Carolina (see explanatory notes)
cont'd.....continued
CPA.....Certified Public Accountant
CWA.....Civil Works Administration
dist.....district
DPW.....Department of Public Welfare
ed.....editor
etc.....et cetera, and so forth
FERA.....Federal Emergency Relief Administration
f. b.....file box
f. d.....file drawer
hdw.....handwritten
ibid.....ibidem, the same reference
infra.....below, on a following page in this book
MS.....manuscript
n. d.....no date given
n. p.....no place of publication given
no., nos.....number, numbers
numer.....numerical or numerically
NYA.....National Youth Administration
p., pp.....page, pages
Phila.....Philadelphia
pkg., pkgs.....package, packages
SE.....Southeastern Reporter
sec.....section
Stat.....Statutes at Large of South Carolina (see explanatory notes)
supra.....above, on a previous page in this book
sup't.....superintendent
twp., twps.....township, townships
U. S. Stat. L.....United States Statutes at Large
v., vs.....versus

Abbreviations, Symbols, and Explanatory Notes (First entry, p. 28)

vol., vols.....volume, volumes
WPA.....Work Projects Administration
&.....and
--.....current
'.....feet
".....inches
x.....by
%.....percent

Unless otherwise specified it may be assumed that:
All records are in good condition;
All locations are in the courthouse;
All dimensions are in inches, in the sequence of height, width, thickness, except dimensions for file boxes and other containers which are given in height, width, and depth backward from the front;
All page numbers and book dimensions are average unless limits of variation are given;
All indexing is alphabetical;
All dates are inclusive, but frequently overlap.

Dates assigned for origin of offices are sometimes arbitrary; the evolution in full is traced in Inventory of the County Archives of South Carolina, No. 10, "Charleston County."

Exact titles of records are written in solid caps without parentheses. In the absence of titles, descriptive titles have been assigned, which are written in solid caps and enclosed in parentheses. In all cases the title most commonly used in the office is the one assigned. If a record title is not descriptive of the contents of the record, an assigned explanatory title written with initial caps and enclosed in parentheses, has been added. Current titles are used in preference to previous titles unless a previous title is the more descriptive; variations in titles are indicated. Figures or letters in parentheses, following the number of volumes or file boxes, indicate the labeling of a record.

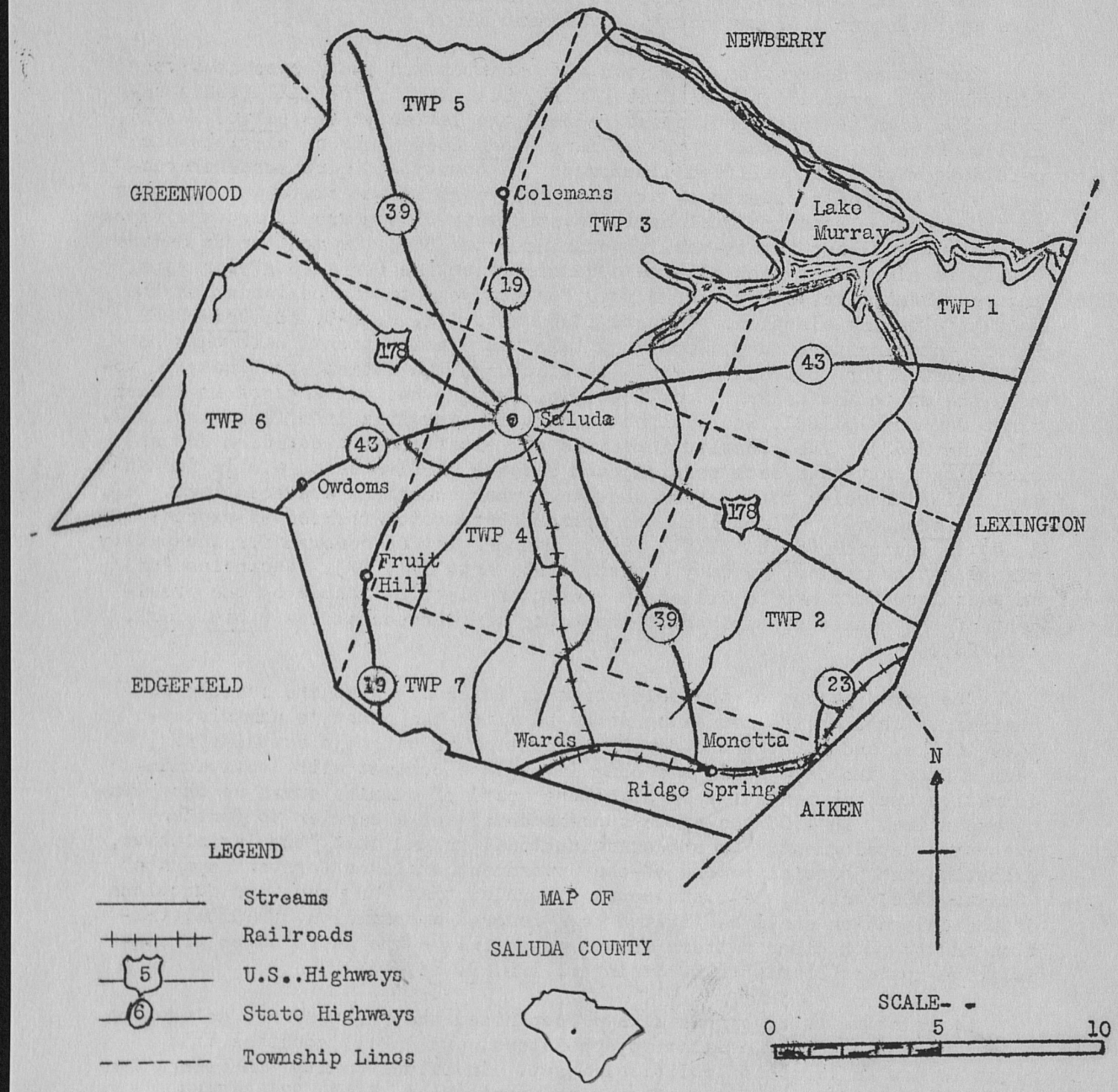
Cross Reference: Title-line cross references are used in all artificial entries; and also for records kept separately for a period of time, or in other records for different period of time, as in entry 2. Separate third-paragraph cross references from entry to entry, and "see also" references under subject headings, are used to show prior, subsequent, or related records which are not part of the same series.

Citations are shown in parentheses. Citations from the Code give numbers of sections unless volume and page are indicated; citations from the Statutes are for first editions except vol. XII, a reprint of 1874, and vol. XIII, a reprint of 1875. A citation in support of one statement is included within the punctuation of the sentence. A citation serving more than one sentence is punctuated as a separate sentence within the parentheses.

Acts and Joint Resolutions of the General Assembly of the State of South Carolina are issued after each session of the legislature. Since the completion in 1838 by Thomas Cooper and David J. McCord of the 10-volume compilation of the Statutes at Large 1682-1838, the acts have been bound together in groups to form continuing volumes of the Statutes at Large. Acts of 1937 and 1938 together constitute the fortieth volume of Statutes.

The constitutions under which South Carolina has been successively governed are:

The Fundamental Constitutions of Carolina (1670-1719) by John Locke;
The British Constitution (1670-1776);
The Constitution of South Carolina 1776;
The Constitution of South Carolina 1778;
The Constitution of the State of South Carolina 1790;
The Constitution of the State of South Carolina 1861;
Constitution of South Carolina 1865;
Constitution of the Commonwealth of South Carolina 1868;
Constitution of the State of South Carolina 1895.


NEWBERRY
TWP 5
GREENWOOD
39
Colemans
TWP 3
Lake
Murray
19
TWP 1
178
43
TWP 6
Saluda
43
Owdoms
178
LEXINGTON
TWP 4
Fruit
Hill
39
TWP 2
EDGEFIELD
19
TWP 7
23
Wards
Monetta
Ridge Springs
AIKEN
N
LEGEND
Streams
Railroads
5
U.S..Highways
6
State Highways
Township Lines
MAP OF
SALUDA COUNTY
SCALE-
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(First entry, p. 28)

## I. LEGISLATIVE DELEGATION

The county legislative delegation to the general assembly is a collective term for the senator and the members of the house of representatives from a county. Although these are officials of the state government, at the time of the creation of Saluda County in 1895 they had already begun to have an important place in county government also.

The Saluda delegation consisted of a senator and two representatives (Const. 1895, art. III, 3, 6; Stat. XXIII, 611; XXVII, 68; XXXII, 922) until 1932, when the reapportionment reduced the latter to one (Stat. XXXVII, 1111). Each is nominated in the primary (Code 2365). To be eligible the candidate must be a qualified elector of the county, of good moral character, with a legal residence of at least two years in the state and one year in the county. Senators must be at least twenty-five years of age and representatives at least twenty-one. Reckoning from 1896, the senator in Saluda County is elected at each alternate general election for a four year term, and representatives every second year for two year terms, beginning on the Monday following election. (Const. 1895, art. III, 2, 6-8, 10; Code 2052.) Before entering upon duty, each must take the constitutional oath that he is qualified for office, that he will discharge the duties, that he will uphold the state and federal constitutions, that he has not engaged in a duel since January 1, 1881, and will not engage in one while in office (art. III, 26; Code 2053). The constitution fixes compensation at a per diem for not exceeding forty days each session, and mileage at five cents a mile for actual miles traveled to and from the place where sessions are held (art. III, 9, 19; Code 2054). Since 1929 the members have voted themselves expense money in addition (Stat. XXXVI, 698). Members may be removed for incapacity, misconduct or neglect of duty (Const. 1895, art. III, 27). Vacancies for an unexpired term may be filled by a writ of election issued by the president of the senate or speaker of the house of representatives (ibid., art. III, 25).

The organization of the delegation is informal, with the senator as chairman. Through the lawmaking power to alter the county's administrative office, and through the power to grant or to withhold supplies for each office, the delegation has come into close contact with local administration and has tended to supplant the board of commissioners as the county executive. In 1938 the state supreme court set a barrier to further executive development. On the constitutional ground that "the legislative, executive and judicial powers of the Government shall be forever separate" (Const. 1895, art. I, 14), the court has ruled that the executive functions of the delegation shall be limited to a general supervision of administration and to such other matters as are essential to the performance of legislative duties (Bramlette v. Stringer, 195, S. E., 257).

Legislative courtesy has always recognized the right of the delegation to nominate the local legislative appointees, and in all counties this right is now an important political asset. In Saluda County the delegation in 1927 and 1928 appointed a purchasing agent (Stat. XXXV, 271, 1645).

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The farm and home agents (infra, p. 126); the town boards of assessors (infra, p. 91); the tax collector (infra, p. 100); and the county board of public welfare (infra, p. 117), are appointed on recommendation of the delegation.

The real power of the delegation lies in the fact that all laws for each county, especially the annual county supply act, must be passed by the state legislature. After 1868, taxes for local purposes were assessed upon estimates prepared by each board of county commissioners and sent to the state comptroller general for submission to the general assembly (Stat. XIV, 134), which in turn incorporated the levy for each county in a single annual appropriation act for the whole state. In practice, this was worked out by placing the budget for each county in the hands of the delegation from that county. In 1916 the delegations were enjoined to present to the chairman of the ways and means committee their respective estimates in time for the general county supply act to be presented not later than February 6 (Stat. XXIX, 1252). Custom made it a breach of legislative courtesy for delegations from other counties to oppose the will of a particular delegation in regard to its own budget.

As long as government was simple and expenditures were small, a single paragraph in the state-wide supply act served for each county. With the increasing complexity of government, the supply act grew more and more unwieldy as each county was given a longer paragraph. In 1920 the general county supply act was broken down into forty-six separate county supply acts (Stat. XXXI, 1192-1343).

Before drafting a supply bill, the delegation usually receives estimates from each county office, sometimes direct, sometimes through the board of county commissioners. When matters required special consideration the delegation may hold public hearings. By a contingent fund, the delegation can finance public activities between sessions without a special act; and in Saluda County all fines, forfeitures, and interest on delinquent taxes collected by the tax collectors or the sheriff are credited to this fund (Stat. XXXII, 1253-57; XLI, 1458, 1461). No county officer may exceed the appropriation allowed in the supply act without the written consent of the delegation, filed in the treasurer's office (Stat. XLI, 1460). As the immediate representative of the taxpayer, the delegation regards itself as the official guardian of county finance. In this capacity it may require an annual audit, and employ expert accountants, who are paid upon warrants to the county treasurer, signed by the delegation (Code 4750). The appropriation for this in 1939 provided that the audit should be made under the authority and direction of the state comptroller general (Stat. XLI, 1458). The delegation also authorized the board of county commissioners to borrow in anticipation of taxes; and the auditor and treasurer to fix the tax levy (ibid., pp. 1453-54).

Beginning in 1922 the delegation of Saluda County required county officers, including the game warden, to submit a report of all money received and disbursed (Stat. XXXII, 1256). The delegation, however, does not maintain an office or preserve required records. For authorization of the delegation, see entry 1 v.

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(First entry, p. 28)

## II. BOARD OF COUNTY COMMISSIONERS

The board of county commissioners in South Carolina dates from 1868 (Const., art. IV, 19; Stat. XIV, 128-35), and the supervisor as its ex officio chairman from 1894 (Stat. XXI, 481-91, 756).

Until the regular election was held in November 1896, the county commissioners of Edgefield acted as commissioners for Saluda to levy and collect the taxes for immediate expenses (Stat. XXII, 252-53). The general county government act under which Saluda County was organized in 1896 provided that the governor, upon recommendation of the county delegation, should appoint for each township a board of three road commissioners, for terms co-terminal with his. The chairmen of these township boards, together with a supervisor elected from the county at large for a two year term, constituted the first board of county commissioners in Saluda County. (Stat. XXI, 481-91, 756.) In 1899 a general law abolished the existing boards of county and township commissioners, and created a new board. The supervisor was retained as the elected executive, and two commissioners, upon recommendation of the delegation, were appointed by the governor for two year terms. (Stat. XXIII, 1-4, 113-18.)

Special acts for Saluda County in recent years have superseded general laws. In 1912 the board of commissioners was composed of the county supervisor as chairman, and two freeholders, appointed by the presiding judge annually in open court at the last term of the court of general sessions, upon recommendation of the grand jury (Acts 1912, p. 655). An act of 1919 divided the county into four road districts and increased the number of commissioners to four. At the general election each road district elected a commissioner, and the county at large elected the supervisor. (Stat. XXXI, 228-29.) In 1921 the districts ceased to elect commissioners, but each district was represented by an annual appointee of the governor recommended by the delegation (Stat. XXXII, 151). In 1928 the supervisor was abolished, and three members elected from the county at large for a term of two years constituted the board; a chairman was selected from the board on recommendation of the members, the delegation, and the foreman of the grand jury (Stat. XXXV, 1313).

The present system was set up in 1930, when the county was divided into two districts. The voters of each district nominate in the Democratic primary a resident board member who is elected in the general election and commissioned by the governor for a term of two years. A chairman is elected from the county at large for four years. (Stat. XXXVI, 1158; MS County Officers, South Carolina, 1899--, in Secretary of State's office, Columbia.)

Each commissioner posts a surety bond of $1,000 (Code 3822), takes the constitutional oath of office, and the additional oaths to enforce the laws against gaming, dueling and sharing the profits of office (Const. 1895, art. III, 26; Code 3044). The chairman posts a $5,000 bond and takes the same oaths (Const. 1895, art. III, 26; Code 3820). Each commissioner is paid $400 and the chairman $1,200 a year (Stat. XL, 1456). They may be removed

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removed from office for incapacity, misconduct or persistent neglect of duty, and "upon indictment and true bill after warrant, or after presentment of the grand jury and indictment and true bill thereon, be tried as for misdemeanor in office" (Const. 1895, art. III, 27; Code 1515). Vacancies for unexpired terms are filled by appointment of the governor upon recommendation of the county delegation (Code 4739, 4741).

The chairman has general jurisdiction over highways, bridges and ferries, over paupers, and tax levies, and disbursements of county funds for county purposes. He may administer oaths to anyone in matters pertaining to his office. (Code 3819.) If designated by the delegation, he may be an ex officio member of the forfeited land commission (Code 2167). In 1939 he became ex officio a member of the sinking fund commission (Stat. XLI, 1464-67). All papers signed by the chairman should be authenticated by a seal, a description of which is filed with the clerk of court, the sheriff, the treasurer, and the secretary of state (1868, Stat. XIV, 132; Code 3857). The chairman is required to report to the state comptroller general, before January 5, a detailed account of all the doings of the board for the annual report to the general assembly (1896, Stat. XXII , 206; Code 2134).

The board has jurisdiction, powers and duties in matters pertaining to public buildings, roads, paupers and measures necessary for financing the public services. It has power to bind out children who are charges of the county, and it may issue the necessary writs for enforcing this power. (Stat. XXI, 485; Code 3852.) It must support destitute orphans of the county committed to Carolina Orphan Home (1932, Stat. XXXVII, 1160; Code 4976). Among its specified duties are to audit accounts; to require any county officer to report on any matter connected with the duties of his office; to let contracts; to assess taxes for county purposes; to raise money for bridges, public buildings, poorhouse, support of the poor, and for current expenses (Code 3825, 3836, 3848, 3849, 3854). In Saluda from 1896 to 1902, the board prepared the jury lists (Stat. XXI, 524; XXIII, 1066).

Under general laws the board should make an annual examination into the adequacy of county officers' surety bonds, and report thereon to the state comptroller general (1879, Stat. XVI, 699; Code 3053); and each year on the first day of the first term of the court of general sessions, the board should make an itemized financial statement of authorized payments, the condition of roads, bridges, poorhouse, and other county matters (Stat. XXII, 246; Code 3824). The board may grant charters to local ferries where needed (1899, Stat. XXIII, 85; Code 6043); and it may condemn property for road purposes (1896, Stat. XXII, 228; Code 5813). It should furnish office furniture and supplies to the various county officers (Code 3877). The chief duty now actually performed is the auditing of claims against the county.

The board now employs a clerk, a county attorney, a county physician, and a steward of the poorhouse. Since 1897 (Stat. XXII, 447; 1939, XLI, 1456), the board has appointed the clerk for a term co-terminal with its

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own. The clerk performs the duties of a secretary. (Code 3823.) His salary in 1939 was $300 (Stat. XLI, 1456). In 1897 the board employed an attorney to handle the legal work of the county and required him to audit county claims (MS Minutes, pp. 3, 23, infra, entry 1). He is paid an annual retainer, which in 1939 was $75 (Stat. XLI, 1457). In 1896 the commissioners were authorized to employ medical aid for the sick convicts, the indigent sick, and to preserve the health of the chain gang (Stat. XXI, 487; Code 3847, 3849), but did not appoint a physician until 1899 (MS Minutes, p. 28, infra, entry 1). He is required to act as one of the examining physicians in each case of lunacy, to assist in all post mortems, and when the state furnishes serum, to vaccinate without extra charge the people of the county who apply (1922, Stat. XXXII, 1254; 1931, XXXVII, 979). He was paid $200 in 1939 (Stat. XLI, 1457). A steward for the poorhouse was elected in 1901. He was required to give a $300 bond, and was paid $135 a year and board (MS Minutes, p. 77, infra, entry 1). A superintendent had charge of the poorhouse and farm from 1921 (Stat. XXXII, 519) through 1935 (Stat. XXXIX, 1092). A chaplain served the poorhouse and chain gang from 1921 (Stat. XXXII, 519) through 1932 (Stat. XXXVII, 2015). From 1913 until 1922 the board employed the rural police (infra, p. 83).

The required records of the commissioners' office had already been standardized when Saluda was created. Minutes of proceedings should show resolutions and decisions concerning money, the vote of each member and the list of claims approved (Stat. XV, 990; Code 3867). The report of the treasurer on the first and fifteenth of each month to the commissioners should show the amount and character of funds received for the county (1874, Stat. XV, 766; Code 2801). The annual estimate (1868, Stat. XIV, 134; XXI, 489; Code 3864) has become merged with the annual report to the general assembly, which is now handled through the delegation in the county supply bill (supra, p. 24).

Under general laws, claims, entry 3, are presented by claimants upon a special printed form, itemized, accompanied by affidavit (1874, Stat. XV, 944-45; Code 3871); and are entered upon the Minutes, entry 1, and upon a file book, entry 4 (1875, Stat. XV, 993; Code 3872). By resolution of the board, requisitions for supplies are filed in writing by officials and ordered by a board member; claims must be approved by the county attorney (MS Minutes, p. 23, infra, entry 1). A list of claims audited and approved must be published quarterly (1897, Stat. XXII, 498; Code 3827). The board is required to receive from the clerk of court the roll of jurors and constables, showing names, services rendered, and amount due each (1878, Stat. XVI, 412; Code 3594), but in practice the canceled pay bills are presented by the treasurer as vouchers for a claim which the board pays like other claims, by warrant. The general ledger of the county, entry 9, shows itemized accounts for each appropriation in the supply act. The form of bookkeeping may be prescribed by the comptroller general (1886, Stat. XIX, 656; Code 3876). In 1933 accounts of the jail commission were required to be filed with the board of county commissioners (Stat. XXXVIII, 1074). All records are open to public inspection (Stat. XXI, 490; Code 3867).

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Minutes and Reports

1. MINUTES, Jan. 4, 1897--. 1 vol. and approx. 75 attached papers. Certified copies, 1902, 1917, 1922, 1927-28, 1930, 1939 in Miscellaneous Records - Road Petitions, entry 12.

Record of proceedings at regular and special meetings of county commissioners, showing date, place of meeting, members present, and business transacted, including list of claims approved, 1899-1905; resolutions passed; appointments of committees, of employees; hearings and actions on petitions, bids and contracts; testimony in cases against county; approval of dispenser's, cotton weigher's, treasurer's, and sheriff's bonds; provisions for poorhouse and farm, chain gang and prisoners; also attached papers including:

i. Original verified minutes of proceedings, 1906--, signed by board and clerk, including resolutions on issues of bonds and short term notes and full descriptions of issues, with samples of bonds, coupons, and notes; resolutions on license rates, 1906--, with attached schedules, 1916-25, 1936;

ii. Original and copy of bids for county bond issue, 1913, 1922, 1926, showing proposed denomination, dates and places of issue and maturity, interest rate and how payable, signature of bidder; also option of bonds, 1922; also list of securities held for county by banks, 1931;

iii. Duplicate letter of apprenticeship, 1903, showing names, ages, and race of children, names of parents and of persons to whom bound, obligations of both parties, signatures of board and clerk; oath of person taking custody; and seal of office;

iv. Copy of letter, 1912, from county commissioners to board of registration, transmitting fifteen petitions for reopening of dispensary;

v. Original authorization from delegation to pay court expenses, 1937, signed by members.

Arr. chron. No index. Minutes, hdw.; papers, typed. 398 pp. 16 x 11 x 2.

For other petitions, bids, authorizations and apprenticeship papers, see entry 12; for copies of proceedings on bond issues, see entry 110.

2. TREASURER'S REPORTS, 1935--. 63 reports in 2 f. d. Title varies: Unpaid Claims. 1899-1902, 1904-8, 1916-29, 1932-34 in Miscellaneous Records - Road Petitions, entry 12.

Original monthly reports to board of commissioners on receipts from taxation, fines, licenses, and other sources of revenue, showing current month, balance from preceding month, itemized sources, amount of each, and total; also original and three copies of estimates of expenses of county offices, showing appropriation asked for, itemized under roads and bridges, and miscellaneous office expense; and copy of commissioners' report for September, 1939, showing date, payee, nature of claim and amount claimed. Arr. chron. by date of report. No index. Hdw. and typed. 9 x $3\frac{1}{2}$ x $11\frac{1}{2}$ and 12 x 5 x 12.

For other estimates, see entry 12.

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Claims and Warrants

3. PAID CLAIMS, Feb. 5, 1935--. 4496 claims in 15 f. d. (13 labeled by contained years, 2 unlabeled). 1898-1905, 1909-17, 1919-34 in Miscellaneous Records - Road Petitions, entry 12.

Original verified claims against county for service and supplies, approved and ordered paid, showing serial number of warrant, 1935-38; serial number of claim, 1939--; amount, payee, nature of claim and number of item in supply act to which chargeable, date admitted and allowed; signatures of supervisor and one commissioner, 1935-36, of chairman and clerk, 1937--; and attached itemized statement and invoice; also disallowed claims, Oct.-Nov. 1939. Arr. numer. by serial no., 1935-38; by claim no., 1939--. No index, but list 1936-- in Ledger, entry 9, serves as index. Hdw. on printed form. 9 x 3½ x 11½ to 12 x 5 x 12.

For other invoices, see entries 11 iii, 12 viii.

4. CLAIMS AUDITED, Dec. 31, 1906-37. 4 vols. Discontinued because Journal, entry 8, and Ledger, entry 9, now suffice. Title varies: Claim Book; 1 vol. has no title.

File book of claims audited and ordered paid, showing with slight variations the year, number of claim, number of warrant, when presented, in whose favor, item number (no entry), amount appropriated (no entry), borrowed or collected (no entry), balance on hand (no entry), total items, gas tax, road tax, borrowed money, five blank columns; monthly and yearly totals, balance brought forward. Also contains (Receipts and Disbursements), 1935 - June 1936, entry 10. Arr. numer. by claim no., 1906-34; chron. by date of claim under acct., 1935 - June 1936; by warrant no., July 1936-37. No index. Typed on printed ruled form. 80 to 254 double pp. 23 x 16 x 1 to 18 x 12½ x 2.

For list of claims, 1936--, see entry 9.

5. (GENERAL RECORD), 1930 - May 1938. 1 vol.

Miscellaneous records in a volume prepared for record of abatements, including:

i. File book of claims allowed, Jan. 1930 - Aug. 1931, against appropriation for Lake Murray, showing in whose favor, date, claim number, warrant number, amount, monthly totals;

ii. List of outstanding county claims, 1935, showing payee, amount, date, claim number;

iii. List of outstanding county notes, prior to 1935, showing to whom given, amount, and date interest began;

iv. Record of monthly receipts and balances on hand, 1936-38, from licenses, magistrates' fines; gas, liquor, beer and wine tax, refunds, transfers, miscellaneous sales, road tax, insurance fees and total,

Also contains (Receipts and Disbursements) July 1, 1931 - Jan. 1, 1935, July 1936 - May 1938, entry 10, Arr. i and ii, numer. by claim no.; iii, no obvious arr.; iv, chron. by date of balance. No index. Hdw. on printed ruled form. 160 pp. 17 x 13½ x 1.

For list of claims 1936--, see entry 9 i; for other notes, see entry 9 ii.

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6. LEDGER, 1899-1934. 12 vols. Subtitled by supply act item nos. 1-9 and Miscellaneous. Overlapping dates.
List of claims evidently made in 1934 in effort to account for all claims, showing serial number, payee, purpose, amount, and page totals. Arr. chron. by year under subtitle. No index. Hdw. on ruled form. 88 pp. 12 x 7½ x ¼.

7. WARRANTS (Stubs), 1899--. 24 vols. 18 vols. have no title.
Stub record of county checks, showing with slight variations, check number, date, payee, amount, claim number, item number charge to, fiscal year, balance brought forward. Arr. numer. by check no. and chron. by date of claim. No index. Hdw. on printed form. 400 to 3,000 stubs per vol. 12½ x 10 x 1 to 17½ x 14 x 2.
For canceled checks, see entries 170, 191.

Bookkeeping Records

8. JOURNAL, 1938--. 1 vol.
Part one is a record of disbursements from Warrants, entry 7, and of credits for all county funds from Treasurer's Reports, entry 2, showing date, source, item number in supply act, credit, debit, balance (no entry); part two consists of itemized debits and credits under each account for which appropriation has been made, showing date, payee, source of receipt, nature of claim, warrant number, amount credited, amount debited, balance (no entry), yearly totals of receipts and credits of each item. Also contains (Receipts and Disbursements), 1938--, entry 10. Arr. chron. by date of entry under acct. No index. Typed on printed ruled form. 500 pp. 16 x 10 x 2.

9. LEDGER, 1931--. 1 vol.
Record of receipts and disbursements of county funds, July 1, 1931-April 1932, evidently kept in county accounts for appropriations, showing for each debit the date, payee or purpose, claim number, amount; and for each credit the date, source, amount; totals; also

i. List of all claims, 1936--, showing claim number, payee, date paid, nature of claim, amount, and 1939--, warrant number; serves as index to Paid Claims, 1936--, entry 3; also list of approved claims not paid, 1932; of approved claims, 1932-34; of unpaid claims, 1934;

ii. Record of borrowed money, June 1931-April 1932, showing debit: date, amount; credit: date, source (taxes collected), and amount; also list of county notes, 1932-33; and statement of indebtedness 1932, made April 1933, showing accounts, approved claims, salary, notes, and total against uncollected taxes, 1928-32;

iii. List of school notes and claims (no date), showing to whom paid, name of school district, by whom signed, and amount.

Arr. chron. under acct., 1931-32; no obvious arr., 1933-35; by claim no., 1936--. No index. Hdw. on ruled form. 472 pp. 16 x 10½ x 2.
For file book of claims, 1906-37, see entry 4; for other lists of claims, see entry 5 ii; for other notes, see entry 5 iii; for record of borrowed money, 1904, see entry 11 iii.

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10. (RECEIPTS AND DISBURSEMENTS), Jan. 1, 1897-Feb. 1, 1931. 1 vol. July 1, 1931-Jan. 1, 1935, July 1936-May 1938 in (General Record), entry 5; 1935-June 1936 in Claims Audited, entry 4; 1938-- in Journal, entry 8.

Record of itemized receipts and disbursements of all county funds, intended as "Record of County Taxes in Saluda County and Settlement for Same ...," showing for each entry the date, source or payee, and amount; also annual settlement, 1898, showing signatures of county treasurer, auditor, foreman of grand jury, and agent of comptroller general; also annual recapitulations, 1899-1921, and monthly summaries, 1922-31. Arr. by acct., 1897-1902, 1921-31; receipts, arr. chron. by date of entry; disbursements, arr. numer. by claim no., 1903-21. No index. Hdw. on ruled form. 287 double pp. 18 x 12 x 2.

For other settlement records, see entries 171-173, 193-196.

11. LEDGER, 1903-21. 2 vols. and 67 loose papers.

Miscellaneous ledger accounts including:

i. Record of receipts and disbursements of commutation road tax, 1904-5, showing with variations for credits: receipt number, name of taxpayer, amount, name of overseer; for debits; date, check number, amount, total receipts and disbursements; also report on commutation, 1912-13, showing for collections, school district, date, taxpayer; for disbursements: purpose, amount, 1912; also monthly record collections 1916: date, source, amount; expenditures: amount, claim number, total; also list of overseers, 1913-15, 1917, 1920-21; and list of persons paying road tax, 1904, showing receipt number, taxpayer, overseer;

ii. Record of receipts and disbursements, 1903, for county officers' salaries and office expenses, showing for debit: date, how paid (by check, scrip), check number, amount; for credit: date, source, amount;

iii. Record of borrowed money, 1904, showing date, from whom, amount, rate of interest, date due; also 17 loose claims, 1904, and 50 invoices, 1932-33.

Arr.: i, alph. by name of taxpayer under overseer, 1904-5; chron. by date of collection under school district, 1912-13; chron. by date of monthly totals, 1916; ii, chron. by date of entry under accts.; iii, chron. by date borrowed. No index, 1906-21, 1932-33; partial index to commutation road tax, 1904-5, by name of overseer. Hdw. on ruled form. 586 pp. $12\frac{1}{2}$ x $7\frac{1}{2}$ x 2.

For other invoices, see entries 3, 12 viii; for other records of borrowed money, 1931-32, see entry 9.

## Miscellaneous Files

12. MISCELLANEOUS RECORDS - ROAD PETITIONS, 1897--. 5 f. d., 11 boxes. Title varies: Convict Record - Pauper Papers; Claims; Unpaid Claims; 1 f. d. and 5 boxes have no titles.

Originals, duplicates, and copies of mixed papers including:

i. Reports to board from clerk of court, 1897, on fines and forfeitures; quarterly narrative report of county health department;

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and sheriff's quarterly jail report, 1898-99, 1901, 1908-11; magistrate's monthly report on fines collected in criminal cases, 1935; supervisor's quarterly report on claims (published), 1897; report on financial condition of county, 1905; narrative report of supervisor to court of general sessions, 1899; extracts of grand jury reports on county offices, 1897, 1899; supervisor's report on claims, 1939; annual report on borrowed money, 1926; semi-annual report on chain gang, 1926;

ii. Canceled bonds, notes and coupons, and papers in suit for payment of bonded indebtedness, 1906; indemnity bond 1905, and supervisor's statement to comptroller general on bonded indebtedness, for 1898, 1900-1910, 1913, 1915-16, 1922-24; estimates of county expenses to comptroller general 1897, 1907-9, 1911-15, 1917-20, 1922-25, 1927-39;

iii. Case papers of suits in various courts and other legal proceedings in which the county is involved, 1901, 1903, 1910, 1915-17, 1919, 1939; contracts for gasoline with power company, etc. 1929, 1931, 1939, and agreement with state highway department cooperating to obtain federal aid with ferryman, 1914, 1918, 1920-21, 1937; also medical certificate and magistrate's order releasing citizen from road duty, 1920-22, 1926;

iv. Authorizations: from county board to auditor to levy tax, 1916; from county board to special highway commission, 1906, 1909, 1912; and list of items to be paid out of contingent fund approved by delegation in 1940;

v. Petitions for roads, bridges, ferries, paupers, elections mandamus, and rule to show cause, 1898, 1900-1901, 1903-6, 1909, 1912-16, 1925, 1927, 1938; resolutions of town council, board of trade, and individuals, endorsing highway construction; condemnation proceedings; certificate granting release of right-of-way, n. d., and certificate 1922; sketch of bridge, 1918, 1920, 1922; also original application for appointment as county physician, 1900; notices of condemnation, 1904; of paving assessment, 1939; of judgment by default, 1905, 1910; of dispensary election and order from supervisor, 1906; of taking testimony de bene esse, 1906;

vi. Plans, specifications for jail cells and kitchen car; bids for food; 1917, 1925-26; supervisor's directions to sheriff to take prisoner into custody, 1905; descriptive lists of convicts received at penitentiary, 1916, 1917; pardons and paroles, commutation of sentence, certificate of discharge from governor, 1910-12, 1914-15, 1917, 1919, 1922;

vii. Receipts: from state sinking fund commission for county insurance and fire insurance policies on courthouse for 1915; from penitentiary for convict hire and for salary of chain gang guard; from superintendent of education on money received; from treasurer for sale of county farm produce and livestock;

viii. Jurors' and witnesses' pay bills, 1898, 1900, 1904, 1912-17, 1920-22, 1926, 1929, 1932-34, showing state, county, date, clerk of court, name of juror or witness, kind of juror or name of defendant, number of days served, term of court, number of miles trav-

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eled, amount of bill, signatures of presiding judge and clerk of court; also list of claims, 1901-2; loose invoices, 1912-16, 1918, 1920-23, 1928, 1938-39;

ix. Commissions from governor to county commissioners, 1938, showing name of officer, office, date of election, date of commission, signatures of governor and secretary of state;

x. Original indentures for apprenticeship of children who were county charges, 1918, showing date, name and age of child, name of parents, to whom apprenticed, conditions of apprenticeship, signatures of supervisor, clerk, two commissioners, and two witnesses; also affidavits and later applications for adoption; also pauper account, 1900;

xi. Correspondence, 1900, 1905, 1907-8, 1914, 1916-17, 1920, 1923, 1928, 1930-31, 1933-34, 1939.

Also contains certified copies of Minutes, 1902, 1917, 1922, 1927-28, 1930, 1939, and license schedule, 1939, entry 1; Treasurer's Reports, 1899-1902, 1904-8, 1916-29, 1932-34, entry 2; and Paid Claims, 1898-1905, 1907-17, 1919-34, entry 3. No arr. No index. Hdw., typed, hdw. and typed on printed form. F. d., 9 x 3½ x 11½; boxes, 14 x 14 x 8 to 10 x 10 x 10.

For other petitions, bids, authorizations, and articles of apprenticeship, see entry 1; for other estimates, see entry 2; for other invoices, see entries 3, 11 iii; for other pardons, see entry 69, 71; for record of pardons, see entry 79; for stubs of pay bills, see entries 82, 83; for other jail reports, see entry 148; for other quarterly reports of county health department, see entries 234, 235.

## III. BOUNDARY COMMISSIONERS (defunct)

Pursuant to the constitutional ordinance establishing Saluda County, an act of 1896 confirmed the appointment of J. H. Edwards, B. W. Crouch, Alvin Ethredge, P. C. Stevens, B. L. Caughman, James P. Bean, C. P. Boozer, J. R. Watson and J. B. Suddath, as commissioners to have the boundaries of the county surveyed and properly marked, and to designate and establish the county seat. They were to serve until the duties were performed or imposed upon others. They were authorized to reserve compensation for themselves not to exceed one dollar a day, and mileage at five cents a mile one way for each day while actually engaged in performance of their duties. In case of death, removal, disability or disqualification of any one or more of them, the others were vested with full authority of the whole. (Stat. XXII, 248-53.)

The commissioners as the corporate authorities of Saluda County had power to organize, to elect and to remove their own necessary officers by a majority vote. They were also empowered to have Saluda County laid off into townships, voting precincts and school districts, and to name or number them. They were to provide suitable buildings for the several courts and county officers, to select and purchase or procure sites for the usual public buildings, and to contract for and superintend the erection of the courthouse and jail. They were to receive for the benefit of the county gifts and grants

and sheriff's quarterly jail report, 1898-99, 1901, 1908-11; magistrate's monthly report on fines collected in criminal cases, 1935; supervisor's quarterly report on claims (published), 1897; report on financial condition of county, 1905; narrative report of supervisor to court of general sessions, 1899; extracts of grand jury reports on county offices, 1897, 1899; supervisor's report on claims, 1939; annual report on borrowed money, 1926; semi-annual report on chain gang, 1926;

ii. Canceled bonds, notes and coupons, and papers in suit for payment of bonded indebtedness, 1906; indemnity bond 1905, and supervisor's statement to comptroller general on bonded indebtedness, for 1898, 1900-1910, 1913, 1915-16, 1922-24; estimates of county expenses to comptroller general 1897, 1907-9, 1911-15, 1917-20, 1922-25, 1927-39;

iii. Case papers of suits in various courts and other legal proceedings in which the county is involved, 1901, 1903, 1910, 1915-17, 1919, 1939; contracts for gasoline with power company, etc. 1929, 1931, 1939, and agreement with state highway department cooperating to obtain federal aid with ferryman, 1914, 1918, 1920-21, 1937; also medical certificate and magistrate's order releasing citizen from road duty, 1920-22, 1926;

iv. Authorizations: from county board to auditor to levy tax, 1916; from county board to special highway commission, 1906, 1909, 1912; and list of items to be paid out of contingent fund approved by delegation in 1940;

v. Petitions for roads, bridges, ferries, paupers, elections mandamus, and rule to show cause, 1898, 1900-1901, 1903-6, 1909, 1912-16, 1925, 1927, 1938; resolutions of town council, board of trade, and individuals, endorsing highway construction; condemnation proceedings; certificate granting release of right-of-way, n. d., and certificate 1922; sketch of bridge, 1918, 1920, 1922; also original application for appointment as county physician, 1900; notices of condemnation, 1904; of paving assessment, 1939; of judgment by default, 1905, 1910; of dispensary election and order from supervisor, 1906; of taking testimony de bene esse, 1906;

vi. Plans, specifications for jail cells and kitchen car; bids for food; 1917, 1925-26; supervisor's directions to sheriff to take prisoner into custody, 1905; descriptive lists of convicts received at penitentiary, 1916, 1917; pardons and paroles, commutation of sentence, certificate of discharge from governor, 1910-12, 1914-15, 1917, 1919, 1922;

vii. Receipts: from state sinking fund commission for county insurance and fire insurance policies on courthouse for 1915; from penitentiary for convict hire and for salary of chain gang guard; from superintendent of education on money received; from treasurer for sale of county farm produce and livestock;

viii. Jurors' and witnesses' pay bills, 1898, 1900, 1904, 1912-17, 1920-22, 1926, 1929, 1932-34, showing state, county, date, clerk of court, name of juror or witness, kind of juror or name of defendant, number of days served, term of court, number of miles trav-

For abbreviations and explanatory notes see pages 20-22

eled, amount of bill, signatures of presiding judge and clerk of court; also list of claims, 1901-2; loose invoices, 1912-16, 1918, 1920-23, 1928, 1938-39;

ix. Commissions from governor to county commissioners, 1938, showing name of officer, office, date of election, date of commission, signatures of governor and secretary of state;

x. Original indentures for apprenticeship of children who were county charges, 1918, showing date, name and age of child, name of parents, to whom apprenticed, conditions of apprenticeship, signatures of supervisor, clerk, two commissioners, and two witnesses; also affidavits and later applications for adoption; also pauper account, 1900;

xi. Correspondence, 1900, 1905, 1907-8, 1914, 1916-17, 1920, 1923, 1928, 1930-31, 1933-34, 1939.

Also contains certified copies of Minutes, 1902, 1917, 1922, 1927-28, 1930, 1939, and license schedule, 1939, entry 1; Treasurer's Reports, 1899-1902, 1904-8, 1916-29, 1932-34, entry 2; and Paid Claims, 1898-1905, 1907-17, 1919-34, entry 3. No arr. No index. Hdw., typed, hdw. and typed on printed form. F. d., 9 x 3½ x 11½; boxes, 14 x 14 x 8 to 10 x 10 x 10.

For other petitions, bids, authorizations, and articles of apprenticeship, see entry 1; for other estimates, see entry 2; for other invoices, see entries 3, 11 iii; for other pardons, see entry 69, 71; for record of pardons, see entry 79; for stubs of pay bills, see entries 82, 83; for other jail reports, see entry 148; for other quarterly reports of county health department, see entries 234, 235.

## III. BOUNDARY COMMISSIONERS (defunct)

Pursuant to the constitutional ordinance establishing Saluda County, an act of 1896 confirmed the appointment of J. H. Edwards, B. W. Crouch, Alvin Ethredge, P. C. Stevens, B. L. Caughman, James P. Bean, C. P. Boozer, J. R. Watson and J. B. Suddath, as commissioners to have the boundaries of the county surveyed and properly marked, and to designate and establish the county seat. They were to serve until the duties were performed or imposed upon others. They were authorized to reserve compensation for themselves not to exceed one dollar a day, and mileage at five cents a mile one way for each day while actually engaged in performance of their duties. In case of death, removal, disability or disqualification of any one or more of them, the others were vested with full authority of the whole. (Stat. XXII, 248-53.)

The commissioners as the corporate authorities of Saluda County had power to organize, to elect and to remove their own necessary officers by a majority vote. They were also empowered to have Saluda County laid off into townships, voting precincts and school districts, and to name or number them. They were to provide suitable buildings for the several courts and county officers, to select and purchase or procure sites for the usual public buildings, and to contract for and superintend the erection of the courthouse and jail. They were to receive for the benefit of the county gifts and grants

(Next entry 13, p. 36) 

offered as inducements for the selection of particular sites for the county seat, to enter into and enforce proper contracts according to the terms and, before the election for the county seat, to acquaint the people by advertisement of the offers made. They could "take conveyances to themselves of lands or personal property by way of a bonus for the County." A majority in their own names as commissioners, could execute deeds and conveyances to third parties in carrying out sales of any property received by them for the county. They were authorized to procure and keep a seal of their office; to issue bonds not to exceed $20,000; to erect suitable buildings; and to defray other necessary expenses. Until the treasurer of Saluda County was appointed and qualified, revenue from the bonds was deposited with the county treasurer of Edgefield County, subject to check or draft of a majority of the commissioners, countersigned by the secretary of the commissioners (ibid. pp. 251-53).

The commissioners were required to keep minutes of proceedings and decisions at their meetings. They were also required to have a map made, showing lines, localities, names and numbers of the townships, voting precincts and school districts, (Ibid.) No records of this commission were found.

## IV. HIGHWAY COMMISSIONS (defunct)

In 1920 "The Saluda County Highway Commission" was created, consisting of W. E. Bodie, D. P. Burnet, B. W. Crouch, M. T. Pitts, W. P. Rushton, E. W. Shealey, L. E. Wheeler, W. A. Webb and J. J. Watson. Each was a qualified elector of Saluda County and gave a $1000-surety bond. The term of office was four years or until successors were appointed and qualified. Compensation was fixed at four dollars a day not exceeding twenty days a year. Vacancies were filled and removals were made by the governor on recommendation of the delegation. (Stat. XXXI, 1633, 1636.) This commission was abolished the next year (Stat. XXXII, 732). The duties of the commission were to contract and expend funds for construction, maintenance, and permanent improvement of roads, bridges, and culverts; and to cooperate with the state and federal governments in obtaining aid. It also had power to condemn lands; to locate and relocate roads; and to employ an engineer, superintendent and assistants experienced in road and bridge construction. (1920, Stat. XXXI, 1633-36.) The county treasurer and the highway commission were authorized to borrow $40,000 as needed, and to levy a 2-mill property tax for repayment (ibid. pp. 1636-37).

In 1923 a new highway commission of three county electors was appointed by the governor on the delegation's recommendation for four years. Each gave a $5000-surety bond, and received an annual honorarium of $25 and traveling expenses up to $100. (Stat. XXXIII, 831-35.) In 1927 the term of office was reduced to two years, and the annual stipend was raised to $250 each and $50 for traveling expenses (Stat. XXXV, 225; Code 4754). No member has been appointed since 1927 (MS County Officers, secretary of state, Columbia) and it is evidently defunct. The duties of the second commission were to borrow $125,000 for improving specified highways; to secure state and

federal aid; and to locate roads (Stat. XXXIII, 831-35). A 4-mill tax was levied to repay the debt (ibid., p. 834). In 1924 (Stat. XXXIII, 1856-58), in 1925 (Stat. XXXIV, 864-65), and in 1926 (ibid., pp. 1684-85), additional amounts were authorized to be borrowed or issued in bonds by the commission.

In 1927 a board of Capital Highway Commissioners was created to build permanent roads in Saluda, Richland and Lexington counties, which were constituted a corporate highway district. The board consisted of six members, two appointed from each county by the governor on recommendation of the respective delegations. The duties of the commission were to issue bonds, to advance funds to the state highway commission for construction and maintenance of certain roads, and to provide for retirement of the bonds. No records were required. (Stat. XXXV, 1023-31.)

In 1920, records of the first commission were required to be kept at the courthouse. They consisted of quarterly reports to be filed with the clerk of court for the circuit court judge, who submitted them to the grand jury for investigation (Stat. XXXI, 1633-36). In 1923 the second commission was required to keep a record of all proceedings, and to make to the grand jury detailed annual reports which were to be on file in the clerk's office as a public record (Stat. XXXII, 835).

No records of the first commission were found. For bond issue proceedings by the Capital Highway Commissioners, see entry 105 i; for record of proceedings, 1926, see entry 191 xv.

## V. CLERK OF COURT AS REGISTER OF MESNE CONVEYANCE

The register of mesne conveyance as a separate office dates from 1731 (Stat. III, 296). When Saluda was organized in 1895, the office had already been abolished in all but two counties and the duties devolved upon the clerk of court (Stat. XXII, 122). No additional bond, oath, or salary are stipulated but the clerk receives the recording fees provided by law (Code 4923, 4925).

It is the duty of the clerk as register to record deeds and mortgages for real estate, contracts, chattel mortgages, statutory liens, renunciations of dower, marriage settlements, and all other sealed instruments relating to ownership of real or personal property (Stat. XI, 80; XXII, 746; XXXV, 1185; Code 3635, 8875). Before a deed for transfer of ownership, including timber deeds, may be recorded the clerk should see that it has been probated (1880, Stat. XVII, 319; Code 3632) and has the auditor's endorsement of having been entered upon his records (1882, Stat. XVII, 1016; Code 3634; 1937, Stat. XL, 105). It is his duty to enter satisfactions of judgments and mortgages (1839, Stat. XI, 76; Code 3599), as well as renewals and satisfactions of executions (1839, Stat. XI, 76; Code 3602).

For abbreviations and explanatory notes see pages 20-22

(13) Register of Mesne Conveyance - Real Property

Required records were already standardized when Saluda County was organized. Deeds are recorded in transcript, with separate direct and cross indexes (1872, Stat. XV, 6). In 1916 registry of sound land titles under the Torrens system was provided for (Stat. XXIX, 947). Since 1930, when price is not stated in a conveyance, an affidavit is required in order that revenue stamps may be affixed to the deed (Stat. XXXVI, 1354-57; Code 2526). Plats were separated from deeds in 1912, see entry 19. Mortgages are classified as real estate and chattel, with separate indexes; and chattel mortgages for $100 or less are merely abstracted on an index (1882, Stat. XVII, 1053; Code 3635). In Saluda County in 1914 (Acts, p. 964), the records of deeds, mortgages of real estate, and judgments were reindexed by family names. Crop liens are recorded only in abstract (1878, Stat. XVI, 713-14; Code 8774); but an act of 1912 (Acts, p. 552) exempted Saluda County from provisions of the act requiring registry of chattel mortgages of crops (1911, Stat. XXVII, 154; Code 3636). Since 1933 the clerk has been required to record and index crop mortgages to the United States Secretary of Agriculture, and to furnish a certificate upon request (Stat. XXXVIII, 237). Federal tax liens have been indexed and filed since 1928 (Stat. XXXV, 1207; Code 2576). Mechanics' claims for unpaid wages or materials are filed as statutory liens against the property upon which used (1869, Stat. XIV, 220; Code 8735). Attachments of real estate (Stat. XIV, 476; Code 532) and homesteads exempted from attachment for debt, are also registry records (1880, Stat. XVII, 514; Code 9086). Since 1926, sheriffs and tax collectors when levying upon real estate for unpaid taxes, have been required to notify all mortgage owners who are registered with the clerk of court for this service (Stat. XXXIV, 912-16; Code 2573). Record of charters is also a requirement (1869, Stat. XIV, 297; Code 7718), and when a charter is canceled for cause, the secretary of state certifies the fact to the clerk of court, who records the cancelation upon the face of the record (1934, Stat. XXXVIII, 1322). Contracts of cooperative marketing associations have been registered since 1924 (Stat. XXXIII, 1072; Code 8890). A record of certificates of contingent liability and descriptions of insured property of mutual fire insurance associations (1910, Stat. XXVI, 548; Code 8085), and a record of bonds of county officers (1866, Stat. XIII, 434; Code 3051), are also required. The file book of instruments is not required because instruments are filed on the index books (1911, Stat. XXVII, 152, 565; Code 8889).

## Real Property
(See also entries 41-43)

### Deeds and Plats

13. DEED BOOK, 1857, 1859, 1896--. 33 vols.
Transcripts of deeds chiefly for conveyance of real estate, including rights-of-way, leases, contracts, agreements, returns of commissioners appointed to partition real estate bequeathed by will, equity deeds 1857 and 1859 recorded after 1900, renunciation of dower, and other sealed instruments executed by individuals, corporations, receivers, executors, sheriff, special referee, tax collector, and judge of probate, showing names of county and parties, description of property, consideration, names of witnesses, by and before whom

proved; dates executed, proved and recorded. Also contains Masters Deeds, 1896-1914, 1918--, entry 14; and Plat Book, 1897-1912, entry 19. Arr. chron. by date of recording. For indexes, see entries 15-17. Hdw., typed, hdw. and typed on printed form. 358 to 499 pp.; loose-leaf 1917--, 18½ x 12½ x 3 to 18½ x 12 x 4.

For tax collector's sales, see entry 195.

14. MASTERS DEEDS, 1898-1918. 1 vol. Overlapping dates. 1896-1914, 1918-- in Deed Book, entry 13.

Transcripts of titles to real estate sold under order of court, executed by master, 1896-1908, 1915-18; by special referee, 1909-April 19, 1915, showing names of county, court, master and parties; date complaint filed, kind of complaint, date heard, decision or decree of court, date and amount of sale, name of purchaser, description of property, date sealed by master or referee, and names of witnesses; proof of deed, by whom, before whom, date; date and by whom recorded. Arr. chron. by date recorded. For indexes, see entries 15-17. Hdw. on printed form. 300 double pp. 18 x 12 x 3.

15. GRANTOR INDEX TO DEEDS, ETC., 1896--. 2 vols. (labeled by contained letters of alphabet).

Direct index to Deed Book, entry 13, and to Masters Deeds, entry 14, showing date of instrument, names of grantor and grantee, book, page, and remarks. Arr. alph. by name of grantor; Cott system, sub-indexed by family name. Hdw. on printed ruled form. 777 loose-leaf pp. 10 x 15 x 3.

16. GRANTEE INDEX TO DEEDS, ETC., 1896--. 2 vols. (labeled by contained letters of alphabet).

Cross index to Deed Book, entry 13, and to Masters Deeds, entry 14, showing date of instrument, names of grantee and grantor, book, page, and remarks. Arr. alph. by name of grantee; Cott system, sub-indexed by family name. Hdw. on printed ruled form. 808 and 944 loose-leaf pp. 10 x 15 x 3½ and 4.

17. DIRECT INDEX TO DEEDS, 1896-1912. 1 vol. Subtitled by clerk's name.

Discarded direct index to Deed Book, entry 13, and to Masters Deeds, entry 14, showing year, names of parties, book, and page. Arr. alph. by name of grantor. Hdw. on printed ruled form. 598 pp. 17 x 8 x 2½.

18. (AFFIDAVITS OF PRICE OF PROPERTY), 1937--. 40 papers in 1 f. b.

Original affidavits given by purchaser when actual price is not named in deed, showing date, names of grantor and grantee, amount of consideration, and signatures of person making affidavit and of notary public, date notarized and filed. Arr. chron. by date of affidavit. No index. Typed. 4 x 4 x 10.

19. PLAT BOOK, June 4, 1912--. 2 vols. (1, 2). 1897-1912 in Deed Book, entry 13.

Maps of real property holdings, showing name of owner, location, boundaries, scale, and certificate of survey, with authority for and date of survey, surveyor, date and by whom recorded; also occasional references to deed or mortgage books. Arr. chron. by date recorded. Indexed by name of landowner. Hand-drawn and blue-print. 90 pp. 25 x 19 x 1.

For abbreviations and explanatory notes see pages 20-22

Mortgages

20. MORTGAGES REAL ESTATE, 1896--. 40 vols. (1-40).
Transcripts of real estate mortgages, including Federal Land Bank, gold bond corporation with coupons, bonds; agreements and supplementary mortgages; also purchase money contracts, releases and assignments; showing state, county, names of parties, address of mortgagor, description of property, basis and provisions of mortgage, amount of debt, date of instrument, rate of interest, names of witnesses, proof of mortgage, renunciation of dower if necessary, date recorded and signature of clerk; some are endorsed with satisfaction. Arr. chron. by date recorded. For indexes, see entries 21-23. Hdw., typed and hdw. and typed on printed form; some pasted. 114 to 406 double pp.; loose-leaf, 1917--, 18½ x 12 x 2½ to 11 x 12½ x 3.
For original mortgages, see entry 41.

21. MORTGAGOR INDEX TO REAL ESTATE MORTGAGES, 1896--. 1 vol.
Direct index to Mortgages Real Estate, entry 20, showing year, names of mortgagor and mortgagee, book, page, and notation of cancelation. Arr. alph. by name of mortgagor; Cott system, sub-indexed by family name. Hdw. on printed ruled form. 1,290 loose-leaf pp. 10 x 14½ x 4½.

22. MORTGAGEE INDEX TO REAL ESTATE MORTGAGES, 1896--. 1 vol.
Cross index to Mortgages Real Estate, entry 20, showing year, names of mortgagee and mortgagor, book, page, and notation of cancelation. Arr. alph. by name of mortgagee; Cott system, sub-indexed by family name. Hdw. on printed ruled form. 1,344 loose-leaf pp. 10 x 15½ x 4½.

23. DIRECT INDEX TO MORTGAGES REAL ESTATE, 1896-1912. 1 vol.
Discarded direct index to Mortgages Real Estate, entry 20, showing year, names of parties, book, and page. Arr. alph. by name of mortgagor. Hdw. on printed ruled form. 490 pp. 17½ x 8 x 2.

24. LIST OF MORTGAGES AS GIVEN BY FIRMS AND CORPORATIONS DESIRING NOTICE BEFORE SALE, 1908-9, 1927--. 1 vol. Last entry 1936.
Record of sheriff's delinquent tax notices, 1927--, kept in a small book apparently intended for church records, showing list of mortgage owners (land bank and insurance company) who have requested twenty days' notice if mortgaged land is levied upon for taxes, name and address of mortgagor, kind of instrument, book, page, date list filed, name and address of holder of mortgage; also minutes of meetings of trustees Saluda Circuit of Methodist Church, October 13, 1908, and record of receipts and disbursements, November 1908-November 1909. Arr. chron. by date of entry. Indexed by name of mortgagee; minutes, no index. Hdw. on ruled form, hdw. 204 pp. (14 used) 12 x 7½ x ½.

Personal Property
(See also entries 41, 43)

25. CHATTEL MORTGAGES, 1896--. 104 vols. (1-104). Title varies: Mortgages Personal Property over $100; Crop Lien and Chattel Mortgages; 4 vols. have no title.
Transcripts of chattel mortgages involving more than $100, including Federal

crop mortgages under Reconstruction Finance Corporation, 1932-34; and Farm Credit Administration, 1934-- (vols. 85-87, 91, 96, 101, 103); mortgages of South Carolina Rural Rehabilitation Corporation, 1935; of Resettlement Administration, 1936-- (vols. 86, 94); and Greenwood Production Credit Association, 1936-- (vols. 90-104); also real and personal gold bond corporation mortgages, agricultural liens, bills of sale, contracts, leases, agreements, and crop lien waivers, showing names of parties, amount of debt, description and schedule of security, provisions of mortgage, date payable, rate of interest, names of endorsers and witnesses; proof; date recorded and signature of clerk. Arr. chron. by date recorded. For indexes, see entries 26, 27. Hdw., typed, and hdw. and typed on printed form. 600 pp.; loose-leaf, 1917--, 9½ x 11½ x 2 to 18½ x 11½ x 2.

26. INDEX TO CHATTEL MORTGAGES - MORTGAGOR, 1896--. 6 vols. (2 labeled by contained date, 4 labeled by contained letters of alphabet).

Direct index to Chattel Mortgages, entry 25, showing year, names of mortgagor and mortgagee, book, and page; 1913--, notation of cancelation. Arr. alph. by name of mortgagor; 1913--, Cott system, sub-indexed by family name. Hdw. on printed ruled form. 447 to 1,040 pp.; loose-leaf, 1913--, 17½ x 8 x 3 to 10 x 14 x 4.

27. INDEX TO CHATTEL MORTGAGES - MORTGAGEE, 1908--. 5 vols. (1 labeled by contained dates, 4 labeled by contained letters of alphabet).

Cross index to Chattel Mortgages, entry 25, showing year, names of mortgagee and mortgagor, book and page; 1913--, notation of cancelation. Arr. alph. by name of mortgagee; 1913--, Cott system, sub-indexed by family name. Hdw. on printed ruled form. 630 to 1,122 pp.; loose-leaf, 1913--, 17½ x 8 x 2½ to 9½ x 15 x 3½.

28. INDEX TO CHATTEL MORTGAGES $100 AND LESS (Record), 1896--. 35 vols.

Abstract of chattel mortgages of $100 and less, showing year, month, day, hour, names of mortgagors, mortgagees, dates of mortgage and maturity, amount, character of debt, date of settlement, and description of chattel pledged. Also contains Index to Liens (Record), 1910--, entry 29. Arr. alph. by name of mortgagor and chron. by date recorded thereunder. Hdw. on printed ruled form. 175 to 434 double pp. 16½ x 11 x 2 to 3.

## Liens

29. INDEX TO LIENS (Record), 1897-1909. 9 vols. 1910-- in Index to Chattel Mortgages $100 and Less (Record), entry 28.

Abstract of agricultural liens, showing date of filing, maker of lien, in whose favor, date of lien, whether given for rent or advances, etc., brief description of lands cultivated, and amount of lien. Arr. alph. by name of lienor and chron. by date recorded thereunder. Hdw. on printed ruled form. 198 double pp. 14½ x 9 x 2.

For abbreviations and explanatory notes see pages 20-22

30. (CERTIFICATE BY CLERK OF FILING MORTGAGES GIVEN TO FARM CREDIT ADMINISTRATION), 1934. Approx. 700 papers in 1 f. d.
Duplicate certificate of filing and recording liens to Farm Credit Administration, showing name of borrower, dates loan check received and mailed, serial number and amount; book, page, date and hour of recording; state, county, name of clerk, recording fee, filing fee (no entry), probate fee (no entry), certificate of search, total, paid by borrower (no entry), balance (no entry), title and signature of certifying officer; prior encumbrances: name and address of holder, amount, description; date of recording, county, book, page, and signature of clerk. No obvious arr. No index. Hdw. on printed form. 6 x 17 x 18.

31. MECHANICS LIENS, 1901--. 1 vol. Last entry July 9, 1938. 1897-1917 in Miscellaneous (Registrations), entry 33.
Abstract of liens filed against buildings for materials or labor furnished thereon but not paid for, showing names of owners, against whom claimed, names of claimants, date, hour and minute of notice (no entry), building, amount claimed; proceedings had: date settled or agreement made. Arr. chron. by date of filing of notice. Indexed by name of claimant. Hdw. on printed ruled form. 121 double pp. (12 used) 18 x 12 x 1½.
For original liens, see entry 92.

32. ATTACHMENT BOOK, 1911--. 1 vol. No recording 1912-23, 1925-34, 1936, 1938.
Record of attachments of property, kept in an original common pleas rules book adapted to present use, showing names of plaintiff and defendant, plaintiff's attorney, defendant's attorney, date of warrant of attachment, amount demanded, officer's return. Arr. chron. by date recorded. No index. Hdw. on ruled form. 119 double pp. (3 used) 16 x 11 x 1.

## Other Registrations
(See also entries 41-43)

33. MISCELLANEOUS (Registrations), 1897--. 4 vols. (1-4).
Transcripts of liens, agreements, powers of attorney and revocation; deeds to children, of trust, and to personal property; bills of sale and customers' orders; receipts of heirs to trustees under will, conditional wills; leases, releases, partial releases; assignments and transfer of mortgages, judgments, notes and deposits, notice of satisfactions; charters; marriage contracts and annulments; bonds for title, petitions, orders and contracts with references to land titles, timber contracts; rights-of-way or permits to telephone company; commissions of notaries public, 1897-1917; notices of appointment of township commissioners, December 7, 1897, and list of commissioners; adjudication in bankruptcy, 1897-1917; return of commissioners appointed to set off homestead, 1910; options for purchase of farm by Government loan, 1934--; award of disability allowance, 1934--; also original no-

tices of tax liens, 1935-36, and certificate of discharge, 1937. Also contains Mechanics Liens, 1897-1917, entry 31. Arr. chron. by date recorded. For indexes, see entries 34, 35. Hdw., 1897-1907; hdw., typed, hdw. and typed on printed form, 1907--. 337 to 600 pp. 18½ x 12 x 2½.

34. MISCELLANE(ou)S INDEX - DIRECT, 1897--. 1 vol.
Direct index to Miscellaneous (Registrations), entry 33, showing names of parties, year, book, and page. Arr. alph. by name of party of first part. Hdw. on ruled form. 500 pp. 21 x 9 x 2.

35. MISCELLANE(ou)S INDEX - CROSS, 1897--. 1 vol.
Cross index to Miscellaneous (Registrations), entry 33, showing names of parties, year, book, and page. Arr. alph. by name of party of second part. Hdw. on ruled form. 497 pp. 21 x 9 x 2.

36. FILE BOOK, 1917, 1925--. 3 vols. Two vols. have no titles.
Record of filing of instruments for registration, showing date, day, hour, minute filed, from whom, to whom, character of paper, amount involved, date mailed and delivered. Arr. chron. by time of filing. No index. Hdw. on printed ruled form. 500 to 1900 pp. 9 x 13 x 2 to 4.

Business Registrations
(See also entry 52)

37. INDEX LABOR CONTRACTS (Record), 1908--. 1 vol. Last entry 1925.
Abstract of labor contracts, showing dates of index and of contract, names of laborer and employer, date terminated, location and name of place where service performed. Arr. alph. by name of laborer. Hdw. on printed ruled form. 200 double pp. (107 used) 14 x 9½ x 1½.
For originals, see entries 43, 45.

38. THE CONTRACT BOOK OF S. C. COTTON GROWERS' COOPERATIVE ASSOCIATION, 1924--. 1 vol. Last entry 1928.
Record of contracts between cotton growers and South Carolina Cotton Growers' Cooperative Association, showing name and address of member, contract number, date of contract, and date recorded. Arr. alph. by name of cotton grower. No index. Record, hdw. on printed ruled form; contract, hdw. on printed form. 150 pp. (38 used) 11½ x 9 x 1½.

39. THE CONTRACT BOOK OF TOBACCO GROWERS COOPERATIVE ASSOCIATION, 1924. 1 vol. Only one entry.
Record of contract between grower and Tobacco Growers Cooperative Association, showing state, county; place and date signed, name and address of grower, amount of production previous year, date recorded and signature of clerk. No obvious arr. No index. Hdw. on printed form. 25 pp. (1 used) 13½ x 8½ x 1/8.

For abbreviations and explanatory notes see pages 20-22

## Surety Bonds

40. RECORD OF BONDS, 1897-1937. 1 vol. 1938-- in Record of Sales, entry 104.

Transcripts of public officers' surety bonds, showing character and conditions of bond, state, county; names of officers, bondsmen, and witnesses; amount and date of bond; certification by and names of commissioners approving security, date; by whom, before whom, and date proved; date and by whom recorded. Arr. chron. by date recorded. Indexed by name of officer. Hdw., also typed, 1911. 344 pp. 18 x 12 x 2.

For other records of county officers, see entries 46-49.

## Unclaimed Registered Instruments
(For transcripts, see entries 13, 20, 28, 33)

41. OLD DEEDS, MORTGAGES, ETC., RECORDED AND UNRECORDED FILED PRIOR TO 1909, 1841-1917. 510 papers in 2 f. d. Title varies: H. C. Smith Clerk of Court's Deeds, Fees Paid. 1873, 1890, 1896-99, 1901, 1905-13, 1915-16, 1918, 1922, 1924, 1927, 1934 in Common Pleas Cases Dropped and Miscellaneous Papers, entry 92.

Original deeds, 1800-1917; mortgages of real estate, 1881, 1898, 1903-16; note and chattel mortgages, 1905-10, 1912-15; crop mortgages and agricultural liens and leases, 1905, 1910, 1912-13, 1915; note and sale bill, 1914; deed to machinery, 1915; deed to child, 1916; also miscellaneous papers in criminal cases, including sealed sentences, 1893; indictments, 1902, 1904-8; writ of venire facias and jury lists, 1904-5, 1913-14; warrants of arrest, 1905, 1907-9, 1913-14; appearance recognizances, 1905-6, 1910; trespass notice, 1908; orders, 1910, 1914; magistrates' returns, and appeals from magistrates' courts, 1910; inquisitions, 1911, 1914; also election returns, 1898. No obvious arr. No index. Hdw., hdw. on printed form. $10\frac{1}{2}$ x 5 x $13\frac{1}{2}$.

For other election returns, see entry 74 iii; for other sessions papers, see entries 69, 92; for similar mixed papers, see entries 148, 158; for other inquisitions, see entry 72; for other venire facias, see entry 80.

42. DEEDS, 1920-36. 900 papers in 6 f. d. (labeled by contained letters of the alphabet).

Original deeds left for recording and never called for by owners, endorsed with date of filing, state, names of parties, character of instrument, certifications of clerk and auditor, recording date, book, page, and fee. Arr. alph. by name of grantor, and thereunder chron. by date of filing. No index. Hdw. and hdw. on printed form. $11\frac{1}{2}$ x 5 x $17\frac{1}{2}$.

43. CHATTEL MORTGAGES, 1915--. 3 bundles and 1 sec. of triple f. d. Bundles have no title.

Original instruments recorded but uncalled for by owners, including chattel mortgages, agricultural liens and leases, sales contracts, timber deeds and contracts, farm labor contracts, and other miscellaneous agreements and related instruments; also correspondence and appointments. No arr., 1915-36; arr. alph. by name of grantor, 1937--. No index. Hdw., hdw. and typed on

printed form. Bundles, 8½ x 3½ x 4; sec. of f. d., 11 x 5½ x 26.
For abstracts of labor contracts, see entry 39; for other labor contracts, see entry 45.

44. CANCELED PAPERS, 1918-36. 750 papers in 3 f. d.
Original canceled mortgages of real and personal property, crop mortgages, sale bills, and other related papers. Arr. alph. by name of grantor. No index. Hdw. and typed on printed form. 11½ x 5 x 17.

45. CONTRACTS BY H. C. SMITH, CLERK, 1908-16. 145 papers in 1 f. d.
Original labor contracts, rent contracts and agreements, showing state, county, date of contract, names of employer and employee, location of firm, terms, date of expiration, signatures of parties and witnesses; endorsed with state, county, names of parties, character of instrument, date indexed and signature of clerk of court. No obvious arr. No index. Hdw., hdw. on printed form. 10½ x 5 x 13½.
For abstracts of labor contracts, see entry 39; for other labor contracts, see entry 43.

## VI. CLERK OF COURT

The office of clerk of court came to South Carolina with the ancient English court system. The office in Saluda County dates from 1896 (Acts, pp. 248-54).

To be eligible the candidate for office must be a qualified elector, and not hold another office of honor or profit (Const. 1895, art. II, 2). After nomination in the primary (1915, Stat. XXIX, 170; Code 2365), the clerk of court is elected at each alternate general election for a four year term (Code 3577). Before receiving his commission he must give a surety bond of $5,000 (Code 3579). Before entering upon duty he must take the constitutional oath of office, including the oath against dueling (Const. 1895, art. III, 26); and the additional oaths to enforce the law against gaming (Code 3043), and that he is not pledged to share the profits of his office with anyone (Code 3044). The clerk of court is paid an annual salary of $400 and is also allowed certain fees collected in connection with the duties of his office (1916, Stat. XXIX, 807; 1939, XLI, 1456; Code 4935). Like all other county officers, he may be removed from office for misconduct or persistent neglect of duty, upon indictment and true bill, after warrant or after presentment of a grand jury; and may be tried as for misdemeanor in office (Const. 1895, art. III, 27; V, 27; Code 1515). When the office is vacant the judge of probate may perform the duties until the vacancy is filled for the unexpired term by appointment of the governor (Code 2351, 3643). The clerk takes temporary charge of the judge of probate's office (Code 3642) and of the sheriff's office and jail (Code 3601) when vacancies occur in those offices.

As clerk of the state circuit court of common pleas, he is ex officio clerk of the court of general sessions (Const. 1895, art. V, 27). He is

(Next entry 46, p. 45) Clerk of Court

custodian of the courthouse (Code 3584) and since 1920 (Stat. XXXI, 1325) has employed a janitor. He is custodian of all papers filed in civil or criminal actions; he is required to be present when the courts meet and to keep a record of all judgments, sentences, and orders. He administers the oath of office to magistrates and constables (1839, Stat. XI, 78; Code 3603, 3736); he collects and delivers to the county treasurer fines, forfeitures and money for licenses (1875, Stat. XV, 845; Code 3611); and he makes written monthly reports to the auditor and the treasurer giving accurate statements of his collections (1878, Stat. XVI, 753; Code 3612).

The clerk of court is ex officio a member of the board of jury commissioners (infra, p. 58) and is legal custodian of the jury box (Code 609). He has been ex officio a member of the forfeited land commission since 1926 (infra, p. 102) and since 1929 may become a member of the board of honor when the number of Confederate veterans in the county is reduced to two (infra, p. 122). Although the state commissioner of agriculture, commerce and industries keeps in his office the standard weights and measures established by Congress (U. S. Const., art. I, 8; Stat. XXXIII, 72-81; Code 6645-61), the clerk of court is the nominal custodian of weights and measures (Stat. VII, 242; Code 3608).

The required records of the office include registers of county officers (1905, Stat. XXIV, 964; Code 3622), of magistrates' (1819, Stat. VI, 116), of constables (1839, Stat. XI, 78; Code 3586), and notaries public (1911, Stat. XXVII, 139; Code 3461). Duplicate receipts for records of retiring judge of probate (Code 3656); and receipts from magistrates for copies of the acts (Stat. XVII, 872; Code 3732) are required to be filed. Professional registrations include physicians and surgeons (1905, Stat. XXIV, 939; Code 5153), opticians' certificates (1917, Stat. XXX, 4; Code 5240), licenses for veterinarians (1920, Stat. XXXI, 908; Code 5257), dentists (1922, Stat. XXXII, 849; Code 5201), chiropodists (1935, Stat. XXXIX, 184), and certified public accountants (1915, Stat. XXIX, 159-60; Code 7093). Business registrations include limited partnerships (1837, Stat. VI, 579; Code 7804-20), industrial establishments other than corporations (1837, Stat. VI, 581; Code 7825), and joint stock companies (1879, Stat. XVII, 70-71; Code 7791-94). Stubs are kept of licenses to circuses and showmen (1875, Stat. XV, 845; Code 6322), to hawkers and peddlers (1876, Stat. XVI, 64; Code 7120), to pawnbrokers (1900, Stat. XXIII, 427; Code 7129), and to dealers in lightning rods (1920, Stat. XXXI, 1022; Code 7126). Confederate soldiers and sailors are exempt from hawkers' and peddlers' licenses upon satisfactory proof of service filed with the clerk (Stat. XXIII, 1036; Code 7124). From 1906 until 1925 a register of motor car owners was required (Stat. XXV, 79; XXXIV, 51). Military records include enrollment of Confederate veterans (1902, Stat. XXIII, 1033; Code 3623); a record of enlisted men discharged from the service of the United States (1923, Stat. XXXIII, 98; Code 8893); and Official Roster of South Carolina Soldiers, Sailors and Marines in the World War (1929, Stat. XXXVI, 688). Since 1914 (Stat. XXIX, 29), by order of the state board of health, the clerk has been custodian of duplicate copies of birth and death certificates filed by local registrars (1938, Stat. XL, 3001). In 1917 canceled liquor permits were filed, and a record of deliveries of alcoholic liquors (Stat. XXX, 69-70) was kept until the 18th amendment to the Federal Constitution went into effect on January 1, 1919. Upon national repeal in 1933,

For abbreviations and explanatory notes see pages 20-22

this record was revived until a state law of 1935 repealed state prohibition (Stat. XXXIX, 325-41). From 1909 until 1935 a record of liquor prescriptions for medicinal purposes, and statements of facts to secure wines for sacramental purposes, were required (Stat. XXVI, 63; XXXIX, 325-41).

Under a general law of 1888 for the regulation of party primary elections, oaths of managers are filed with returns, poll lists, other related papers (Stat. XX, 10-12; XXIV, 831, 949), and since 1905, candidates' pledges also. By law the clerk of court is also responsible for the club rolls (1915, Stat. XXIX, 167; Code 2359); and for the registration books, which may not leave his custody except as necessary for the performance of duty by the board of registration (Code 2285).

## County Officers
(See also entry 40)

46. RECORD OF COUNTY OFFICERS, 1896--. 1 vol. No recording 1897-1906.

Register of officials (delegation, rural police, magistrates, gamewarden, supervisor of registration, notary public, deputy sheriff) of Saluda County, showing name, office, date of commission, date of qualification, by whom appointed, genuine signature, expiration of term and remarks. Arr. alph. by name of officer and chron. by date of appointment thereunder. No index. Hdw. on printed ruled form. 120 double pp. 16 x 11 x 1.

47. MAGISTRATES AND CONSTABLES ROLLS, 1897--. 1 vol. No recording 1916-26. Last entry 1927.

Record of appointments of magistrates and constables, showing county, name, date of qualification, office, expiration of term, genuine signature, by whom appointed, and names of sureties. Arr. alph. by name of officer and chron. by date of appointment thereunder. No index. Hdw. on printed ruled form. 100 double pp. (25 used) 11 x 9 x ½.

48. ROLL OF NOTARIES PUBLIC, ETC., 1911--. 1 vol.

Register of notaries public in Saluda County, showing name, office, date of commission, date of qualification, date of recording, by whom appointed, genuine signature, date of expiration of term. Arr. alph. by name of notary and chron. by date of appointment thereunder. No index. Hdw. on printed ruled form. 98 double pp. (25 used) 16½ x 11 x 1.

49. OFFICERS' BONDS - APPEARANCE BONDS, 1897-1922. 107 papers in 1 f. d. and 1 f. b. Title varies: Constables' - Rural Policeman's, Commissioners' Bonds and Commissions.

Miscellaneous original papers chiefly bonds and commissions, including:

i. Surety bonds of: constables, 1897, 1901-3, 1905, 1909; rural policemen, 1913, 1917; cotton weigher, 1913; showing state, county, person bonded, office to which appointed, sureties; amount, date and conditions of bond; witness, signatures of principal and surety; certificate of persons approving bond, oath of office; and, attached to constables' bonds, affidavit of appointment by magistrate;

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ii. Commissions of township assessors, 1916, showing information as in entry 58 iii;

iii. Recognizances and bonds to appear at magistrate's or general sessions court, 1896-1903, 1905-9, showing county, names of parties, clerk of court or magistrate, amount and condition of bond, witnesses, date filed; proof by sureties, by whom, before whom, date proved; endorsed with names of county, parties, the accused, character of paper, and date recorded;

Also common pleas cases dropped, 1897, 1905, 1907, 1922. Also contains General Sessions - Cases Ended, 1910-13, entry 71; Venire Facias, 1911-12, entry 80. No arr. No index. Hdw. and hdw. on printed form. F. d., 4 x 4 x 10; f. b., $4\frac{1}{2}$ x 4 x 10.

For rural police reports, see entry 50; for other township assessors' commissions, see entry 58 iii; for other constable's bonds, see entry 58 iv; for other common pleas cases dropped, see entry 92.

## Rural Police Reports

50. COPY OF RURAL POLICE REPORTS FOR SUPERVISOR'S OFFICE, 1914-15, 1917-18. 166 reports in 2 f. d.

Carbon copies of weekly reports on activities, made by rural police to county supervisor, showing name of policeman, date of report, daily schedule of work done, including points visited, miles traveled, hours on duty, arrests made, crime charged, remarks, and totals; by whom, before whom, and date certified; endorsed with name of policeman, week ending date, date filed by clerk, and signature of clerk. No obvious arr. No index. Hdw. and typed on printed form. 4 x 4 x 10.

For rural police bonds, 1913, 1917, see entry 49.

## Professional Registrations

51. REGISTER OF PHYSICIANS AND SURGEONS, 1892--. 1 vol. No recording 1922--.

Credentials and record of registered physicians and surgeons, 1892-1921; embalmers, 1914; oculists, 1915-21; opticians and optometrists, 1917; showing name, date of filing, residence, place of birth; practicing, kind of practice; authority for practicing, diploma or license; date issued, by whom granted, before whom verified by oath or affirmation; also three original certificates as to registry from clerks of other counties, 1896. Arr. alph. by name of licentiate, and thereunder chron. by date filed. No index. Hdw. on printed ruled form. 100 double pp. (25 used) 16 x 11 x 1.

## Business Registrations
(See also entries 37-39)

52. SALUDA MOTOR CAR LICENSE RECORD (Establishments other than Corporations), July 1918--. 1 vol. Last entry Sept. 1919.

Register of unincorporated business establishments, showing date recorded,

name and location of establishment, names and addresses of owners or partners, whether retired (no entry), and remarks. Arr. alph. by name of establishment and thereunder chron. by date recorded. No index. Hdw. on ruled form. 159 double pp. (25 used) 16 x 10½ x 2.

## Licenses

53. MOTOR LICENSES (Vendors), 1937--. 1 vol.
A book designed and used originally for automobile license stub records (which were removed) and now a stub record of licenses issued by clerk of court to vendors using trucks and cars, showing serial number of license, to whom issued, address, name of vehicle, date issued, fee, and date received. Arr. numer. by license no., and chron. by date issued. No index. Hdw. on printed form. 250 pp. 9 x 13½ x 1.

## Military Records
(See also entry 249)

54. SOLDIERS DISCHARGE RECORD WORLD WAR, 1919--. 1 vol.
Transcripts of honorable discharges from army, 1918-19, and all branches of service, 1919--, of men from Saluda County, showing name, number, rank, company, arm of service, reason, birth place, occupation, personal description, date of discharge, name and rank of commanding officer granting discharge; also of enlistment record, showing name, grade, date enlisted, place of enlistment, where serving, prior service, non-commissioned officer, marksmanship, gunner qualification or rating, horsemanship, battles, engagements, skirmishes, expeditions; knowledge of vocation, wounds received in service, physical condition when discharged, dates typhoid and paratyphoid prophylaxis completed, marital status, character, remarks; transcribed signatures of enlisted man and commanding officer, dates filed, and recorded; also discharge from draft and certificates in lieu of lost or destroyed records, 1919-36. Arr. chron. by date recorded. Indexed by name of veteran. Hdw. on printed form. 734 pp. (117 used) 18 x 11½ x 2.

55. ENROLLMENT BOOK CONFEDERATE VETERANS, 1908. 5 vols. Subtitled by no. or name of twp.
Record of enrollment of Confederate veterans, showing for each, township enrollment book reference (no entry), name of veteran, company, regiment, brigade, arm of service, whether cavalry, infantry or artillery, whether volunteer or militiaman, rank, age; if dead, where and whether of wounds or disease, close of service, whether discharged or surrendered, remarks. No arr. No index. Hdw. on printed ruled form. 20 pp. (5 used) 17 x 14 x 1/8.
For pension record, see entry 56.

56. PENSIONS & CORRESPONDENCE, 1909-15. 2 f. d. and 1 f. b. (1 f. d. unlabeled, 1 f. b. and 1 f. d. labeled by contained dates).
Title varies: Pension Vouchers; 1 f. d. has no title.
Miscellaneous papers and letters relating to Confederate pensions:

i. Approved pension roll of Confederate veterans, showing year, name and class of pensioner, schedule of payments by class;
ii. Clerk's record of payments, showing check number; class, name and address of pensioner; amount of pension; signatures of persons receiving pension; date paid;
iii. Canceled checks, showing date, payee and amount, signature of clerk;
iv. Correspondence relative to veterans and checks;
v. Receipts from state treasurer to clerk for pension refunds, showing date, to whom, by whom, purpose, signature of state treasurer.

Arr. chron. by year. No index. Hdw., typed, and hdw. on printed form. F. d., 4 x 4 x 10; f. b., $4\frac{1}{2}$ x 4 x 10.

For enrollment book, see entry 55; for other pension records, see entries 138-140.

## Alcoholic Liquor Records
(See also entries 141-142)

57. SOUTHERN EXPRESS REPORTS AND LIQUOR PERMITS, 1917-19. 1 f. b. Permit, 1917-18, also in Common Pleas Cases Dropped and Miscellaneous Papers, entry 92.

Express agent's duplicate weekly verified report to clerk on alcoholic liquors delivered, showing town, state, county, name and post office address of consignee, date, kind and amount delivered, agent's receipt and verification for delivery, date filed, signature of clerk of court; also attached original and carbon canceled permits for purchase of whiskey under "quart a month" law, showing authorization by probate judge, place of delivery, date of issue, number of permit, signature of probate judge, date canceled or received at express office. Arr. chron. by date filed. No index. Hdw. on printed form. $10\frac{1}{2}$ x 5 x $13\frac{1}{2}$.

## Voters and Elections
(See also entry 198)

58. OATHS OF MANAGERS OF ELECTION, 1910-18. 218 papers in 3 f. d. and 1 f. b. Oaths, 1904-5, 1908 and expense accounts, 1920 in Reports of Superintendent of Education and County Treasurer, Election Matters, entry 74; Oaths, 1913-16, 1924, bonds and appointments, 1899, 1912-15 in Common Pleas Cases Dropped and Miscellaneous Papers, entry 92.

Original oaths of township commissioners and managers, clerks, and commissioners of election, 1910-11, showing name and address of office, office to which elected, date of oath, date notarized, signature of notary, date filed, and signature of clerk of court; also

i. Original pledges of candidates for county offices, 1918, to use no liquor in campaign, to file itemized sworn statement of campaign expenses prior to primary, and of additional campaign expenses

after primary, showing name of candidate, name of office, signature of candidate, date notarized and signature of notary;

ii. Original itemized statement of campaign expenditures of candidates, 1912-18, made before and after primary, showing names of state, county, candidate; items expended, total, date sworn before clerk of court, and clerk's signature;

iii. Original township assessors' commissions, 1911, showing signatures of governor and secretary of state; names of assessors, township to which appointed, county, date filed, and signature of clerk of court;

iv. Constable's bonds, 1911, showing information as in entry 49 i.

No arr. No index. Hdw. on typed and printed form. F. d., 4 x 4 x 10; f. b., 4½ x 4 x 10.

For other township assessors' commissions, see entry 49 ii; for other constable's bonds, see entry 49 i.

59. (COUNTY CLUB ROLLS), 1920, 1924, 1926. 3 vols.

Copies of Democratic Club Roll, entry 60, showing for each precinct, date, name of member, names of witnesses, age, occupation, address and certification as to correctness by chairman. Arr. alph. by name of member under precinct. No index. Typed. 100 pp. 13 x 9 x ½.

60. DEMOCRATIC CLUB ROLL (Precinct), 1914-38. 144 vols. Subtitled by name of precinct.

Original and certified copies of enrollment of Democratic Party club members, showing date, signature or name of member, witness if applicant cannot write, age, occupation and address. Arr. alph. by name of member. No index. Hdw. on printed ruled form. 12 to 52 pp. 16 x 11 x 1/8 to 17 x 14 x 1/8.

61. REGISTRATION BOOK (County), 1896, 1908, 1918, 1928, 1933, 1938. 9 vols.

Record of electors registered in county, made up from Registration Books (Precinct), entry 62, showing certificate number, name of elector, age, place of residence, and remarks. Arr. alph. by name of elector, 1896, 1918; alph. by name of elector under precinct, 1908; numer. by registration certificate no., 1928, 1933, 1938. No index. Hdw. on ruled and printed ruled forms. 16 to 100 pp. 11½ x 5 x ¼ to 17 x 14 x 3.

62. REGISTRATION BOOKS (Precinct), 1896, 1906, 1908, 1918, 1926, 1928, 1938. 221 vols. Subtitled by name of precinct.

Record of electors registered in each precinct, from which are compiled Registration Book (County), entry 61, showing certificate number, name, age, address, and remarks. Arr. by certificate no. No index. Hdw. on printed ruled form. 16 pp. 14 x 14 x ¼.

63. (REGISTRATION CERTIFICATE STUBS), 1896--. 37 vols. (24 unlabeled, 1, 2, 4-14).

Stubs of registration certificates, showing serial number, date, county, township, election precinct, name of elector, age, occupation (no entry), residence (no entry), duration of residence (no entry), naturalized (no

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entry). Arr. by certificate no. No index. Hdw. on printed form. 200 pp. 8½ x 11 x ¼.

## Vital Statistics

64. BIRTHS, 1915--. 8 vols. (1-8).
Duplicate birth certificates filed with clerk of court by local registrars as required by state board of health, showing registrar's district number, registered number of local registrar, file number for state registrar, place of birth, full name and sex of child; if plural birth whether twins, triplets or other, whether premature; if parents married; date of birth, full name, residence, race, age and birthplace, and profession of father and mother; number of other children; if stillbirth, cause; certificates of attending physician or midwife and of local registrar. Arr. alph. by surname under year. For index see entry 65. Hdw. on standard U. S. printed form. 1,284 loose-leaf pp. 7½ x 9 x 5.

65. INDEX TO BIRTHS, 1915--. 1 vol.
Index to Births, entry 64, showing year, name of child, date, sex, race, volume, page, father's name. Arr. alph. by name of child, and chron. by date recorded thereunder. Hdw. on printed ruled form. 600 pp. 19 x 12 x 3.

66. INDEX TO BIRTHS PRIOR TO 1915 (Record), 1939--. 1 vol.
Record of births of Saluda County prior to 1915, compiled in 1939 from Bible record, affidavits, certified copy of birth certificate, church records, hospital record, school record, tax record, showing name, date of birth; parents' name, age; nationality (no entry); race; proof of record (no entry); date indexed; roll number (no entry). Arr. alph. by name of person registered. Hdw. on printed ruled form. 104 double pp. (2 used) 16½ x 11 x 1.

67. DEATHS, 1915--. 4 vols. (1-4).
Duplicate death certificates filed with the clerk of court by local registrars as required by state board of health, showing registration district number, registered number (for use of local registrar), file number for state registrar; place of death, full name, sex, race, marital status, date of birth, age, occupation of deceased; name and birthplace of parents; name and address of informant; place of burial; name of undertaker; date filed; medical certificate of attending physician. Arr. alph. by surname of deceased under year. For index see entry 68. Hdw. on standard U. S. printed form. 1,121 loose-leaf pp. 7½ x 9 x 5.

68. INDEX TO DEATHS, 1915--. 1 vol.
Index to Deaths, entry 67, showing year of record, name, date of death, sex, race, volume, page, father's name. Arr. alph. by family name of deceased and chron. by year thereunder. Hdw. on printed ruled form. 600 pp. 19 x 12 x 3.

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(Next entry 69, p. 52)

## VII. CIRCUIT COURT OF GENERAL SESSIONS

The state circuit courts are the criminal court of general sessions and the civil court of common pleas. As circuit courts of South Carolina these ancient English institutions date from 1769 (J. F. Grimké, Public Laws..., Phila., 1790, pp. 268-75). In Saluda County they began to hold sessions in 1896 (Stat. XXII, 248-54; The State, Dec. 11, 1896, p. 8).

Saluda County is a unit of the eleventh (Code 50) of the fourteen judicial circuits of the state, each having a resident judge and a solicitor. The judge is a constitutional state officer. To be eligible he must be a citizen of the United States and of this state; have attained the age of twenty-six; have been a licensed attorney for at least five years; and a resident of this state for five years next preceding his election. He is elected by the general assembly for a term of four years. (Const. 1895, art. V, 10, 13.) He qualifies by taking the oath required by the state constitution (Code 72). He receives an annual salary of $6,750 (1935, Stat. XXXIX, 88); he is not allowed any fees or perquisites of office; nor may he hold any other office of trust or profit under this state, the United States, or any other power (Const. 1895, art. V, 9). The general assembly may remove a judge for neglect or other cause (Code 42). In case of a vacancy, the chief justice of the state supreme court may assign any disengaged circuit judge to hold the courts of the circuit where the vacancy exists; but if such a judge is not available, the governor commissions a special judge upon recommendation of the chief justice (Code 44). The judge may hold court in any county; he determines the issue, and is responsible for the law in each case, explaining its applications in his charge to the petit jury when it considers the facts brought out in the trial (Const. 1895, art. V, 14, 26; Code 38, 39).

The court of general sessions has jurisdiction in all criminal cases except those in which exclusive jurisdiction may have been delegated to inferior courts, in which cases it has appellate jurisdiction. It also has "concurrent jurisdiction with, as well as appellate jurisdiction from, the inferior Courts in all cases of riot, assault and battery, and larceny." It must sit in each county at least twice a year, at such times and places as directed by the general assembly. After the grand jury has returned a true bill, the accused is tried before a petit jury of twelve men. The case is prosecuted in the name of the state by the circuit solicitor, who brings out if possible, the facts in the case. (Const. 1895, art. V, 18, 22, 29.)

The principal records are the original papers of record in each case, which are assembled in a package, numbered and filed as a "roll", according to immemorial practice and terminology of the court. Coroners' inquisitions (1839, Stat. XI, 53; Code 3564), magistrates' returns (1836, Stat. VI, 552; Code 944), appeals (1880, Stat. XVII, 493; Code 1026), recognizances (1839, Stat. XI, 73; Code 1075, 1090), and sheriffs' returns (1839, Stat. XI, 73; Code 3585) are among the other papers filed. The principal volumes are the sessions index, the dockets, the court journal, and the record of fines and forfeitures, which are standardized records (1839, Stat. XI, 71-73; Code

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3586). Record of pardons has been required since 1896 (Stat. XXII, 122; Code 3586), and of persons tried for crime was added in 1900 (Stat. XXIII, 442; Code 3586). The records of this state court always remain in the courthouse of the county to which they pertain, in the custody of the clerk of court.

## Sessions Cases

69. GENERAL SESSIONS ROLL, 1897--. 1,305 rolls in 9 f. d. and 29 f. b. (labeled by contained roll nos.; 1 f. d. unlabeled). Title varies: Rolls - Grand Jury Reports; 3 f. d. and 3 f. b. have no title.

Original papers in criminal cases brought to trial, including arrest warrants, affidavits, subpoenas, bonds, indictments, proceedings in bail, general and special court orders, testimony, verdicts, sentences; also, in cases appealed, proceedings from lower courts, judgments and opinions of supreme court; papers relating to one case filed together as a roll, each endorsed with roll number, county, court, term, name of defendant, verdict, date, cause, names of solicitor and foreman of grand jury. Also contains Sessions, entry 73; Reports of Superintendent of Education and County Treasurer, Election Matters, 1912, entry 74 i, ii; Venire Facias, 1897-1935, entry 80. Arr. by roll no. and by term of court. For index, see entry 70. Hdw., typed, and hdw. and typed on printed and printed ruled forms. F. d., 10½ x 5 x 13½; f. b., 4½ x 4 x 10.

For supervisor's copies of pardons, see entry 12 vi; for other pardons, see entry 71; for record of pardons, see entry 79; for other sessions papers, see entries 41, 92, 95; for other indictments, see entry 96.

70. SESSIONS INDEX, May 1897--. 1 vol.

Index to General Sessions Roll, entry 69, showing name of defendant, offense charged, disposition of case, term when ended, and file (roll) number. Arr. alph. by name of defendant and chron. by date of trial thereunder. Hdw. on printed ruled form. 400 pp. 14 x 9 x 1½.

71. GENERAL SESSIONS - CASES ENDED, 1902--. 750 papers in 4 f. d. Title varies: Criminal Indictment, Warrants, Orders, Etc.; General Sessions, Miscellaneous Papers G(rand) J(ury) Reports; Inq(uisition) Papers, Etc.; Bond Issues. 1905-8 also in Sessions, entry 73; 1908-10, 1912-14, 1919, 1922-23, 1925-26, 1928-36 also in Common Pleas Cases Dropped and Miscellaneous Papers, entry 92; 1910-13 also in Officers' Bonds - Appearance Bonds, entry 49.

Miscellaneous original papers, 1902, 1907, 1912--, of magistrates' and general sessions' courts, in criminal cases which have ended or been dropped for various reasons; also

i. Duplicate annual reports of clerk of court to solicitor and attorney general on crime, 1922-24, showing name of county, name of solicitor, term of court, date, number of circuit, name of person tried, race, sex, age, verdict, and statistical summaries of number of

For abbreviations and explanatory notes see pages 20-22

persons tried, disposition of case; no bill, discontinued, not guilty, guilty; grand total; signature of clerk;

ii. Original papers for common pleas cases dropped, as in entry 92. Also contains Coroner's Records, 1912, 1921-27, 1930-35, entry 72; Sessions, 1911, 1914, 1917-18, 1920-21, 1930-31, 1935, entry 73; Venire Facias, 1932, entry 80; certified copies of public bond issues 1930 in Master's Final Reports of Sales & Roll of Public Bond Issues, entry 105. No arr. No index. Hdw., typed, and hdw. and typed on printed form. 10½ x 5 x 13½.

For other copies of pardons, see entries 12 vi, 69; for record of pardons, see entry 79; for other clerk's report on crime, see entry 92.

72. CORONER'S RECORDS, 1937--. 18 inquisitions in 1 f. d. 1898 in (Miscellaneous Papers), entry 148; 1903 also in Sessions, entry 73; 1912, 1921-27, 1930-35 also in General Sessions - Cases Ended, entry 71; 1917, 1922 also in Lis Pendens, entry 96.

Original inquisitions, including testimony of witnesses, verdict of jury, doctor's certificate of death, recognizance, commitment, showing state, county, date of inquest, names of jurors and witnesses, bond or commitment, place of inquest, persons concerned, and signature of coroner; all papers relating to an inquest are filed together and endorsed with name of county, name of deceased, date of inquest, commitment, etc., character of paper, date and place of entry, and signature of coroner. No arr. No index. Hdw., typed, hdw. on printed and typed forms. 10½ x 5 x 13½.

For other inquisitions, see entries 41, 158; for record of inquests, see entry 161.

## Reports

73. SESSIONS, 1903, 1905-8, 1937--. 90 papers in 1 f. b. and 1 sec. of a triple f. d. Title varies: Grand Jury Reports, Venires, Etc. 1897-- also in General Sessions Roll, entry 69; 1911, 1914, 1917-18, 1920-21, 1930-31, 1935 in General Sessions - Cases Ended, entry 71; 1911, 1919-20 in Common Pleas Cases Dropped and Miscellaneous Papers, entry 92.

Original presentments, 1937--; also reports and recommendations of grand jury, 1908, to court of general sessions on poor farm, jail, county home, roads, county offices and records, showing name of presiding judge, term of court, and signature of foreman, endorsed with character of paper, and date of report; also pardons, recognizances, court orders, request for jury leave, and preliminary criminal process papers. Also contains General Sessions - Cases Ended, 1905-8, entry 71; Coroner's Records, 1903, entry 72; Venire Facias, 1903, 1905-7, entry 80. Arr. approx. chron. by term of court. No index. Hdw., and hdw. and typed on printed form. F. b., 4¼ x 4½ x 10; sec., 11 x 5½ x 26.

For record of reports, see entry 77.

74. REPORTS OF SUPERINTENDENT OF EDUCATION AND COUNTY TREASURER, ELECTION MATTERS, 1900-1929. 146 papers in 1 f. d. 1912 i, ii in General Sessions Roll, entry 69; 1922 ii in Lis Pendens, entry 96.

Original annual reports of county officers to the court of general sessions, including:

i. From superintendent of education on receipts and disbursements of county board and school district funds, 1911, 1914-19, 1929, showing for county board fund: name of payee, amount of payment; for school district funds under school district: number of claim, name of payee, amount of payment; total disbursements for each and total for year;

ii. From county treasurer on receipts and disbursements of all school and county funds, 1911-12, 1914-21, 1925-26, 1929, 1931, showing number of warrant, name of payee, amount of payment, grand total of disbursement of each fund, treasurer's certification and signature, date signed by notary, date filed and clerk's signature; also

iii. Statement and returns on county elections, 1900, 1902-3, 1908, 1912, 1914, from county board of canvassers to clerk of court, showing state, county, date of election, total number votes cast, names of offices for which votes cast, total number cast for each office, number for each candidate, date filed in clerk's office.

Also contains campaign expense accounts, 1920, and oaths, 1904-5, 1908 in Oaths of Managers of Election, entry 59. No arr. No index. Hdw. on printed form. $10\frac{1}{2}$ x 5 x $13\frac{1}{2}$.

For other election returns, see entry 41.

## Court Procedure

75. SESSION'S DOCKET, May 1897--. 2 vols.
Calendar of cases docketed for trial, showing term number, names of plaintiff (state) and defendant, causes, names of plaintiff's attorney (solicitor) and defendant's, remarks last term, event of suit, and 1924--, statement of presiding judge of adjournment of court. Arr. by cause no. under term of court. No index. Hdw. on printed ruled form. 201 and 420 double pp. $18\frac{1}{2}$ x 12 x $1\frac{1}{2}$ to 2.

76. CONTINGENT DOCKET, 1897--. 1 vol. Subtitled by clerk's name.
Calendar of cases which have been taken off the sessions docket because of absence of defendant or witness or other reasons, but which may be brought to trial at discretion of solicitor, showing term, cause number, term number, names of plaintiff (state) and defendant, cause of action, names of plaintiff's and defendant's attorneys, order of last court, event of suit; also one bench warrant, 1907, attached. Arr. by cause no. under term of court. No index. Hdw. on printed ruled form. 199 double pp. $16\frac{1}{2}$ x 11 x $1\frac{1}{2}$.

77. GENERAL SESSIONS JOURNAL, Dec. 7, 1896--. 2 vols. (1, 2)
Record of proceedings of court of general sessions, showing date and time of meeting; names of presiding judge, grand and petit jurors, and jurors excused; presentments and true bills; short statements of each case (defendant, indictment, jury list, names of state witnesses, verdict, sentence, and fines paid); transcripts of reports of grand jurors and special committees to examine county books; orders, notices, and summonses to show cause, commission of judges, and clerk. Arr. chron, by date of meeting. For index, 1896-

1918, see entry 78; no index, 1919--. Hdw. and typed; general orders, hdw. on printed form, pasted. 600 to 800 pp. 16½ x 11½ x 2 to 18½ x 12 x 3.
For original reports of grand jurors, see entry 73.

78. INDEX TO GENERAL SESSIONS JOURNAL, Dec. 7, 1896-1918. 1 vol.
Subtitled by clerk's name.
Index to General Sessions Journal, entry 77, showing name of defendant, numbers of book, page and roll; and term of court. Arr. alph. by name of defendant and chron. by term of court thereunder. Hdw. on ruled form. 500 pp. 21½ x 6 x 2.

## Pardons

79. (RECORD OF PARDONS), 1901--. 1 vol. Last entry 1934.
Record of pardons, paroles and commuted sentences granted by the governor to persons convicted in Saluda County, showing name of convict, dates of conviction and pardon, offense for which convicted, and reference to sessions roll number of original papers. Arr. alph. by name of convict and chron. by date of pardon, parole or commutation thereunder. No index. Hdw. on printed ruled form. 100 double pp. (15 used) 14 x 9 x ½.
For copies of pardons, see entries 12 vi, 69, 71.

## Jurors and Court Costs

80. VENIRE FACIAS, 1920-32, 1936--. 143 writs and 47 sealed envelopes in 1 f. d. 1897-1935 in General Sessions Roll, entry 69; 1903, 1905-7 also in Sessions, entry 73; 1909-15, 1917-20, 1926-28 also in Common Pleas Cases Dropped and Miscellaneous Papers, entry 92; 1911-12 in Officers' bonds - Appearance Bonds, entry 49; 1911, 1913 in Magistrate File Form, entry 95; 1932 also in General Sessions - Cases Ended, entry 71.
Writs sent by clerk to sheriff, requiring jury commissioners to draw jurors for general session and common pleas courts and to annex list of panel to writ, showing county, state, names of commissioners, number and kinds of jurors to be summoned, kind of court, date, place, date signed by clerk; panel of jurors, commissioners' certificate; sheriff's returns (no entry); endorsed with county, character of paper, name and term of court, number of jurors; also jury tickets, 1936--. Arr. chron. by term of court. No index. Hdw. on printed form, 10½ x 5 x 13½.
For other venires, see entry 41; for other juror tickets, see entries 92, 96.

81. JURY PAY ROLL, May 1897--. 2 vols. Last entry 1916.
List of persons to be paid for court duty, compiled by clerk after each term of circuit courts, showing date of term; pay bill number; name and kind of payee; number of days served, amount; miles traveled, amount; remarks, and recapitulation at close of term. Arr. chron. by term of court; numer. by pay bill no.; and numer. by pay bill no. under week of term. No index. Hdw. on printed ruled form. 200 pp. 14 x 9 x 1.

82. JUROR'S PAY BILLS (Stubs), 1901-10, 1914-17, 1922-30, 1935--. 9 vols. (6 unlabeled, 3 labeled by contained stub nos.).
Stubs of jurors' pay bills, showing state, county, date, number of stub; name and kind of juror; defendant and crime; number days served, number miles traveled, amount due, signatures of presiding judge and clerk of court. Arr. numer. by stub no. and thereunder chron. by term of court. No index. Hdw. on printed form. 125 to 250 pp. 17 x 14 x 1 to 1½.
For pay bills, see entry 12 viii.

83. WITNESS PAY BILLS (Stubs), 1898-1901, 1903-9, 1916--. 8 vols. (7 unlabeled, 1 labeled by contained stub nos.).
Stubs of witnesses' pay bills, showing state, county, date, number of pay bill, names of clerk of court and witness, name of defendant and crime charged, number of days served and number of miles traveled, amount due, and signatures of presiding judge and clerk of court. Arr. numer. by stub no. and thereunder chron. by term of court. No index. Hdw. on printed form. 250 pp. 17 x 14 x 1½.
For pay bills, see entry 12 viii.

Collections

84. FINES AND FORFEITURES, 1897--. 1 vol.
Record of clerk's collections from licenses, fees, forfeited bonds, fines for disorderly conduct or other violations of law, showing name, cause of fine, when fined, by whom fined, amount of fine, to whom due; when, by whom or why not collected, when paid over, to whom paid; also includes memorandum of fines received by county treasurer from clerk, and original receipts from treasurer. Also contains Record (Forfeited Weapons), 1917--, entry 85. Arr. chron. by date of fine or license. No index. Hdw. on printed ruled form; receipts attached. 199 double pp. (12 used) 16 x 11 x 2.

85. RECORD (Forfeited Weapons), 1913-16. 1 vol. Subtitled: Acts 1913. 1917-- in Fines and Forfeitures, entry 84.
Record of weapons forfeited to the state, showing date received, from whom received, by whom forfeited, make, caliber, number, date sold, to whom sold, amount received. Arr. chron. by date received. No index. Hdw. on ruled form. 100 pp. (1 used) 12½ x 8 x ¼.

## VIII. CIRCUIT SOLICITOR

The circuit solicitor in South Carolina dates from 1769, when the attorney general was authorized to appoint deputies (Grimké, Public Laws, pp. 268-73). Saluda County is served by the solicitor of the eleventh circuit (Code 50), a constitutional "officer of the executive department" (Const. 1895, art. V, 29; Code I, 1083, citing State v. Singleton, 84 S. E. 989) of the state government. To be eligible a candidate must be a registered attorney of the

state and a qualified elector of his circuit. He is elected by the voters of his circuit for a term of four years. (Const. 1895, art. IV, 29.) He was required to give a $5,000 bond approved by the comptroller general (Stat. V, 353, 723; Code 3125), until this was abolished in 1936 (Stat. XXXIX, 1456). He takes the oaths prescribed for other state officials (Code 3042). The solicitor receives an annual salary of $2,400 (Code 3127) and per diem for actual service during sessions of the general assembly (Code 2060, 3128; Stat. XLI, 662). Should the solicitor cease to reside in his circuit, the office becomes vacant. All vacancies, by death, resignation or otherwise, are filled for the unexpired term by the governor upon recommendation of the senate. (1876, Stat. XVI, 152; Code 3125.)

The primary duty of the solicitor is to prosecute offenses against the peace and dignity of the state (Code 3126). He must also defend the rights of the state in all cases wherein its rights may be involved (Stat. V, 571; Code 3132); give counsel and advice to the governor and other state officers in matters of public concern; assist the attorney general in all suits or prosecutions in behalf of the state; and attend the sessions of the legislature to draft and engross the bills and acts. (Stat. VII, 274; V, 571; Code 2060.) Prior to each term of the court of general sessions, the solicitor prepares indictments for submission to the grand jury. Whenever duty does not require him to prosecute, the solicitor enjoys full liberty to defend any prisoner (1791, Stat. VII, 275; Code 3126). In the event of his failure to attend court, the court may appoint pro tem a member of the bar in his place (Const. 1895, art. V, 29). The attorney general at his discretion may be present at any trial and take over the management of the prosecution (1868, Stat. XIV, 88; Code 3116). Each solicitor is required to examine into and report upon the condition of county offices in his circuit (Stat. VI, 577; Code 3131).

There are no required records for this office.

## IX. GRAND JURY

The grand jury is an ancient English institution which came to South Carolina with the common law. Although grand jurors are not county officers (Code 973, note), the grand jury is drawn in each county every year as an essential part of the state court of general sessions. Under the jury law in effect when Saluda County came into existence, the jury list may include only qualified electors between the ages of twenty-one and sixty-five, of good moral character, sound judgment, free from all legal exceptions, and in the ratio of one to three of the total number in the county (Const. 1895, art. V, 22; Stat. XXIII, 1066; Code 608). All names on the list are written on uniform slips of paper, which are folded and placed in the jury box. Drawings are public, in the office of the clerk of court, after ten days' notice of the place, date and hour (Code 611). The clerk of court then issues writs of venire facias to the sheriff to summon the persons whose names have been drawn. Grand jurors are drawn, summoned,

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and returned in the same manner as trial jurors, and if they are drawn at the same time, the first twelve are returned as grand jurors (Stat. XIV, 694; Code 976). To these are added six drawn from the grand jury of the preceding year, provided that no one may serve more than two consecutive years (Code 973, 976). Members take the constitutional oath (Code 3042). Compensation in Saluda County is two dollars a day, and mileage at the rate of five cents a mile (Stat. XXXVIII, 111).

Except as an adjunct to the court of general sessions, the grand jury has lost much of its ancient importance, but its powers are latent rather than atrophied. No person may be tried for crime beyond the jurisdiction of a magistrate except upon presentment or indictment of the grand jury of the county where the crime was committed (Const. 1895, art. I, 17). The principal duty of the grand jury is to pass bills upon of indictment prepared by the circuit solicitor (Code 995). These it endorses as "true bill" or "no bill", according to the evidence available. The grand jury is also charged with the important duties of investigating conditions in the jail, county offices and institutions, and of recommending needed improvements (Stat. XX, 349). The foreman is still required to witness the annual settlement of financial officers (Code 2839). Upon the written request of the grand jury, the accounts of Saluda County financial offices may be audited by the state bank examiner's office (Code 7846), provided that its regular duties permit.

The grand jury is not required to keep records apart from the court of general sessions. Presentments of the grand jury are made in an advisory capacity, and may or may not result in improved conditions; they are entered upon the sessions journal, entry 77. Indictments of the grand jury are made in a mandatory capacity and bring the accused to trial; they are filed in sessions rolls, entry 69. Pay bills for grand jurors are issued by the clerk of court, entry 82. Quarterly reports of the highway commission in 1920 (infra, p. 35) and annual reports in 1923 (infra, p. 35), were filed with the clerk of court for the grand jury.

## X. BOARD OF JURY COMMISSIONERS

The first board of jury commissioners in South Carolina was created in 1871 (Stat. XIV, 690). In 1893 a new board of jury commissioners was created, composed ex officio of the auditor, the treasurer, and clerk of court (Stat. XXI, 524). This plan was in effect when Saluda County was established in 1896 (Stat. XXII, 248-54). Under the present jury law of 1902, vacancies at the time for preparing the lists or for drawing jurors should be filled ex officio by the county superintendent of education, the sheriff, or an appointee of the presiding judge, in the order named (Stat. XXIII, 1066; Code 607, 622). The board serves without compensation (Code 624).

The jury box, which is supplied by the board of county commissioners, is in the custody of the clerk of court. The box when closed is without

apertures, and is kept locked with three different locks. Each member of the board has one key, each for a different lock, so that all three members must be present to open the box. Inside of the jury box is kept a tales box, containing the names of not less than one hundred nor more than four hundred men living within five miles of the courthouse, who are qualified to serve as jurors. From the tales box deficiencies may be supplied when necessary during sessions of court. (Stat. XXIII, 1066-67; Code 608, 609.)

From 1896 until 1902 the duty of preparing the jury list was performed by the county commissioners (Stat. XXI, 524; XXIII, 1066). At present the duties of the jury commissioners are (1) to prepare annually in December the jury list; (2) to place the names on ballots in the jury box; (3) to give ten days' notice of the place, date and hour of the drawing of the names from the jury box; (4) to see that all drawings are held in public; (5) to destroy any ballots which may be drawn containing names of electors who have died, moved away, who are not within the legal age limits, or who are not deemed mentally and morally fit. (Stat. XXIII, 1066-71; Code 608-11.)

This is not a records office. For venires, see entry 80.

## XI. CIRCUIT COURT OF COMMON PLEAS

Like its counterpart the court of general sessions, the court of common pleas as a circuit court of South Carolina dates from 1769 (Grimké, Public Laws, p. 269). It was authorized in 1896 to hold sessions in Saluda County, which is now a unit of the eleventh circuit (Code 50).

Exclusively for civil cases, the court of common pleas, subject to appeal to the state supreme court, has original jurisdiction to issue writs or orders of injunction, mandamus, habeas corpus, and such others as may be necessary to make its powers effective. It has equity jurisdiction, and hears cases involving title to land and partition. When holding sessions in Saluda County, the court has coordinate jurisdiction with "any other like court of any other county except as to territorial jurisdiction." Through constitutional jurisdiction in all civil cases, the court of common pleas has concurrent jurisdiction with the probate court; and, if one should ever be established in Saluda County, with the county court. It also has jurisdiction to declare void marriages prohibited by statute; and in cases of claims for damages for lynching. It has appellate jurisdiction in cases from inferior courts, except those for which the general assembly may provide appeal direct to the supreme court. (Const. 1868, art. IV, 16; 1895, art. V, 15; Stat. XVII, 982; Code 8827 and notes I, 1068-69.) Like the court of general sessions, it is among the courts capable of jurisdiction in naturalization (U. S. Code 1934, title 8, sec. 357); but there is no evidence that this jurisdiction has been exercised by the court in Saluda.

The court records were already standardized when Saluda County was organized. The principal records are the judgment rolls or original papers

of record in each case, abstracts of judgments, the direct and cross indexes of judgments, pleadings and judgments, confessions of judgment, the rules book, lis pendens notices and file book, the calendars, and the court journal (Stat. XI, 71-73; XIV, 455; Code 432, 3586). The record of estrays, although nominally required (Code 3586), is not in use. Other required volumes are the book of orders appointing receivers of judgment debtors (Civil Code 1870 in Stat. XIV, 494; Code 3586) and index to undertakings (second rule of circuit courts, Code I, 1241). Other original papers filed include undertaking bonds (Civil Code 1870 in Stat. XIV, 521), accounts of derelict estates (1873, Stat. XV, 414; Code 8980), reports and records of the judge of probate as public guardian (1880, Stat. XVII, 464; Code 8627, 8630), master's reports (sixteenth rule of circuit courts, Code I, 1246), petitions for adoptions (Stat. XXI, p. 79; Code 8679), and papers for proceedings in partition (Stat. VII, 294; Code 8827) and homestead (Const. 1868, art. II, 32; Stat. XIV, 19-20; Code 9093, 9094).

The records of this state court always remain in the courthouse of the county to which they pertain, in the custody of the clerk of court.

## Judgments

86. COMMON PLEAS ROLL, 1897--. 2,436 rolls in 64 f. d. (labeled by contained roll nos.). Title varies: Judgment Roll; 15 f. d. have no title.

Original papers in civil causes in which judgment has been signed, including summonses, complaints, answers, demurrers, writs, affidavits, acceptances of service; notices, general orders, rules, testimony, and exhibits such as accounts, deeds, mortgages, notes and correspondence; bills of cost, canceled checks; decrees, orders, and judgments by verdict, default, confession, transcripts of settlement out of court; reports of master, 1897-1909, and special referee, 1909-14, on sales and references. Arr. numer. by roll no. For indexes, see entries 88-91. Typed and hdw. on typed and printed forms. 10½ x 5 x 13½.

For other master's and referee's reports, see entries 92, 105, 110.

87. (ABSTRACTS OF JUDGMENTS), Dec. 14, 1896--. 1 vol.

Abstracts of judgments, decrees, and orders of court of common pleas in Saluda,,and of transcripts of judgments from magistates', U. S. district courts, and other common pleas courts, and of settlement by arbitration; showing number of enrollment; names of parties and attorneys, cause of action, date and amount of judgment, date and time of bearing interest, how judgment obtained, costs of attorneys, clerk, sheriff, witnesses, and total, kind of execution, date of issuing, sheriff's return; when renewed and satisfaction. Arr. number. by roll no. For index, see entries 88-91. Hdw. on printed ruled form. 248 double pp. 20 x 14 x 2½.

88. INDEX TO ABSTRACT OF JUDGMENT FOR 1896--, 1 vol.

Cross index to Common Pleas Roll, entry 86, and to (Abstract of Judgments).

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entry 87, showing in whose favor, against whom, roll number, whether canceled or transferred and initials of clerk. Arr. alph. by name of plaintiff, and chron. by date of enrollment thereunder; Cott system, sub-indexed by family name. Hdw. on printed ruled form. 1086 loose-leaf pp. 9½ x 15 x 4.

89. INDEX TO ABSTRACT OF JUDGMENT AGAINST, 1896--. 1 vol.
Direct index to Common Pleas Roll, entry 86, and to (Abstracts of Judgments), entry 87, showing against whom, in whose favor, roll number, whether canceled or transferred, and initials of clerk. Arr. alph. by name of defendant, and chron. by date of enrollment thereunder; Cott system, sub-indexed by family name. Hdw. on printed ruled form. 1,036 loose-leaf pp. 9½ x 15 x 4.

90. DIRECT INDEX TO ABSTRACT JUDGMENTS, 1896-1915. 1 vol. Subtitled by clerk's name.
Discarded index to Common Pleas Roll, entry 86, and to (Abstracts of Judgments), entry 87, showing year, names of plaintiff and defendant, page, and roll number. Arr. alph. by name of plaintiff and chron. by date of enrollment thereunder. Hdw. on ruled form. 506 pp. 21 x 9 x 2.

91. CROSS INDEX TO ABSTRACT JUDGMENTS, 1896-1915. 1 vol. Subtitled by clerk's name.
Discarded index to Common Pleas Roll, entry 86, and to (Abstracts of Judgments), entry 87, showing year, names of defendant and plaintiff, page and roll number. Arr. alph. by name of defendant and chron. by date of enrollment thereunder. Hdw. on ruled form. 500 pp. 21 x 9 x 2.

92. COMMON PLEAS CASES DROPPED AND MISCELLANEOUS PAPERS, 1894--. 5,000 papers in 9 f. d. Title varies: Complaints Dismissed, Orders, Etc.; Miscellaneous Papers.
Miscellaneous papers filed in civil cases not brought to trial; also bonds and warrants of attachment, certified copies of adjudication of bankruptcy; appearance recognizance, masters' and special referees' reports on sales, report of probate judge as public guardian; reports of clerk of court on crime, 1931-32; list of warrants to solicitor, petition and writ of habeas corpus, roster of cases for trial, court orders, transcripts of judgments from supreme court, jury lists and tickets, doctors' certificates, mechanics' liens, 1909, 1913-16, 1920-21, 1928, and correspondence. Also contains Old Deeds, Mortgages, etc., Recorded and Unrecorded Filed Prior to 1909, 1873, 1890, 1896-99, 1901, 1905-13, 1915-16, 1918, 1922, 1924, 1927, 1934, entry 41; permits, 1917-18, in Southern Express Reports and Liquor Permits, entry 57; Oaths of Managers of Election, entry 59; General Sessions - Cases Ended, 1908-10, 1912-14, 1919, 1922-23, 1925-26, 1928-36, entry 71; Sessions, 1911, 1919-20, entry 73; Venire Facias, 1909-15, 1917-20, 1926-28, entry 80; Lis Pendens, 1909, 1913, 1917, 1920-28, 1930, 1933, 1935, entry 96; (Homestead Proceedings), 1914, entry 108. No arr. No index. Hdw., hdw. on printed form, and hdw. and typed on printed ruled form. 4 x 4 x 10 to 10½ x 5 x 13½.

For other cases dropped, see entries 49, 71 ii, 96; for abstracts of mechanics' liens, see entry 31; for other liens, see entry 96; for masters'

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and special referees' reports, see entries 86, 105, 110; for other bankruptcy records, see entries 96, 106, 107; for other jury lists and tickets, see entries 80, 96; for other clerk's reports on crime, see entry 71; for other sessions papers, see entries 41, 69; for other appearance recognizances, see entry 95.

93. PLEADINGS AND JUDGMENTS, Dec. 14, 1896--. 7 vols. (1-7). Title varies: Deeds and Mortgages.

Transcripts of summonses, complaints, petitions, affidavits, answers and demurrers, masters' reports on sales and references, proceedings in partition of real estate, and arbitration. Also contains Lis Pendens, 1897-1927, entry 97. Arr. chron. by date recorded and numer. by roll no. For index, 1896-1918, see entry 94; no index, 1919--. Hdw. and typed. 868 to 2,920 pp. 19 x 12 x 2½ to 3½.

For original lis pendens notices, see entry 96.

94. INDEX TO PLEADINGS & JUDGMENTS, Dec. 14, 1896-Feb. 1918. 1 vol. Subtitled by clerk's name.

Index to Pleadings and Judgments, entry 93, showing names of plaintiff and defendant, page, roll number and book. Arr. alph. by name of plaintiff and chron. by date of judgment thereunder. Hdw. on ruled form. 500 pp. 21 x 9 x 2.

95. MAGISTRATE FILE FORM, 1907-38. 94 papers in 2 f. d. 1 f. d. has no title.

Original papers in civil cases settled in magistrates' courts, including summonses, 1937-38, complaints, affidavits, orders, showing names of county, state, court, and parties; character of document, date issued, and name of magistrate; endorsed with docket number, names of county, state, court, and parties, character of paper, amount of attachment, dates tried and filed, and name of magistrate; also miscellaneous correspondence, 1911-12; also criminal case papers, 1910-13; appearance recognizances, 1907-10, 1912-13. Also contains Venire Facias, 1911, 1913, entry 80. No arr. No index. Hdw. on printed form. 4 x 4 x 10 and 10½ x 5 x 13½.

For other criminal case papers, see entry 69; for other appearance recognizances, see entry 92; for other magistrates' papers, see entry 148.

## Lis Pendens

96. LIS PENDENS, 1897--. 300 instruments in 3 f. d. 1909, 1913, 1917, 1920-28, 1930, 1933, 1935 in Common Pleas Cases Dropped and Miscellaneous Papers, entry 92; 1929-34 in Lis Pendens, entry 97.

Original notices of pending action in cases involving title to real estate, chiefly foreclosures of mortgages, including cases in which action obtained and cases dropped, 1897-1920, 1932-33, 1937--, showing names of county, state, court, and parties; character of paper, date mortgage given, date recorded, description of property, and signature of plaintiff's attorney; endorsed with names of state, county, parties, and plaintiff's attorney; character of paper, date filed, and signature of clerk; also summonses, complaints, undertakings,

appearance recognizances, indictment; inquests, 1917, 1922; arrest warrants; jury tickets, certified copy of adjudication in bankruptcy, tax executions, papers of common pleas cases dropped, and mechanics' liens, 1921. Also contains Coroner's Records, 1917, 1922, entry 72; Report of Superintendent of Education and County Treasurer, Election Matters, 1922, entry 74. No arr. No index. Hdw., hdw. and typed on printed form. 4 x 4 x 10 to 10½ x 5 x 13½.

For other jury tickets, see entries 80, 92; for other indictments, see entry 69; for other bankruptcy records, see entries 92, 106, 107; for transcripts, see entry 93; for other common pleas cases dropped, see entry 92; for other mechanics' liens, see entry 92; for other tax executions, see entry 153.

97. LIS PENDENS, 1928--. 1 vol. 1897-1927 in Pleadings and Judgments, entry 93.
File book upon which are entered cases which involve title to real estate, showing owner against whom judgment claimed, name of claimant, date of notice, description of property. Also contains Lis Pendens, 1929-34, entry 96. Arr. alph. by name of owner and chron. by date of notice thereunder. No index. Hdw. on printed ruled form. 504 double pp. 18½ x 12 x 2.

## Calendars

98. COMMON PLEAS CALENDAR NO. 1, 1897--. 2 vols. Subtitled by clerk's name.
List of civil cases on issues of fact to be tried by jury, showing date of term, case and term numbers, names of plaintiff and defendant, cause of action, date of note of issue, names of plaintiff's and defendant's attorneys, disposition last court, and remarks. Arr. by case no. under term of court. No index. Hdw. on printed ruled form. 240 double pp. 16 x 11 x 2.

99. COMMON PLEAS CALENDAR NO. 2, 1897--. 2 vols.
List of civil cases on issues of law to be tried by the judge, also cases referred to master, or special referee, showing date of term, case and term numbers, names of plaintiff and defendant, cause of action, date of note of issue, names of plaintiff's and defendant's attorneys, disposition last court, and remarks. Arr. by case no. under term of court. No index. Hdw. on printed ruled form. 240 double pp. 16½ x 11 x 2.

100. COMMON PLEAS CALENDAR NO. 3, 1896--. 1 vol. Subtitled by clerk's name.
List of cases not defended wherein judgment goes by default, showing date of term, case and term numbers, names of plaintiff and defendant, cause of action, date of note of issue, names of plaintiff's and defendant's attorneys, disposition last court, and remarks. Arr. by case no. under term of court. No index. Hdw. on printed ruled form. 200 double pp. 16½ x 11 x 2.

101. BAR DOCKET, 1897--. 2 vols. Last entry 1910. Subtitled by clerk's name.
List for use of bar of all cases on calendars 1, 2, 3, showing date of term

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case and term numbers, names of plaintiffs and defendants, cause of action, names of plaintiff's and defendant's attorneys, disposition last court, and event of suit. Arr. by case no. under term of court. No index. Hdw. on printed ruled form. 199 double pp. 16½ x 11 x 2.

## Minutes

102. COMMON PLEAS JOURNAL, Dec. 7, 1896--. 5 vols. (1-5). Overlapping dates.

Record of proceedings of court of common pleas, showing date and place of meeting, name of presiding judge, jury lists, short statement of each case (names of parties, cause of action, jury list, disposition of case; amount of judgment or decree and rate of interest) transcripts of enrolled orders and decrees, miscellaneous motions, rules, orders, judges' commissions, and other matters ordered recorded. Arr. chron. No index, 1896, 1919--; for index, 1897-1918, see entry 103. Hdw. and typed. 600 to 800 pp.; loose-leaf, 1916--, 16½ x 11 x 2½ to 19 x 12 x 3.

103. INDEX TO COMMON PLEAS JOURNAL, 1897-1918. 1 vol. Subtitled by clerk's name.

Index to Common Pleas Journal, entry 102, showing names of plaintiff and defendant, book, and page. Arr. alph. by name of plaintiff and chron. by date of cause thereunder. Hdw. on ruled form. 498 pp. 21 x 9 x 2.

## Sales

104. RECORD OF SALES, 1909--. 1 vol. Subtitled by clerk's name.

Record of sales of real estate by clerk under court order, 1910-18, showing roll number, names of parties; for receipts: date, source amount; for disbursements: date, purpose, amount, cash balance; how judgment obtained and disposed of, with lists of distributive shares and signature of clerk; also copies of receipts for money received; also attached original tax receipts, 1910; statement in case, receipts from sales, and distributive shares, 1913-14; original statement in settlement and receipt, 1918, 1922; and schedule of settlement, 1917. Also contains Record of Bonds, 1938--, entry 40. Sales, arr. by roll no. and chron. by date of entry thereunder; bonds, chron. by date of bond. Sales, indexed by name of plaintiff; bonds, by name of officer. Hdw. and typed. 362 pp. (73 used) 18 x 12 x 2.

105. MASTER'S FINAL REPORTS OF SALES & ROLL OF PUBLIC BOND ISSUES, 1919-35. 44 papers in 1 f. d. 1930 in General Sessions - Cases Ended, entry 71.

Original reports of master to court of common pleas on sales, 1919, 1921-23, showing name of county, names of parties, name of court, place of meeting, term of court, date of sale, name of purchaser, amount of sale; master's statement that he has given deed to purchaser, showing how purchase price secured, disbursement of proceeds, signature of master; itemized schedule

For abbreviations and explanatory notes see pages 20-22

of disbursements, showing amount of bid, amount of sale, amount paid, including costs (attorneys', clerk's, sheriff's, master's fees, master's commission (title), advertisement, etc.; total amount of disbursements; endorsed with county, names of parties, character of paper, date made, date filed, date ordered filed (no entry); also

i. Certified copies of proceedings in public bond issues by school district board, 1922-35; by Capital Highway Commission of Richland, Lexington and Saluda Counties; and by sinking fund commission, showing name of unit issuing, members of board present, authority for issuing, purpose in issuing, amount of bond issue, kind of bond, amount of interest, denomination of issue, date interest payable, date issued, date of maturity; also record of meetings, showing date, members present, resolutions relative to issuance of bonds, form of bond, and proof of statements;

ii. Audit report of certified public accountant, 1922, showing amount of official bond of each officer, itemized statement of receipts and disbursements of each office, brief criticism of records of each office, signature of accountant, and date signed.

No arr. No index, but ii has table of contents. Hdw., typed, and hdw. on printed form. 10½ x 5 x 13½.

For other masters' and referees' reports, see entries 86, 92, 110, 111.

## Bankruptcy
(See also entries 92, 96)

106. F(armers) & M(erchants) BANK OF RIDGE SPRING IN RE RECEIVERSHIP PAPERS, 1927-34. 1 f. d., 5 bundles, and 80 sheets.
Original petitions, summonses and complaints, orders and reference proceedings relative to receivership and liquidation of Farmers and Merchants' Bank of Ridge Spring, showing date document issued, state, county, names of parties, character, orders, petitions, complaints, etc., by whom, before whom proved, date filed; also carbon copies of judgments in favor of depositors against stockholders, 1930, and bank settlement paper, 1934, including petitions, affidavits, orders, summonses, complaints, lis pendens, masters' reports and executions; also report of state bank examiner on Farmers' Bank of Saluda with supporting schedules, 1931. No arr. No index, but report has table of contents, 1931. Typed, and hdw. and typed on printed form. F. d., 10½ x 5 x 13½; bundles, 8½ x 3½ x 4; sheets, 12 x 8½ x ½.

107. COPIES OF ADJUDICATION OF BANKRUPTCY, 1915. 1 paper in 1 f. d.
Verified copy of declaration of bankruptcy in United States district court, Western Circuit, showing names of state, district, court, bankrupt, presiding judge, petitioners, and clerk; place, date of hearing, and date signed; reverse shows verification by clerk of district court, with names of court and district, title of cause, name of bankrupt, date filed, name and residence of attorney (no entries), date filed in Saluda, and name of clerk of court. No arr. No index. Hdw. on printed form. 4 x 4 x 10.

Homestead Proceedings

108. (HOMESTEAD PROCEEDINGS), 1910. One case in 1 f. d. 1914 in Common Pleas Cases Dropped and Miscellaneous Papers, entry 92.
Original documents in homestead proceedings, including verified petition to clerk of court for homestead under existing South Carolina law; copy of newspaper notice of petition being filed, affidavit of publication; order by clerk, appointment of appraisers, oath of appraisers, and return of appraisers; showing, names of state, county, court, petitioner, person issuing, character of paper; date issued; by whom, before whom, and date proved; endorsed with state, county, court, names of parties, character of paper, and date filed with clerk. No arr. No index. Hdw. on printed form. 4 x 4 x 10.
For other appraiser's returns, see entries 148, 158.

## XII. MASTER

Originally for the court of equity, the office of master was revived in 1878 and attached to the court of common pleas (Stat. XVI, 608-10). Saluda County had a master from its formation in 1896 until the office was abolished in 1908 (Stat. XXV, 1113). An act of 1911 gave special referees in Saluda County the same power and authority as a master in equity, with the appointing court authorized to limit their power and authority by written order. In 1915 the office of master was reestablished. (Stat. XXVII, 85; XXIX, 460.)

While legal experience is desirable, the only requirement for the office is that the candidate shall be a qualified elector of his county (Const. 1895, art. II, 2). He is appointed by the governor upon the advice and consent of the senate for a term of four years (Code 3678). He qualifies by taking in writing, endorsed upon his bond, the constitutional oath of office (Const. 1895, art. III, 26); the oath to enforce the law against gaming (Code 3043); and an oath that he is not pledged to share the profits of his office with anyone (Code 3044). Before entering upon the duties of his office, the master posts a surety bond of $5,000 (Code 3686), to be furnished, executed, approved and filed with the clerk of court, within thirty days after notice of appointment; otherwise the appointment is deemed revoked (Code 3688). The master receives as compensation only fees and commissions (Code 4941). All vacancies in the office are filled by appointment of the governor upon advice and consent of the senate (Code 3689).

The jurisdiction, powers and duties of the master are broad, but all of his orders are subject to revision by the presiding judge at the succeeding term of court or by the resident judge at chambers. The master relieves the court docket by hearing and reporting on matters referred to him, usually foreclosures and other routine matters. Under court order, he has hearings of cases praying equitable relief, and he may grant orders for partition of estates and admeasurement of dower, but these are valid only when not con-

tested. (Code 3696, 3698.) He has power to compel the attendance of witnesses, to punish for contempt, to administer oaths, and to take affidavits (Code 3699). He attends the sittings of court in all cases in which he has acted officially; he makes such sales as the court may order in granting equitable relief; and he executes such titles as may be necessary (Code 3692).

The required records of the office include an annual report to the court of all estates in the master's charge, showing amounts of money received and paid, with vouchers for such transactions (Code 3701). For reports of the master and special referee, see entries 86, 92, 105. Other requirements are a reference book for recording all proceedings in hearings, and a ledger for the accounts of funds handled (Code 3702). These are kept in the clerk of court's vault.

109. REFERENCES AND PROCEEDINGS, 1897-1902. 1 vol. Subtitled by master's name.
Record of proceedings in cases referred to master by court of common pleas, including transcripts of court orders, petition and order for guardian ad litem, master's reports, testimony, certified common pleas decree, petition for homestead; 1899, and writ of partition; showing state, county, name of court, names of parties, character of document, date signed, and signature of master or presiding judge. Arr. chron. by date recorded. Indexed by name of plaintiff. 574 pp. (115 used) 16 x 11 x 2.

110. ORDER BOOK, 1922-24. 1 vol. Subtitled by master's name.
Memorandum of cases heard by master, showing names of parties, amount of cost, date and amount of sales, date of reference; also two copies of master's report, 1922. No arr. No index. Hdw. 70 pp. 12 x 5 x $\frac{1}{4}$.
For other master's reports, see entries 86, 92, 105.

111. (MASTER'S SALES), 1929--. 1 vol.
Record of judicial sales of real and personal property, showing date, names of parties, amount of sale; sheriff's, master's, clerk's, attorney's, and auctioneer's costs; taxes, total costs and taxes, cash balance; date case ended; also original deposit slips for purchase money. Also contains Receipts, 1927--, entry 112. Arr. chron. by date of sale. No index. Hdw. on ruled form. 504 pp. 16$\frac{1}{2}$ x 11$\frac{1}{2}$ x 2$\frac{1}{2}$. Master's private business office on Jefferson Street.
For reports of sales, see entry 105.

112. RECEIPTS, 1897-1908, 1918-26. 2 vols. Overlapping dates.
1927-- in (Master's Sales), entry 111.
Original receipts for money paid by master, etc., showing from whom received, date, name of master, amount and signature of payee. Arr. chron. by date of receipt. Indexed by name of defendant, 1897-1904, 1923-26; by name of plaintiff, 1902-8, 1919-22. Hdw., typed and hdw. on printed form. 480 to 582 pp. 14 x 9 x 2$\frac{1}{2}$ to 3.

For abbreviations and explanatory notes see pages 20-22

(Next entry 113, p. 70)

## XIII. JUDGE OF PROBATE

This office originated in South Carolina in 1671 as the court of ordinary (MS Record of Wills, Charleston, I, 1). Under the constitution of 1868 (art. IV, 20), the probate court replaced the court of ordinary (Stat. XIV, 76-80). In Saluda County the probate court dates from 1896 (Const. 1895, art. V, 19; Stat. XXII, 252).

The requirements of the candidate for the office are that he shall be a qualified elector of the county and not hold another office of honor or profit (Const. 1895, art. II, 2). He is nominated in the primary (Code 2365) and elected by the voters of the county at each alternate general election for a term of four years (Code 3640). Like all other public officers he is commissioned by the governor (Code 3042). Before assuming office he is required to take the constitutional oath of office (art. III, 26), and the additional oaths to enforce the laws against dueling, gaming and sharing the profits of his office; he is also required to post a surety bond of $5,000 (Code 3645). In Saluda he receives an annual salary of $400, and all fees for marriage licenses (Stat. XLI, 1456). He may be removed for misconduct, persistent neglect of duty, or incapacity, upon true bill after presentment or indictment of a grand jury, and may be tried as for misdemeanor in office (Const. 1895, art. III, 27; Code 1515). When the office is vacant the clerk of court takes charge until it is filled by appointment of the governor (Const. 1895, art. V, 11; Code 3641, 3642). Vice versa, the judge of probate takes charge of the clerk of court's office during a vacancy there (Code 3643). The judge of probate may become a member of the board of honor, if there is only one Confederate veteran living in the county (infra, p. 122).

The probate court is a civil court of record, with a seal (Code 206). It has original jurisdiction in matters testamentary and of administration, in business pertaining to minors and allotment of dower, in cases of idiocy and lunacy, and of persons not able to take care of their own affairs (Code 208). Although partition of real estate is under the jurisdiction of the common pleas court (1882, Stat. XVII, 982; Code 8827), the judge of probate has concurrent jurisdiction to order sale of real property as an asset for debt (Stat. XV, 868; Code 211, 9000). Appeals are to the court of common pleas (Code 228).

The duties of the judge of probate are chiefly concerned with the transmission of property and domestic relations. Proceedings are instituted by petition or by complaint (Code 237); the rules of practice are made by the state supreme court in all cases not provided by law (Code 238). After publication of citation, a surety bond is signed by a representative of the estate, and the judge issues letters authorizing the fiduciary to perform his duties. When an estate is derelict because no executor or administrator qualifies, the judge of probate must appoint the clerk of court to act as fiduciary (1873, Stat. XV, 413; Code 8980). When no other guardian can be found, the judge of probate must act as public guardian (1880, Stat. XVII, 463; Code 8623), see entry 92. He settles estates of $500 and less without

administration (1925, Stat. XXXIV, 93; Code 9028). He reports to the auditor description of real estate changing hands by inheritance (1923, Stat. XXXIII, 117; Code 227).

He may commit insane persons to the State Hospital (1870, Stat. XIV, 436; Code 6227); orphans to the Carolina Orphan Home (Stat. XXXVII, 1160; Code 4976), and incorrigible children to reformatories (1912, Stat. XXXVII, 764; Code 247). Since 1911, he has issued marriage licenses (Stat. XXVII, 131-33; Code 8557-61). In 1919 he became clerk of the county pension board (Acts, p. 277), to disburse state pensions to veterans, widows, and faithful servants of the Confederacy, a duty which he continued when this board was replaced by the board of honor in 1929 (Acts, p. 176; Code 4981). In 1937, the state comptroller general assumed this duty (Acts, p. 639). Under the "quart a month" law of 1917 (Acts, p. 70), the judge of probate issued permits to import liquors from wet states by public carrier, until the 18th amendment to the Federal Constitution went into effect on January 1, 1919. Upon national repeal in 1933, he resumed this duty until a state law repealed state prohibition in 1935 (Acts, p. 325).

The records system is standardized and requires that an alphabetical index be kept in a book, showing the location of the packages of original papers of record for each estate. Transcriptions are required to be made in separate volumes for each series of wills, inventories (with appraisements and sales), bonds, letters, and returns of administrators and guardians, each book with an "index to the sir-names of the parties". (1839, Stat. XI, 47-48; Code 3648.) A record of division and sale of real estate is required (1824, Stat. VI, 250; Code 3648). At all times, the ledger known as the Cash Book, showing accounts with individual estates, is open to public inspection as a public record (1839, Stat. XI, 48; Code 3648). An index to land devised should show a full description of the property, for convenience in tracing land titles (1882, Stat. XVIII, 131; Code 3648). Since 1922 a copy of the fiduciary's statement to the state tax commission of names of heirs and value of each estate has been filed with other estate papers, and a register of estates on which inheritance taxes are paid (Stat. XXXII, 807; Code 2489).

In addition to records of estates, he is required to keep a file book for papers filed in any suit in his court (probate court rule 1, Code I, 1237), a calendar or docket of cases (ibid.); a journal for every official act, judgment, sentence, or order (1839, Stat. XI, 48; Code 3648); and an index to probate decrees for the payment of money, which must be enrolled in the court of common pleas to give them the force of judgment against the estates concerned (1840, Stat. XI, 118; 1878, XVI, 711; Code 241, 3648). Papers in lunacy cases are filed and a record of commitments is maintained (1868, Stat. XIV, 80; Code 6227). Marriage licenses have been filed since 1911 and indexed in a register (Stat. XXVII, 131; Code 8557-61). Records of pensions date from 1919 (Stat. XXXI, 277), but the judge of probate has kept his entries in a book begun by the clerk of court in 1916 (entry 138). Liquor permits were filed 1917-19, 1933-35 (Stat. XXX, 71; XXXIX, 325-41).

All records are in the judge of probate's office unless otherwise indicated.

For abbreviations and explanatory notes see pages 20-22

## Transmission of Property

### Papers of Record and Indexes

113. ESTATE PAPERS, 1897--. 1,309 pkgs. in 92 apts. in 18 f. b., 29 pigeonholes, and 40 f. d. (apts. 1-92).
Original papers of estates probated, including wills, petitions, citations, letters, bonds, annual and final returns, inventories, appraisements, sales summonses, complaints, answers, affidavits, testimony, orders, decrees; correspondence with, and certificates from South Carolina Tax Commission; returns de lunatico inquirendo. Arr. numer. by pkg. no. under apt. no. For index, see entry 114. Hdw., typed, hdw. and typed on printed and printed ruled forms. F. b., 4½ x 4 x 10; pigeonholes, 6 x 4½ x 12; f. d., 10½ x 5 x 13½.
For other lunacy papers, see entries 133, 158.

114. GENERAL INDEX, 1897--. 1 vol.
Index to Estate Papers, entry 113, showing name of estate, name and title of fiduciary, serial numbers of apartment and package. Arr. alph. by name of estate. Hdw. on printed ruled form. 500 pp. 18 x 12 x 2.

115. INDEX TO LAND DEVISED (Record), 1897--. 1 vol.
Record of lands bequeathed by will, showing names of devisor and devisee, description of land, date of will, and book and page of record. Arr. alph. by name of devisee. Hdw. on printed ruled form. 400 pp. 18 x 12 x 2.

### Transcripts

116. WILL BOOK, Jan. 4, 1897--. 3 vols. (1-3).
Transcripts of wills probated, showing date, names of testator, executor, witnesses and judge of probate; itemized list of property devised and conditions of will; also proof of will, showing by whom, before whom, and date; also order admitting will to probate; also qualification of fiduciary. Arr. chron. by date of probation. Indexed by name of testator. Hdw. 472 to 598 pp. 16½ x 10 x 2 to 18 x 12 x 2½.

117. GUARDIAN BOND, March 26, 1927--. 1 vol. 1897-1926 in Bonds Printed Forms (Administration Bond with Will Annexed), entry 119.
Transcripts of guardians', committees', and trustees' surety bonds, showing names of state, county, judge of probate, estate or ward, fiduciary, and sureties; amount, condition and date of bond; transcribed signatures of guardian, sureties and witnesses; also, when required, affidavit of sureties as to property. Arr. chron. by date of bond. Indexed by name of estate. Hdw. on printed form. 504 pp. 16½ x 10½ x 2½.

118. ADMINISTRATION BONDS, Feb. 6, 1909--. 2 vols. 1897-1909 in Bonds Printed Forms (Administration Bond with Will Annexed), entry 119.
Transcripts of administrators' surety bonds, showing state, county, judge of probate, names of estate, administrator, and sureties; date, amount and condition of bond; transcribed signatures of administrator, witnesses, and sure-

For abbreviations and explanatory notes see pages 20-22

ties; also oath of administrator, and, when required, affidavit of sureties as to property. Arr. chron. by date of issue. Indexed by name of estate. Hdw. on printed form. 301 pp. 16½ x 11 x 2.

119. BONDS PRINTED FORMS (Administration Bond with Will Annexed), 1897--. 2 vols. Overlapping dates.
Transcripts of surety bonds with will annexed, given by administrators appointed when executors fail to qualify, showing names of state, county, judge of probate, testator, administrator, and sureties; date of issue, obligation and amount of bond; names of witnesses; also, when required, affidavit as to property. Also contains Guardian Bond, 1897-1926, entry 117; Administration Bonds, 1897-1909; entry 118. Arr. chron. by date of bond. Indexed by name of estate. Hdw., and hdw. on printed form. 474 pp. 16½ x 11 x 2½.

120. LETTERS OF GUARDIANSHIP AND TESTAMENTARY, 1897--. 2 vols.
Transcripts of letters of guardianship; of letters of committeeship; of letters testamentary; giving authority respectively to guardian of minor, to committee of person non compos mentis, and to executor, to perform duties; showing names of state, county, probate judge, estate, fiduciary; duties; date appointed; book and page of record. Arr. chron. by date of recording. Indexed by name of estate. Hdw., 1897-1925; hdw. on printed form, 1925--. 521 pp. 16½ x 11 x 2.

121. LETTERS OF ADMINISTRATION, 1897--. 2 vols.
Transcripts of letters giving administrator charge of estate, showing names of state, county, judge of probate, estate, and administrator; date of appointment, book and page of record. Arr. chron. by date of issue. Indexed by name of estate. Hdw. on printed form. 487 pp. 16 x 11 x 2.

122. LETTERS OF ADMINISTRATION WILL ANNEXED, Oct. 6, 1897--. 1 vol.
Transcripts of letters giving authority to administrator when executor does not qualify, showing names of state, county, judge of probate, estate and administrator; date will probated, date administrator appointed, book and page of record. Arr. chron. by date of issue. Indexed by name of estate. Hdw. on printed form. 272 pp. 16½ x 10½ x 2½.

123. LETTERS DISMISSORY, Dec. 18, 1934--. 1 vol.
Transcripts of letters releasing fiduciaries and their sureties from further obligations in administering estates, showing names of state, county, estate and fiduciary; date petition for letter filed, date of dismissal, and transcribed signature of judge of probate. Arr. chron. by date of dismissal. Indexed by name of estate. Hdw. on printed form. 504 pp. 16 x 11 x 2½.

124. INVENTORIES APPRAISEMENTS AND SALES, March 8, 1897--. 2 vols.
Transcripts of itemized lists of personal property; also 1922--, of real property, showing name of estate, date, number and value of items; also attest of appraisers, 1897-1928; sale of bills, 1897-1931, showing name of estate, date, itemized and total receipts, attested by fiduciary. Arr. chron. by date of inventory. Indexed by name of estate. Hdw. on ruled form. 474 pp. 16 x 11 x 2.

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125. RETURNS, Feb. 5, 1897--. 3 vols. (1-3).
Transcripts of annual and final statements of fiduciaries on accounts of trust funds for estates in their charge, showing year, names of estate and fiduciary; itemized statement of receipts and disbursements, annual totals, balance carried forward, final settlement and date of discharge of fiduciary. Arr. chron. by date of return under estate. Indexed by name of estate. Hdw. on ruled form. 524 pp. 15 x 11 x 2½ to 16½ x 11 x 2½.

## Inheritance Tax and Accounts

126. LEDGER (Taxable Inheritance), 1922-34. 1 vol.
Record of estates paying inheritance tax, showing date of petition, name of deceased, date of death, estate entered by will, amount petition carries, date petition sent South Carolina Tax Commission, date appraisement warrant served, amount of appraise bill; dates sent tax commission, and of final settlement; amounts of assets, of disbursements and net. Arr. alph. by name of estate. No index. Hdw. on ruled form. 100 pp. 12 x 8 x ½.

127. CASH (Ledger), Feb. 25, 1897--. 1 vol., 1 report, 1 check book.
Accounts of trust funds of estates, including those of $500 and less, and public guardian's, showing name of estate, bank in which funds deposited; date, source and amount of receipts; date, purpose and amount of disbursements; total of each and cash balance; also

i. Carbon of certified public accountant's audit, 1934, showing statements of receipts, disbursements and balances of trust funds; of marriage license fees collected and remitted; of pension funds received and disbursed; certificate of CPA;
ii. Stubs of checks on estate funds, showing serial number, date, payee, estate, amount.

Arr. chron. by date of entry under acct. Indexed by name of acct. Hdw. on ruled form. 372 pp. (227 used) 16½ x 11 x 2½.
For other check stubs, see entry 140.

128. (FEE RECORD), 1910-34. 6 vols. Not found on recheck.
Record of fees for work done by judge, showing date, item, amount. Arr. chron. No index. Hdw. on ruled form. 50 to 125 pp. 14 x 6 x ¼ to 10 x 8 x ½.

## Court Procedure

129. FILE DOCKET, 1896, 1900, 1908, 1924-27. 1 vol.
File book intended for case papers, on which are docketed a case in partition, 1896; petitions for letters of administration, 1900, 1908; list of petitions to prove will and for letters, 1924-27; showing number of case, names of parties, attorneys (no entries, 1900-1937), nature of action, date and kind of papers filed, orders made, kind and date of proceedings, and remarks (no entry). Arr. chron. by date of filing. No index. Hdw. on printed ruled form. 200 double pp. (42 used) 16½ x 11 x 2.

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130. PROBATE COURT DOCKET, Dec. 20, 1896--. 2 vols.
Docket of proceedings instituted, chiefly by petition, including petitions to probate wills, for letters, for final discharge, for dower, for sale of property, and for commitments, showing number of case (no entry), names of parties and attorneys, nature of process, date of service, date of hearing, proceedings, orders, fees 1934--. Arr. chron. by date of filing or service. No index. Hdw. on printed ruled form. 200 double pp. 16 x 11 x 2.

131. JOURNAL, April 6, 1897--. 2 vols. Last entry April 21, 1934.
Minutes of proceedings of judge of probate, including notations of petitions, hearings, findings, orders and decrees in suits; transcripts of summonses, returns to writs de lunatico inquirendo, affidavits, testimony, showing names of parties; cause, disposition, and date of proceedings. Arr. chron. by date of proceedings. Indexed by name of estate. Hdw. 460 and 503 pp. 16 x 11 x 2 and 2½.

132. REAL ESTATE, April 3, 1897--. 1 vol. Last entry Sept. 10, 1917.
Record of proceedings in partition and for sale of real estate in aid of assets, including transcripts of complaints, answers, affidavits, acceptance of service, petitions and orders for appointment of guardian ad litem; orders for sale in aid of assets; testimony, and decrees; showing names of parties, cause of action, date, and transcribed signature of attorney, sheriff, or judge of probate. Arr. chron. No index. Hdw. 472 pp. 16½ x 11 x 2.

## Lunacy

133. LUNACY, 1897--. 2 f. b., 3 f. d.
Original commitments to the State Hospital; each commitment includes application for commitment, judge of probate's order to physicians, medical certificate of insanity, case history, physical and mental examinations, order of commitment, approval by superintendent of State Hospital; also

i. Receipts, 1900--, for patients admitted, showing name of hospital, number (no entry), date, name of patient, name of deputy, signature of superintendent;

ii. Copies of furloughs, showing date and period, condition of furlough, name of patient, to whom released, witness, signature of superintendent.

No arr., 1897-1921; chron. by date of application, 1922--. No index. Typed, hdw. and typed on printed forms. F. d., 10½ x 5 x 13½; f. b., 4½ x 4½ x 10.
For other lunacy papers, see entry 113, 158.

134. LUNACY RECORD, 1897--. 2 vols.
Record of commitments to State Hospital, showing name of patient, racial color, name of examining physician, name of deputy, remarks (date patient committed). Arr. by case no., 1897-1921; by date of commitment, 1922--. Indexed by name of patient. Hdw. on printed ruled form. 50 and 300 pp. 10½ x 7 x ¼ and 18 x 12 x 2. 1 vol., 1897-1921, in file with original papers, entry 133.

For abbreviations and explanatory notes see pages 20-22

## Marriages

135. MARRIAGE LICENSES, 1911--. 5,252 papers in 12 f. d. (labeled by contained years). Subtitled 1935--, White; Colored.
Original marriage licenses returned by person performing ceremony, showing state, county, name, address, age, and race of each party, authorization to qualified person to perform ceremony, date issued, date recorded, signature of probate judge; each license includes affidavits to obtain license, showing serial number, name, address, age, and race of parties, signature of deponent, date sworn; and marriage certificate, showing place and date of marriage, signatures of person officiating and of contracting parties; also, when woman is under age, consent of parent or guardian. Arr., 1911-34, numer. by serial no.; 1935--, chron. by date issued under race. Indexed in Marriage Register, entry 137. Hdw. on printed form. 10½ x 5 x 13½.

136. MARRIAGE REGISTER, 1911--. 2 vols.
Record of marriage licenses returned, showing year, file number, date issued, name, age, race, and residence of man and of woman; name and title of person officiating, date of marriage, date of return, remarks, return file (number). Also serves as index to Marriage Licenses, entry 135. Arr. alph. by name of man, and chron. by date of license thereunder. No index. Hdw. on printed ruled form. 249 and 265 double pp. 17 x 14 x 2 and 2½.

137. (MARRIAGE LICENSE STUBS), Nov. 20, 1934--. 1 vol., 4 bundles.
Stub record of marriage licenses issued, showing serial number, date issued, name and residence of man and of woman. Arr. by race and thereunder numer. by serial no. and chron. by date of issue. No index. Typed on printed form. Vol., 14 x 19 x 2; bundle, 3½ x 13½ x 1 to 2.

## Pensions
(See also entry 56)

138. PENSION RECORD, 1916--. 1 vol., 8 rolls.
Record of payments of pensions to Confederate veterans, their widows, or negroes, showing check number; names of pensioner, of person money paid to, and of party receiving check; date check delivered, name and location of bank check drawn on, date and amount of check, class of pensioner; if pensioner dead, date of death, name and address of party pensioner lived with at time of death, how check delivered, and remarks; also approved pension rolls, as in entry 56; and sworn statements in regard to funeral expenses of pensioners. Arr. numer. by check no. under year. No index. Hdw. on printed ruled form. 201 double pp. 17 x 14 x 2½.

139. CONFEDERATE PENSION RECORD, 1919, 1928-32. 262 applications and 50 letters in 1 f. b.
Original applications to pension board, showing class, name of applicant, address, county, date approved, husband's name if applicant is widow, date of his death, command, captain of company, when and where discharged, signature of probate judge; also related correspondence. No arr. No index. Hdw., typed, and hdw. on printed form. 10½ x 5 x 13½.

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140. (CHECKS), 1934--. 4 vols. and approx. 30 bundles.
Stubs of checks for pensions and estate funds, showing serial number and date of check, names of payee or person with whom pensioner lives, amount; also bank statements and canceled checks. Arr. numer. by check no. No index. Hdw. on printed form. 125 stubs per vol. 9 x 14 x $\frac{1}{4}$; bundle, 3 x 8 x 1.
For other check stubs, see entry 127 ii.

Liquor Permits
(See also entry 57)

141. (LIQUOR PERMITS), Dec. 19, 1917-March 26, 1918. 1 vol. Not found on recheck.
Carbon copies of liquor permits issued under "quart a month" law, showing serial number of permit (1001-2000), name of deponent, place of delivery, authorization to carrier, date of affidavit, and signatures of deponent and probate judge. Arr. numer. by permit no. No index. Hdw. on printed form. 200 pp. 16 x 7 x 1.

142. LIQUOR PERMITS ISSUED (Register), 1917-18, 1933-34. 1 vol.
Record of permits to purchase liquor under "quart a month" law, showing date issued, certificate number, name of applicant or consignee, office, carrier, amount and kind of liquor, and remarks. Arr. alph. by name of consignee, and chron. thereunder by date of permit. No index. Hdw. on printed ruled form. 500 pp. 18 x 12 x $2\frac{1}{2}$.

## XIV. MAGISTRATES

The magistrates' office is an ancient English institution for local administration which came to South Carolina with the first settlers.

When Saluda County was established in 1896, the governor was authorized to appoint magistrates for the county (Stat. XXII, 254). At present there are four, one for each of the following districts: No. 1, office at the courthouse, embracing the entire county in general and the Saluda Democratic precinct in particular; No. 2, office at Ridge Spring, embracing the territory east of State Highway No. 19 to County Highway No. 24; No. 3, embracing the territory north of State Highway No. 19; No. 4, embracing the territory west of State Highway No. 19 (1930, Stat. XXXVI, 1248-49; Code 3783). They are appointed and commissioned by the governor, with the advice and consent of the senate (Const. 1895, art. V, 20), for a term of two years. They are nominated in the primary (Code 2365). Each magistrate must be a qualified elector and reside in the district for which he is appointed. Upon entering office the magistrate takes in writing before the clerk of court the constitutional oath of office, and the additional oaths against gaming, dueling, and sharing the profits of office, which are filed in the secretary of state's office (Code 3708). Magistrates in Saluda County are not required to post a surety bond (Code 3058). A salary is received in lieu of all fees

For abbreviations and explanatory notes see pages 20-22

for criminal cases (Const. 1895, art. V, 20; Code 3718). In 1939, the magistrate at the courthouse received an annual salary of $400, the magistrate at Ridge Spring $300, and the other two $60.50 each (Stat. XLI, 1456). The governor may suspend any magistrate for incapacity, misconduct or neglect of duty; and he reports a suspension to the senate at its next session (Code 3707).

Magistrates have constitutional jurisdiction in such civil cases as the general assembly may prescribe, provided the value of the property in question does not exceed $100, and the case is not concerned with title to real estate or chancery matters. They have exclusive jurisdiction in such criminal cases as the general assembly may prescribe, provided it may not extend to cases where punishment exceeds a fine of $100 or imprisonment for thirty days. (Const. 1895, art. V, 21.) Proceedings in criminal cases are instituted by information under oath (1870, Stat. XIV, 403; Code 930). Trial of civil or criminal cases may be by a jury of six (1868, Stat. XIV, 100; Code 3710-11). Appeals may be carried to the circuit courts (Code 1024). In criminal cases beyond his jurisdiction, the magistrate may sit as an examining court (Code 3709). He may administer oaths; take depositions, testimony and renunciations of dower; compel the attendance of witnesses; and punish for contempt (1839, Stat. XI, 30; Code 3713-16). He may bind to keep the peace not to exceed twelve months (Const. 1895, art. V, 21). When the coroner is sick, absent, or at a distance of more than twelve miles, the magistrate may hold an inquest (Code 3562). Since 1924 magistrates have been paid three dollars for each inquest, this amount being deducted from the coroner's salary (Stat. XXVIII, 667-68).

In Saluda County each magistrate appoints a constable who serves his warrants (Code 3734), except the magistrate in district No. 1, whose warrants are served by the sheriff or deputy (1930, Stat. XXXVI, 1248-49; Code 3783).

Required records of the office are two dockets, one for civil cases and the other for criminal cases, showing the disposition of each case, warrants issued, and fees and fines collected. These are subject to inspection by the circuit solicitor. (1839, Stat. XI, 14; Code 3717.) The county commissioners are required to audit the accounts of magistrates, who must exhibit, with bill of cost, all original papers in each case in which costs have accrued. After examination, the records are returned to the magistrates. (1875, Stat. XV, 863; Code 3719.)

143. MAGISTRATE'S CRIMINAL DOCKET, 1905--. 8 vols.
Record of criminal cases in magistrate's court, showing date, title of case, offense, names of witnesses, jurors, and officers; justice's cost, fines, constable's cost, verdict, and disposition of case. Vols. found were as follows:

| No. of vols. | Dates | Magistrate or District | Location |
|---|---|---|---|
| 1 | 1905-23 | Third District | clerk of court, vault |
| 1 | 1905-31 | S. A. Wise | clerk of court, vault |
| 1 | 1914-17 | Unknown | basement |

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| No. of vols. | Dates | Magistrates | Location |
|---|---|---|---|
| 1 | 1917-26 | First District | clerk of court, vault |
| 4 | 1933-- | First District | magistrate's office |

Arr. chron. by date of entry. No index. Hdw. on printed form. 52 double pp. 16 x 10½ x ½.

144. MAGISTRATES' CIVIL DOCKET, 1905--. 6 vols.
Record of civil cases in magistrate's court, showing with slight variations date, names of parties, cause of action, names of attorneys, witnesses, and jurors, amount claimed, and disposition of case. Vols. found were as follows:

| No. of vols. | Dates | Magistrates | Location |
|---|---|---|---|
| 1 | March 20, 1905-<br>Nov. 21, 1921 | W. P. Allen &<br>N. E. Coleman | clerk of court, vault |
| 1 | April 1905-<br>June 4, 1926 | J. H. Etheredge<br>R. L. Ramey<br>Eugene W. Able<br>J. C. Duffie | clerk of court, vault |
| 1 | June 1, 1907-<br>March 17, 1935 | J. K. Aull<br>J. W. Calk<br>B. C. Dominick | tax collector, office |
| 1 | April 23, 1908-<br>Dec. 29, 1930 | W. S. Smith<br>B. C. Dominick<br>S. C. Wise<br>Ben McCarty | clerk of court, vault |
| 1 | Oct. 10, 1916-<br>July 1936 | O. W. Allen<br>J. B. Amaker | tax collector, office |
| 1 | Oct. 1929-- | H. H. Martin | magistrate, office |

Arr. chron. No index. Hdw. on printed ruled form. 100 pp. 16 x 11 x ½.

145. (MAGISTRATE'S REPORT), Mar.-Nov. 1939. 1 vol.
Carbon copies of magistrate's monthly report to treasurer on fines collected, filed as receipts, showing name of magistrate, county, date, name of offender, offense, fine, amount paid, total paid treasurer, amount, and signature of treasurer. Arr. chron. by date of report. No index. Hdw. on printed ruled form. 100 pp. (9 used) 7½ x 10½ x 3/4.
For originals, see entry 197 x.

146. (ACCOUNT BOOK), 1911, one n. d. 2 vols.
Magistrates' records of fees for civil work and other services, showing names of parties, cause of action or kind of procedure, service, amount, whether or not paid. No obvious arr. No index. Hdw. 60 pp. 14 x 8½ x ¼.

147. NULLA BONA (Town of Saluda Tax Executions), June 1930-December 1934. 1 vol.
Carbon copies of tax executions, some collected by chief of police and magistrate, others uncollectible, showing serial number, names of state, town, and taxpayer; amount assessed, fiscal year, number of lots and buildings,

value, number of mills, penalty, treasurer's cost, date, name of town treasurer; also stubs of original executions sent to taxpayers, and newspaper clippings of advertisements of sales of real estate for taxes. Arr. numer. by execution no. and chron. by date of execution. No index. Hdw. on printed form. 500 executions per vol. 16½ x 13 x 1.

For sheriff's tax executions, see entry 153.

148. (MISCELLANEOUS PAPERS), 1896--. 664 papers in 1 pasteboard box, 3 pigeonholes, 1 desk drawer.

Originals and copies of civil and criminal case papers in magistrate's court, including subpoenas and subpoena tickets, 1897-1902, 1904, 1906-9, 1912, 1915, 1917, 1919, 1939; orders by governor, 1897, and by common pleas court, 1898-1900, 1939; commitments by magistrate, 1897-1910, 1913, by U. S. Commissioner, 1897-1901, 1903-4, by coroner, 1897-1900, 1902; sciri facias, 1898-1901; arrest, distress, search and executive warrants, 1897-1914, 1917, 1919-20, 1930, 1932-34, 1936, 1938--; claim and delivery papers and affidavits, chiefly in attachment proceedings, 1897-98, 1900, 1903, 1909, 1919, 1922, 1927, 1938--; appearance recognizances and bonds, 1898-99, 1902, 1905-6, 1909, 1919, 1927, 1932, 1937--; return of appraisers of homestead, 1927; notices, 1939; sales agreements, 1914, 1929; executions against property, 1896-1902, 1912, 1914, 1916, 1918, 1921, 1923-28, 1938; demand for preliminary hearing and transcript of judgment, 1939; summonses, 1897-1902, 1905, 1907-9, 1917-26, 1939--; undertaking and notice of justification, 1932; notes and mortgages, 1898, 1901, 1909, 1915, 1920-21, 1927-29, 1931-36, 1939--; indictments, 1938--; also counter checks, 1926, 1929-31, 1934-35, 1937; correspondence, 1900-1904, 1910, 1914, 1917, 1919-20, 1925-28, 1931, 1938--; and jail reports, 1898, 1900-1901. Also contains Coroner's Records, 1898, entry 72. No arr. No index. Hdw., typed, hdw. on printed and printed ruled forms. Pasteboard box, 15 x 10 x 12; pigeonholes, 6 x 5 x 9½; drawer, 3½ x 18 x 25.

For other jail reports, see entry 12 i; for other homestead records, see entries 108, 158; for record of executions against property, see entry 150; for similar mixed papers, see entries 41, 158; for magistrates' papers, see entry 95.

## XV. SHERIFF

The circuit court act of 1769 abolished the office of provost marshall of the province, and established a sheriff for each of the circuit court districts of South Carolina (Grimké, Public Laws, pp. 268-75). The sheriff of Edgefield County served Saluda County until a sheriff was elected in November 1896 and qualified (Stat. XXII, 252).

The candidate for the office must be a qualified elector of the county. He is elected by the voters of his county for a term of four years and must reside in the county during his continuance in office. Before assuming office he must take the constitutional oath and the additional oaths to enforce the law against gaming, dueling and sharing the profits of his office. (Const. 1895, art. III, 26; V, 30; Stat. XXX, 121; Code 3043, 3044, 3481.) In Saluda County the sheriff posts a surety bond of $2,000 (1932, Stat.

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XXXVII, 1118). He received in 1939 $1,450 as salary and expenses, in addition to all fees collected by his office (1939, Stat. XLI, 1456). He may be removed from office for misconduct or persistent neglect of duty; upon indictment and true bill after warrant, or after presentment of a grand jury and indictment and true bill thereon, he may be tried as for misdemeanor in office (Const. 1895, art. III, 27; Code 1515). When the office is vacant, the coroner may perform the duties until the vacancy is filled for the unexpired term on appointment by the governor (Code 2351, 3474, 3475). The coroner also acts as sheriff whenever the sheriff is directly interested in a case (Code 3477). Until the coroner takes charge, the clerk of court takes possession of the sheriff's office, papers, and jail, and has charge of the prisoners (Code 3476, 3601). When two vacancies occur in the board of jury commissioners, the sheriff becomes ex officio a member of the board (Code 622). At present the Saluda County sheriff has a full time deputy, who performs all duties usually required of rural policemen and works under the sheriff's direction. He is appointed by the governor upon recommendation of the delegation.

The sheriff must attend each session of the circuit courts (Code 3519). On delivery he must serve, execute and return every process, rule, order or notice addressed to him by any court (1784, Stat. VII, 209, sec. 11; Code 3520). In preserving the peace, he may call any person to his assistance (Code 1952). He has charge of the jail and all prisoners. Saluda County had a jailor from 1922 until 1931, when a deputy sheriff took over his duties (Stat. XXXII, 1253; XXXVII, 980). The sheriff collected delinquent taxes under execution until 1924, when the office of tax collector was created (Stat. XXXIII, 1163; Code 2853-56, 2880). He makes judicial sales and once a month he has a "sales day" at the courthouse (Code 3542, 9073). The sheriff or his deputy acts as constable to the magistrate at Saluda courthouse (1939, Stat. XLI, 1457).

Every sixty days the sheriff makes a settlement with the treasurer, to whom he pays county funds collected (1900, Stat. XXIII, 305; Code 3547); and once a month he makes written statements to the auditor and to the treasurer of fines and moneys collected (1878, Stat. XVI, 753; Code 3544). In 1921 like all other officers of Saluda County, he was required to make a report to the delegation of all fees, fines and moneys received and disbursed by him for the year; in 1939 this report was required to be made to the county treasurer, and a copy to be filed with the clerk of court as public information, to be used to the best interest of the county. Failure to make these reports causes the sheriff to be subject to removal by the county delegation. (1921, Stat. XXXII, 521; 1939, XLI, 1460-61.)

The records of this office date back to immemorial usage, and when Saluda County was created had already been standardized. The Writ Book is for writs of mesne process and is required to have a "true" index to all entries. The Execution Book, in which writs of final process are entered, should have two indexes, one for plaintiff and one for defendant, both in alphabetical order. The Sales Book, in which are entered all sales under order, decree, or execution should have similar indexing. (1839, Stat. XI, 27; Code 3511.) The sheriff is also required to file alphabetically by defendants' names all mesne and final processes in suitable boxes and

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separate "apartments"; also miscellaneous papers, such as attachment, bail, and other bonds, arranged under suitable labels (1839, Stat. XI, 39; sec. 5; Code 3511). The tax execution book was added in 1900 (Stat. XXIII, 305-7) but has been handed over to the tax collector (infra, p. 100). The sheriff's return to the court of general sessions shows the names of prisoners, time and cause of confinement, and whether civil or criminal (Code 1948).

## Processes and Sales

149. WRIT BOOK, 1902-23, 1929--. 2 vols.
Record of civil and criminal processes served by sheriff, showing with variations, names of parties and attorneys, kind of action, kind of process, when lodged, by whom served, when served, how served, miles, sheriff's costs. Arr. chron. by date served. For index, 1896-98, see entry 154; no index, 1902--. Hdw. on printed ruled form. 291 double pp. 18½ x 12 x 3.

150. EXECUTIONS AGAINST PROPERTY, 1897-1928, 1931--. 2 vols.
Register of final processes served by sheriff, showing with variations kind of process, when lodged, names of parties and attorneys, date lodged, by whom collected, amount, disposition, costs, receipts. Arr. chron. by date lodged. Indexed by name of plaintiff, 1897-1928; for index no date, see entry 154; no index, 1931--. Hdw. on printed ruled form. 247 and 403 pp. 16½ x 11 x 2 and 19 x 11 x 2½. 1 vol., 1897-1928, basement; 1 vol., 1931--, office.
For originals, see entry 148.

151. SALES BOOK, 1897--. 1 vol. No recording 1900, 1904, 1906, 1908-25, 1928, 1933-37, 1939--.
Record of sales by sheriff of real and personal property under execution, showing names of parties, description of property, date sold, to whom, amount, names of sureties, date bond due, how applied; also newspaper notices of sales. Arr. chron. by date of sale. No index. Hdw. on printed ruled form. 247 double pp. (27 used) 18½ x 12 x 2½.
For tax collector's sales, see entry 195.

## Tax Executions

152. SHERIFF'S TAX EXECUTIONS, 1897-1909, 1918-26. 4 vols. Overlapping dates.
Record of delinquent poll taxes, 1897-1900, and all delinquent taxes, 1897-1909, 1918-21, 1923-24, showing with slight variations, name of school district, year of execution, serial numbers of township and execution, 1897-1909; name of taxpayer, date of payment; number of acres, lots, and buildings; value of realty, personalty, total value, total taxes, taxes and penalties, polls, penalty on polls, dogs, number, capitation tax, penalty on capitation dog tax, capitation road tax, total taxes and penalties, executions collected and paid to county treasurer, nulla bonas, treasurer's and sheriff's costs, remarks, totals of columns, totals or recapitulation by pages for each township or school district; also original receipts from treasurer for monthly collections, 1902, 1923-26. Arr. alph. by name of taxpayer and numer. by execution no. under twp. or school dist., 1897-1909; under school dist.,

1918-24; receipts arr. chron. by date of receipts. For index, 1896-97, see entry 154; no index, 1898-1926. Hdw. on printed ruled form. 218 double pp. 18 x 12 x 2½ to 18 x 14 x 2½. 1 vol., 1897-1901, office; 3 vols., 1901-9, 1918-26, basement.

For subsequent records, see entry 192; for other treasurer's receipts, see entries 189, 192.

153. EXECUTIONS, 1906, 1912-13, 1915, 1918, 1922-23, 1925. 11 vols. Carbon copies of tax executions, showing school district, serial no., taxpayer, amount; state, ordinary county, special, road, total, school, dog, tax and penalty; signature of sheriff; treasurer's commission to sheriff to levy on property of delinquent taxpayer, date; on reverse is sheriff's receipt for tax collected or his certificate for non-collection. Arr. numer. by serial no. under year. No index. Hdw. on printed form. 250 executions per vol. 16½ x 21½ x ½. Basement.

For other tax executions, see entries 96, 147; for treasurer's cash slips, see entry 191 vi.

154. JOURNAL (Sheriff's Book), 1896-1900. 1 vol.
Apparently a general utility compendium of the sheriff's office, including:

i. "Index to Sheriff's Tax Executions", 1896-97, entry 152, showing name of taxpayer, page and amount;
ii. "Index to Writ Book", 1896-98, entry 149, showing names of parties, page, number, and amount of costs;
iii. "Index to Civil Execution Book", n. d., entry 150, showing number, date, names of parties, page and amount;
iv. Regular monthly jail account, 1897-1900, showing total monthly receipts;
v. Record of expenditures for construction of jail, 1897-99, showing date, payee, and amount. but table of contents gives page.

Arr. by kind of record. No index, Hdw. 300 pp, 14 x 8½ x 1. Basement.

## Records of Criminals

155. JAIL BOOK, 1920--. 1 vol.
Record of persons committed to jail from Saluda County; also from Edgefield, 1935-38, while its jail was under construction; showing number (no entry, 1924--), name of prisoner, offense, age, date of arrest, date of commitment, by whom committed, sentence, when to be released, number of days in confinement, total cost of dieting per month; also a few miscellaneous papers. Arr. chron. by date of commitment and numer. by no. of prisoner under month, 1920-23. Hdw. on printed ruled form. 198 double pp. 14 x 8½ x 1½. Jail.

156. (COMMITMENTS AND RELEASES), 1936--. 196 papers on 1 wall hook file. Original commitments to chain gang by magistrate and clerk of court, of prisoners from Saluda and Edgefield Counties, showing names of state, county, prisoners, court; charge, by whom sentenced, court term, length of sentence, signature of magistrate or clerk of court; and commitments to jail by coroner, and magistrate, showing name of county, requirements of sheriff or jailor, charge by finding of inquest jury, date, signature of coroner; also releases, showing name of magistrate, clerk of court, or coroner, date,

name of prisoner, charge, request to release, signature of officer committing, date; also correspondence, 1936--, and a few miscellaneous papers, 1937-38. No arr. No index. Hdw., typed, hdw. on printed form. 8½ x 8½ x 1. Jail.

For coroner's record, see entry 161.

157. FINGERPRINT RECORD, 1936--. 20 f. b. (labeled by contained letters of alphabet).

Original fingerprint record made in triplicate by sheriff on form supplied by Federal Department of Justice, one sent to Washington, the other to state highway department, showing name of criminal, alias, number, race, sex, class, reference number; right and left hands: thumb, index finger, middle finger, ring finger, little finger, signature of official taking prints, left and right hand four fingers taken simultaneously, left thumb, right thumb, note of amputations, signature of prisoner; reverse shows previous record, address, date of arrest, charge, disposition of case, residence, place and date of birth, nationality, criminal specialty, age, height, complexion, hair, weight, eyes, build, scars or marks; accomplice, name, number; criminal history: name, number, city or institution; date, charge, disposition or sentence; date recorded by bureau of indentification. Arr. alph. by name of criminal. No index. Hdw. on printed form. 11 x 9½ x 4.

158. (MIXED PAPERS), 1897-1917. 213 papers in 1 box.

Miscellaneous criminal papers, including arrest warrants, 1897-1903, 1905-11, 1913, 1916-17, showing names of state, county, parties, offense, magistrate, date of warrant, name of officer; witness bond, state warrant, order to governor of Georgia to release prisoner to sheriff, 1898; subpoenas, 1898, 1907, 1909-10, 1913-14; commitments to county jail of United States' prisoners, 1900, 1910 and order to release, 1910; return to writ of venire facias, 1901; magistrates' commitments, 1903, 1905-7; inquest testimony, 1903, 1915; appearance recognizances, 1904, 1907, 1911; search warrant, 1905; bench warrants, 1906, 1909, also civil papers, including abstract of executions in hands of sheriff, 1913; bond of indemnity, 1897; warrants of attachments, 1903, 1907, 1914; bond to reclaim property attached under execution, 1897; executions against property, 1897-99, 1910, 1913-14; summonses, 1897-98, 1901, 1903, 1909, 1911, 1914-15; proceedings in lunacy, 1899; rules to show cause, 1903, 1906; undertaking and notice of justification, 1905, 1907, 1909, 1911-12; complaint and proceedings in claim and delivery, 1907, 1912, 1927; special order, 1914, notice to quit, 1915; return of homestead appraisers, 1927; title to real estate, 1900; note, lien and chattel mortgage, 1907-9, 1911, labor contract, 1909. No arr. No index. Hdw., hdw. and typed on printed form. 15 x 9½ x 9. Basement.

For other inquest records, see entry 72; for other lunacy papers, see entries 113, 133; for other returns of homestead appraisers, see entries 108, 148; for similar mixed papers, see entries 41, 148.

## Magistrate's Records

159. WARRANT BOOK, 1929-33, 1 vol.

Record of arrest warrants issued by magistrate at Saluda and served by sheriff's office, showing date issued, against whom (defendant), charge, officer

holding warrant, name of magistrate, remarks, date of arrest. Arr. alph. by name of defendant and chron. by date of issue thereunder. No index. Hdw. on printed ruled form. 303 double pp. 18½ x 12 x 2½.

160. S(ingle) E(ntry) LEDGER (Magistrates' Processes), Nov. 21, 1902-Jan. 6, 1903. 1 vol.
Memorandum of magistrates' processes served by sheriff, showing names of parties, names of attorneys, date of service, miles, cost. Arr. chron. by date served. Indexed by name of plaintiff. Hdw. on ruled form. 100 double pp. 12 x 7½ x ½. Basement.

## XVI. RURAL POLICEMEN (defunct)

Although rural policemen originated in South Carolina in 1898 (Stat. XXII, 793), it was not until 1913 that a special act provided for two policemen for Saluda County (Stat. XXVIII, 151). In 1918, appointment of the rural police was made discretionary with the county board of commissioners (Stat. XXX, 702). In 1922 the duties, power and authority of rural policemen in Saluda County were devolved upon the deputy sheriff (Stat. XXXII, 1254; 1939, XLI, 1457). In 1930, there was an apparently temporary provision to pay road police or traffic officers (Stat. XXXVI, 2025, 2033) in Saluda County.

The policemen of 1913 were required to be qualified electors, able-bodied men of courage, coolness, discretion, good habits, absolutely free from use of alcoholic liquors, and not related within the sixth degree either by blood or marriage, to any member of the board of county commissioners. They were appointed by the board of county commissioners for a term of one year, at a salary of $75 a month, and one-half of the fines for convictions of violating the dispensary law. Before receiving commissions they were required to file with the clerk of court, subject to his approval, surety bonds of $1,000 each, see entry 49 i. In addition to the constitutional oath of office and the oaths against gaming, dueling, and sharing profits of their office, they took a special oath for rural policemen. The rural policemen were subject to removal at any time by the board of county commissioners; and all vacancies, whether caused by death, resignation or otherwise, were filled in the same manner. Before receiving a salary warrant, they were required to provide themselves with uniforms, billets, firearms, and horses; and to bear all expenses incident to their services. They were also required to take and subscribe to an oath that they had faithfully performed the required duties. (Stat. XXVIII, 151-56.)

Duties of the policemen were to patrol and police, especially the rural districts, and to prevent, detect, and prosecute violations of criminal law of every kind. The county was divided into two sections, known as upper and lower, which they patrolled alternately. They had power and authority to arrest disturbers of the peace without warrant, to enter homes or houses, and to summon if necessary the posse comitatus to assist in making arrest and enforcing the laws, When upon careful investigation it appeared that an accused person was guilty, it was also their duty to swear out warrants. (Ibid.)

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The required records of the office consisted of reports. A weekly report, made up of daily reports, was filed in duplicate with the clerk of court, see entry 50, who turned over one copy to the board of commissioners. A report to the grand jury was required at each term of the general sessions court; as well as reports to the grand jury in secret sessions, on lawlessness in the county. They were also required to report to the board of county commissioners on conditions of roads and bridges. (Stat. XXVIII, 153, 155.)

## XVII. CORONER

The office of coroner, like that of the sheriff, was transplanted to South Carolina from England. Under the present constitution of 1895 (art. V, 30), the coroner after being nominated in the primary (Code 2365), is elected by the voters of the county in each alternate general election for a term of four years (Code 3553).

The requirements for a candidate are that he shall be a qualified elector of the county, and not hold another office of honor or profit (Const. 1895, art. II, 2). Before taking office, it is necessary for the coroner to put up a surety bond of $2,000 and to take the oath prescribed by the constitution. He receives his commission from the governor. (Code 3556, 3557.) Vacancies are filled for the unexpired term by appointment of the governor (Code 2351, 3555). In Saluda County in 1939 the coroner was allowed $170 as annual compensation, including stenographic help and a deputy (Stat. XLI, 1457). The technical skill necessary for inquests and post mortems is supplied by the county physician under a separate appropriation (Stat. XLI, 1457).

The coroner's jurisdiction, powers, and duties are semi-judicial in nature and closely related to the sheriff's. The coroner holds inquests over human bodies which have met with casual or violent death within the county (Code 3561), and he summons jurors and witnesses necessary for this purpose (Code 646). The coroner is required to act as temporary sheriff when a vacancy occurs in that office and when the sheriff is personally connected with a case (Stat. II, 269-73; Code 3475, 3477). As the coroner is the only county official who may arrest the sheriff, he is not permitted to act under any order of the sheriff (1839, Stat. XI, 49; Code 3559). The sheriff is required to set apart a room in the jail for the confinement of persons in the custody of the coroner (1825, Stat. VI, 262; 1839, XI, 53; Code 1946). The coroner may appoint one or more deputies, who must be approved by the resident circuit judge and duly certified by the coroner (Code 3568); but he does not avail himself of this privilege without authorization from the delegation, which sponsors the additional salary.

The basic required record of the office (1839, Stat. XI, 53; Code 3563) is "Inquisitions - Coroner", entry 161. Within ten days after the verdict, the original inquisition, with evidence, is returned to the clerk of the court of general sessions (Stat. XI, 53; Code 3564), after having been endorsed by

the coroner in the manner prescribed by law (Code 3565). When the coroner acts as sheriff, he is required to keep a separate record of his executions or other papers, and to leave the book in the sheriff's office (Code 3567). As soon as he enters upon the sheriff's duties, he must, in the presence of the clerk of court or the jailor, make a list of the prisoners in the jail; the list must be signed by him and the jailor, entered in the coroner's book, and the original filed in the clerk's office. (Code 3569.)

The coroner's office is legally required to be in the courthouse (Code 3560), but Saluda County has not provided this, and the coroner keeps his record in the clerk of court's vault.

161. INQUISITIONS - CORONER, 1897--. 3 vols. Title varies: Records - Coroner.

Records of inquisitions into causes of violent or sudden death, by coroner or magistrate, showing name of county, place of inquest, date of inquest; names of coroner or magistrate, jurors, deceased, and witnesses; and transcripts of verdicts, testimony and doctor's certificates. Arr. chron. by date recorded. No index. Hdw. 298 to 500 pp. 16 x 10 x 1½ to 16½ x 11 x 2. Clerk of court, vault.

For original papers, see entry 72; for commitments, see entry 156.

## XVIII. AUDITOR

The tax assessing office of county auditor in South Carolina dates from 1868 (Stat. XIV, 28-67); in Saluda County from 1896 (Stat. XXII, 252).

The auditor is both a state and county official, one-third of his salary being paid by the county and two-thirds by the state (Code 2700). In 1939 Saluda's part was $440 (Stat. XLI, 1456). He is nominated in the primary (Code 2365) and appointed by the governor with the senate's consent for four years (Acts 1917, pp. 121-22; Code 2698). Before entering office he is required to take the constitutional oath that he is qualified for office, that he will perform the duties, and will preserve, protect and defend the state and federal constitutions; that he has not engaged in a duel since 1881, and will not engage in one while in office. He also posts such surety bond as the governor may require. (Const. 1895, art. III, 26; Code 2698.) The auditor may be suspended or removed by the governor (Code 2701), and vacancies in the office are filled by the governor (Code 3093). In 1896 the auditor became ex officio a member of the board of jury commissioners (supra, p. 58), in 1926 a member of the forfeited land commission (infra, p. 102), and in 1935 of the sinking fund commission (infra, p. 113). He may become an ex officio member of the board of honor when there are no living Confederate veterans in the county (infra, p. 122). He is also clerk of the board of equalization (Code 2747).

It is the duty of the auditor in Saluda County to advertise the places at which he will leave tax return blanks, naming the persons who will re-

(Next entry 162, p. 87) Auditor

ceive the returns for him (Code 2702). With the local boards of assessors (infra, p. 90) on or before the first Tuesday in March each year, he must seek for and discover all property in this county subject to taxation and not previously returned or listed with the auditor. He is required to lay before the assessors the tax returns, together with a list of property not previously returned, stating in his column for remarks what he thinks ought to be the valuation. (Code 2742.) The boards of assessors are required to consider carefully the returns and lists, and to assess fairly and impartially the value of all property in their respective tax districts, entering their assessments upon the returns and lists, and reserving the right to increase or lower the valuations of the auditor or of the taxpayer (Code 2743). Whenever the valuation and assessment of any property is fixed by these boards at a sum greater by $100 or more than the amount returned by the owner or his agent, or whenever any property is valued and assessed for taxation which has not been previously returned or assessed, the auditor sends a notice to the taxpayer. If the taxpayer objects, he may appeal to the county board of equalization. (Acts 1901, p. 619; Code 2743.)

Records required by the state comptroller general are uniform throughout the state (1882, Stat. XVII, 1023; Code 2731), and were already standardized when Saluda was organized (Stat. XV, 761; Code 2727). The forms for the returns of taxpayers (Stat. XIV, 623; Code 2733) are usually printed locally and show slight variation. After careful corrections from the record of current conveyances, and by the boards of assessors and of equalization, the auditor makes up from the tax returns the new tax schedules in "duplicates" for himself and the treasurer (1868, Stat. XIV, 50, 51; Code 2713). The state comptroller general prescribes the system of bookkeeping (1882, Stat. XVII, 1023, sec. 245; Code 2731), and has the printed forms made up into books for the auditor's and treasurer's duplicates. These are examined at least once each year by the comptroller general's office (1882, Stat. XVII, 1008; Code 2732). Upon the duplicates, the auditor enters each taxpayer's name and schedule of property, assigning every taxpayer a serial number which appears upon both the auditor's and the treasurer's records, and again upon the tax receipts or the tax execution, as the case may be. The auditor sends annually abstracts of the duplicate to the state comptroller general (1882, Stat. XVII, 1016-17; Code 2728, 2729). At the time of the financial officers' annual balancing of accounts, known as the "settlement", the auditor receives from the treasurer all canceled warrants, coupons, and other vouchers of disbursements, which he files by years as settlement papers (see entries 170, 191). The settlement sheets are signed in duplicate by the county treasurer and each official whose accounts are balanced; one copy is filed with the comptroller general and the other with the auditor. (1893, Stat. XXI, 401; Code 2841.) The auditor is required to make a list of tax exempt property (1882, Stat. XVII, 1010; Code 2711) and a permanent record of all abatements of taxes (1900, Stat. XXIII, 307; Code 2734). Annual tax returns of timber rights (1913, Stat. XXVIII, 197; Code 6572); and tax commission assessments on corporations and business firms are filed (1915, Stat. XXIX, 130; Code 2426). Unpaid tax executions were made a permanent record in 1896 (Stat. XXII, 255; Code 2152). Private income tax returns were required to be filed with the auditor from 1897

For abbreviations and explanatory notes see pages 20-22

(Acts, pp. 529-31) until the state law was repealed in 1918 (Acts, p. 773). Reports are sent to superintendent of education on poll tax (1890, Stat. XX, 718; Code 2708). Magistrates' monthly reports of money collected (1901, Stat. XXIII, 742-43; Code 3729); quarterly reports of sales by dealers in explosives (1903, Stat. XXIV, 125; Code 1304); and descriptions from judge of probate of real estate changing owners by inheritance (1923, Stat. XXXIII, 117; Code 227) should be filed. All reports are required by law to be on uniform blanks and open to public inspection (Code 5277).

Other records required under general laws are accounts of money from licenses (1872, Stat. XV, 202); record of forfeited lands and sales of lands for taxes (1868, Stat. XIV, 62-64); dispensers' request books (1898, Stat. XXII, 745); and returns of dispensers (1896, Stat. XXII, 132-33).

## Returns and Assessments

162. (TAX RETURNS), 1930--. 54 vols., 40 pigeonholes (44 vols. labeled by school district and by years; 10 vols. and 40 pigeonholes unlabeled).
Original returns of real and personal taxable property, showing name and race of taxpayer; school district, township, post office address; answers to questions: Does he live on his own farm? If not, whose farm? Was last return made in this school district? If not, where? Whether liable to poll tax, road tax, dog tax; personal property itemized; value by taxpayer, by township board of assessors, and by county board of equalization; real estate owned first of year in county, acres, value, buildings, value, total value; real estate acquired since last return; real estate transferred or sold since last return; oath as to the verity or return, date, signature of person making return. Arr. alph. by name of taxpayer under school dist. No index. Hdw. on printed form. Vols., 300 to 600 pp. 14½ x 9½ x 3 to 6; pigeonholes, 5 x 5 x 11.
For supplemental and corporation returns, see entry 170 iv, v.

163. AUDITOR'S DUPLICATE, 1895, 1897--. 44 vols.
Schedule of taxable property compiled from (Tax Returns), entry 162, showing name of school district and number of township; number and amount of each article of taxable property, both real and personal; the assessed value as set by board of equalization, and the taxes due. Arr. alph. by name of taxpayer under school dist. and twp., 1895-1906; under school dist. 1907--. No index. Hdw. on printed ruled form. 184 to 298 pp. 19 x 24 x 1½ to 19 x 28 x 2½.
For treasurer's parallel record, see entry 172.

164. RECORD OF CONVEYANCES OF REAL PROPERTY, Dec. 5, 1896--. 2 vols.
Record of transfers of real estate, kept in order that assessments may be charged correctly on duplicate, showing with slight variations, name of county, name of school district, number of township, date of sale, date of entry, name of seller, name of purchaser, property outside of cities and towns, number of acres, number of buildings, price paid, assessed value (no entry),

percentage of valuation (no entry), remarks, property in cities and towns, lots, houses, price paid, assessed valuation (no entry), percentage of valuation (no entry). Arr. chron. by date of entry, 1896-1934; under school dist., 1934--. No index. Hdw. on printed ruled form. 297 pp. 16½ x 19 x 2.

165. (AUTO CARDS), 1935--. 45 bundles, 1 box.
License cards sent to auditor by state highway department so that taxes may be assessed on motor cars, showing license number, number of car, year, make of car, type body, model, district number, owner of automobile, address, price paid for license. No arr., 1937-38, 1939--; by school dist. 1938-39. No index. Hdw. on printed form. Bundles, 4½ x 1½ x ½ to 6; box, 13½ x 7½ x 12½.

166. ABATEMENT BOOK, 1900--. 12 vols.
Record of taxes abated, showing with variations, abatement allowed; abatement date and number (no entry); land, number acres, value (no entry); lots, number, value (no entry); buildings, number, value (no entry); state taxes (county), county taxes (poll), school taxes (road), total taxes (dog), polls abated by auditor (total taxes), remarks (reason for asking and granting); left page has various descriptive headings and is not used. Arr. chron. by date of abatement, 1900-1907; alph. by name of taxpayer under school dist., 1908--. No index. Hdw. on printed ruled form. 67 double pp. 17 x 14 x ½ to 20 x 15 x 1. 11 vols., 1900-1936, treasurer's office; 1 vol., 1937--, office.
For abatement papers, see entry 170 vi.

167. (ABSTRACTS), 1897--. 1 f. d.
Office copies of abstracts sent to comptroller general, showing for additionals, real property and personal property, summaries of Auditor's Duplicate, entry 163; and for abatements same as Abatement Book, entry 166; endorsed with type of abstract, county, year, date filed (no entry), entered on folio number (no entry). No arr. No index. Hdw. on printed form. 6 x 25 x 20.
For other abstracts, see entry 170.

## Settlement Records
(See also entries 179-181)

168. SETTLEMENT SHEETS COUNTY TAXES, 1895-1912. 49 sheets in 2 f. b.
Title varies: State Taxes.
Office copies of accounts balanced at annual settlement, showing with variation debits and credits for tax assessments, treasurer's cash account, delinquent tax account, statement of indebtedness, including state, county and totals for each; endorsed with year, county, date, name of auditor, name of treasurer, kind of taxes, date of settlement, comptroller general's name (no entry), foreman of grand jury (no entry), date filed in comptroller general's office (no entry), chief clerk's name (no entry). Arr. chron. No index. Hdw. on printed ruled form. 5 x 4½ x 10.

169. SETTLEMENT SHEETS OF SCHOOL AND POLL TAXES, 1897-1912. 20 sheets in 1 f. d.

Office copies of settlement sheets for school and poll taxes, showing information as in Auditor's Duplicate, entry 163; endorsed with name of county, year, auditor's name, treasurer's name, kind of taxes, date of settlement, comptroller general's name (no entry), foreman of grand jury's name(no entry), chief clerk's name (no entry). Arr. chron. by date of settlement. No index. Hdw. on printed form. 5 x 4½ x 10.

170. (SETTLEMENT VOUCHERS), 1896-1934. 14,969 papers in 2 boxes.

Miscellaneous papers, chiefly vouchers of treasurer delivered to auditor at time of annual settlement, including:

i. Canceled warrants issued against county funds, 1896-1928; commutation road tax funds, 1901-9, 1911-34; school funds, 1897-1915, 1919-28; also canceled township bond, 1913;

ii. Office copies of abstracts of delinquent taxes, 1898, 1900-1904, 1906-8, 1910-14; of nulla bona executions, 1898, 1900-1901, 1908-9, 1912-14; of execution books, 1904-6, 1908, 1911-13; of duplicate, 1905-6;

iii. Original receipts from state treasurer to county treasurer for state taxes, 1899-1900, 1904-6, 1908-10, 1912-14, forwarded each month upon remittance of state taxes, showing state, county, date, number, name of treasurer, purpose, amount of taxes, signature of state treasurer;

iv. Corporation tax returns, 1913-14, showing preliminary statement of stock and indebtedness, amount of real estate, capacity, number of employees, details of operation; return of personal property; endorsed with name of corporation, fiscal year, location, school district, county, date filed;

v. Supplemented tax returns, 1899, 1902, 1904-6, 1912-16;

vi. Original abatement papers, 1904-5, 1907-10, 1912-14, including petitions, certificate of examination by auditor, recommendation by treasurer, original valuation and tax signed by auditor and treasurer, proposed valuation and tax, reduction by office of comptroller general, signature of representative; also includes copies of certified statement of capitation dog tax abated, 1912-13, 1918; copy of verified statement of poll taxes abated, 1913-14, because taxpayer was under age, over age, or physically disabled;

vii. Copy of cash receipts, borrowed money, licenses, fines, costs, commutation road tax, etc., as charged in settlement, 1909, 1912-14;

viii. Copies of statements by treasurer and certificate of cancelation of county warrants by auditor, 1913, showing county, state, names of auditor and treasurer, amount of warrants, jury tickets (no entry), witness tickets (no entry), interest coupons on bonds (no entry), county commissioner's or treasurer's notes (no entry), county board of control's warrants (no entry), warrants of superintendent of education, memoranda borrowed money (no entry); itemized collection of taxes; ordinary county tax, special county tax, county road tax (no entry), special local tax, commutation road tax, fines and costs (dogs), dispensary county board and city, school

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tax (no entry), poll tax (no entry), special local school tax (no entry), total; endorsed with name of county, fiscal year, date filed in comptroller general's office (no entry);

ix. Copy of auditor's monthly statement to the comptroller general on cash in hand, 1900, 1909, 1913, showing ordinary county tax, special county tax, all sources, name of county, date of statement; also statement of state taxes;

x. Office copies of treasurer's report, 1901, 1905-6, 1922.

Also contains (Correspondence), 1905, 1915, 1918, 1927, entry 171. No arr. No index. Hdw., typed, and hdw. on printed form. 14½ x 16½ x 12 and 13 x 20 x 25½. Basement.

For warrant stubs, see entry 7; for abatement record, see entry 166; for other abstracts, see entry 167; for treasurer's settlement vouchers, see entry 191; for duplicate school claims (warrants), see entry 205; for tax returns, see entry 162; for treasurer's reports, see entry 191 x.

171. (CORRESPONDENCE), 1926--. 700 letters on 4 wire hooks. 1905, 1915, 1918, 1927 in (Settlement Vouchers), entry 170.

Miscellaneous correspondence to and from various persons and offices, including comptroller general, state tax commission, board of equalization, and others. No arr. No index. Hdw. and typed. 11 x 8 x 3.

## XIX. BOARD OF EQUALIZATION

The county board of equalization dates from 1868 (Stat. XIV, 47). In 1893 the township boards of assessors and the county boards of equalization were abolished and their duties devolved upon the boards of township road commissioners and the boards of county commissioners (Stat. XXI, 482). This was the system in effect when Saluda County was organized in 1896 (Stat. XXII, 248-54). In 1897, for each incorporated city or town of not less than 500 population, special boards of assessors were set up, composed of "three discreet electors" appointed by the governor upon recommendation of the county delegation; but the township and county commissioners still served the rural areas. Appeals from decisions of the township and the special boards were made to the board of county commissioners sitting as a board of equalization, and appeals from them in turn were to the comptroller general. (1897, Stat. XXII, 464-69.) When the county government act of 1899 abolished existing county and township commissioners, these boards were authorized to continue as county boards of equalization and township boards of assessors until their successors were appointed. The governor was required thereafter to appoint for terms co-terminal with his, county, township, and special boards of assessors. The chairmen of special boards of assessors were made ex officio members of the county board of equalization. (Stat. XXIII, 3-4.) In 1900 the duties of township and county boards of commissioners relative to valuation, assessment, and returns for taxation, were devolved upon township boards of assessors, special boards for cities and towns, and the county board of equalization. (Stat. XXIII, 116-17, 284.) Since 1917 under a special law in Saluda County the boards of assessors are the boards of school trustees (Stat. XXX, 124, 347-48; Code 2737).

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In 1929 three assessors as a special board for the town of Saluda were appointed by the governor, upon recommendation of the delegation (Stat. XXXVI, 268; Code 2768). The chairman of this board serves with the chairmen of the school boards as a member of the county board of equalization (Code 2737). Before assuming duties each member takes an oath to equalize taxes (Code 2747). No bond is required. Each member is paid two dollars a day and five cents a mile for actual service (Code 2741). It is the duty of the board of equalization to review and equalize the property valuations fixed by the local boards of assessors, so that taxation in the county as a whole is on an equitable basis (1868, Stat. XIV, 49; Code 2747). The county board of equalization meets on the fourth Tuesday in March. Upon direction of the chairman or of a majority of the members, the board may meet whenever necessary and hear the appeals and grievances of taxpayers. (Code 2747.) The boards of assessors and the board of equalization are under the general supervision of the state tax commission, which advises them as to their duties under the laws of the state (Code 2426).

The records of the board usually consist of corrections on the tax returns, see entry 162; but the auditor as clerk of the board is required to keep a record of its proceedings (Code 2747). For list of members, see entry 172.

## XX. TREASURER

The office of county treasurer was created in South Carolina in 1868 (Stat. XIV, 28-67). The treasurer of Edgefield County collected the taxes and kept the records in Saluda County until the Saluda treasurer was appointed and qualified (Stat. XXII, 252). To be eligible the candidate must be a qualified elector of the county and not hold another office of honor or profit (Const. 1895, art. II, 2). He is nominated in the primary (Code 2365) and appointed by the governor with the consent of the senate for a four year term (1917, Stat. XXX, 121-22; Code 2789). He is both a state and county officer, the state paying two-thirds of his salary and the county the other third (1929, Stat. XXXVI, 197; Code 2700). Like all other public officers he is commissioned by the governor (Code 3042). Since 1897, before assuming office, he posts a surety bond of $10,000 (Stat. XXII, 440, Code 2789). He also takes the oath prescribed in the constitution (art. III, 26), and the additional oaths against gaming, dueling, and sharing the profits of the office (Code 2789). He may be suspended and removed from office by the governor for cause (Code 2701, 2791). Vacancies are filled for the unexpired term by appointment of the governor with the consent of the senate (Code 3093). In 1896 the treasurer became an ex officio member of the board of jury commissioners (supra, p. 58), in 1926 of the forfeited land commission (infra, p. 102), and in 1935 of the sinking fund commission (infra, p. 113).

The powers and duties of the county treasurer are concerned with the collection, custody, and disbursement of county funds, chiefly taxes. He collects state taxes and remits them to the state treasurer (Code 2800).

(Next entry 172, p. 93)

He disburses upon warrants from the authorized officials all money of the county from whatever source derived. When taxes are delinquent, he issues execution warrants directly to the sheriff or the tax collector (Stat. XIX, 862; Code 2853). Among the most important duties are the keeping of office records and the making of financial reports.

On the first of each month, the county treasurer sends the state comptroller general a complete statement of the total collections to date (1882, Stat. XVII, 1027; Code 2802), copies of which should be filed with the county superintendent of education, the county commissioners and the clerk of court; he also reports to the county commissioners the amount and character of funds collected for the county; and to the county superintendent of education his collections and disbursements of poll tax and other school funds, entry 191 x. (1882, Stat. XVII, 1027; Code 2801.)

Annually he reports to the court of general sessions at the second term, showing number, character and amount of claims paid by him on orders of the county and school authorities and to whom paid, which is submitted by the judge to the grand jury and filed by the clerk of court (1882, Stat. XVII, 892; Code 2829); on November 1, he reports to the state superintendent of education, showing by school districts, the amount of poll tax and all other school taxes collected by him for the fiscal year (1896, Stat. XXII, 169; Code 5398). Carbon copies of these reports are usually retained in the office for reference.

Required records of the office throughout the state have a degree of uniformity, because the state comptroller may prescribe the system of bookkeeping (1893, Stat. XXI, 401; Code 2844), makes up the printed form of the books, and examines them at least once a year (1882, Stat. XVII, 1008; Code 2732). The treasurer's duplicate (1872, Stat. XV, 201; Code 2717) is made up by the auditor. The tax execution book (1882, Stat. XVII, 1027) was discontinued in 1933 because extra columns were added to the Duplicate; and a record of installment payments of back taxes (Stat. XXXVIII, 285) became necessary. Since tax liens expire in ten years (1899, Stat. XXIII, 80; Code 2863), carbon copies of tax receipts and state treasurer's receipts (1882, Stat. XVII, 1023, 1026; Code 2795, 2800) need not be preserved for a longer period. On these receipts appear serial numbers given to the taxpayers on the county auditor's duplicate. Upon the reverse of these receipts the same numbers appear again on the tax execution form, which is used in case the taxes are not paid. Unpaid tax executions were made permanent records in 1896 (Stat. XXII, 255; Code 2152). As notice of delinquent poll tax collections, the treasurer receives from the magistrate stubs of warrants, entry 176. Until 1939, able-bodied men had the choice of performing labor on the roads or paying a tax, and receipts for commutation road tax were given (1897, Stat. XXII, 432; 1939, XLI, 1453). Record of cash school funds (Stat. XXI, 80; Code 2799) is now kept on the general Ledger, entry 184. On the first Wednesday in every month the clerk of court and the sheriff are required to file reports with the treasurer, showing a full and accurate statement of all moneys collected from licenses, fines, penalties, or forfeitures during the month (1879, Stat. XVI, 753; Code 3544, 3612). Since 1935 (Stat. XXXIX, 462) he has received a copy of certificate of dog vaccination for rabies. Current vouchers of disbursements, such as canceled

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bonds, coupons, and warrants are filed until delivered to the county auditor at the annual settlement (1889, Stat. XX, 350; Code 2840). In 1938 the opening of the fiscal year in Saluda County was changed from January 1 to July 1 (Const. 1895, art. X, 10; Stat. XXXVIII, 218, 591; XL, 1538).

## Tax Records

### Duplicates

172. TREASURER'S DUPLICATE, 1897--. 43 vols. (labeled by years). Record of assessment and payment of taxes on all taxable property, showing name of school district, fiscal year, name of taxpayer, serial number, address of taxpayer (no entry); number of acres, lots and buildings; value of all taxable real estate, value of all taxable personal property, total value of all taxable property; total tax levies for state, county, special, road, special local, local school, mills; poll tax, capitation road tax, dog tax, total for collection, date of payment; January 1, 1% penalty; February 1, 1% penalty; March 1, 5% penalty; total tax and penalty; also executions turned over to sheriff, date paid, nulla bona; column and page totals, recapitulation for school districts and county - these columns having replaced County Treasurer's Duplicate Commutation Tax, 1922-39, entry 173; Dog Tax, 1925--, entry 175; Treasurer's Tax Execution, 1934--, entry 177; also additionals, principally of corporations and mercantile establishments; also abstracts of additionals, 1898, 1903, and of duplicate, 1898, 1901-2; also instructions for use of book, 1897-1902, 1905-23; newspaper clippings of tax notices, 1897-1934; and list of board of equalization members, with township and school district nos. Arr. alph. by name of taxpayer under school dist. and twp., 1897-1903; under school dist., 1904--. No index. Hdw. on printed ruled form. 251 double pp. 18 x 15 x 2.

For auditor's parallel record, see entry 163; for other abstracts, see entry 191 xi.

173. COUNTY TREASURER'S DUPLICATE COMMUTATION TAX, 1912-21. 2 vols. Title varies: Treasurer's Duplicate (Road). 1922-39 carried on Treasurer's Duplicate, entry 172.

Record of itemized collections and disbursements of commutation road tax, 1912-, showing for collections: race and name of taxpayer, date of payment, amount, total; and for disbursements: date, payee, school district, check number, amount, total, balance carried forward; yearly totals of receipts, disbursements and balance carried forward, 1913-15; also disbursements, credits and balance of general road fund, 1915-20, and record of road taxes for road districts, 1919-21. Arr. alph. by name of school dist., 1912-18, and numer. by road dist. no., 1919-21, with entries under each chron. by date. No index. Hdw. on printed ruled form. 195 pp. 18 x 11 x 1.

### Receipts

174. (TAX RECEIPTS), 1901--. 103 vols. (labeled by contained serial nos.).

Carbon copies of receipts issued upon payment of taxes charged on tax duplicate, showing receipt number, county, year, name and address of taxpayer,

school district, number of mills levied; number of acres, lots, buildings; value of real estate and personal property, total taxable property; partial payments (6 blanks); state, county and school tax; special tax, poll tax, road tax, dog tax, total tax, percent penalty, total tax and penalty, treasurer's cost, sheriff's cost, tax collector's cost, 1926--, total, signature of treasurer; also treasurer's cash slips. Arr. alph. by name of taxpayer under school dist. and numer. by receipt no. No index. Hdw. on printed form. 1,000 receipts per vol. 17 x 15 x 2. 1 vol., 1933, magistrate; 102 vols., treasurer.

For record of collections, see entry 178; for other receipts, see entry 193; for originals, see entry 194; for other cash slips, see entries 191 vi, 193, 194.

175. DOG TAX, Nov. 1922-March 1924. 3 vols. 1925-- in Treasurer's Duplicate, entry 172.

Carbon copies of receipts for dog tax, showing receipt number, date paid; names of county, state, taxpayer; name and number of school district, amount paid and purpose, year for which paid, and signature of treasurer. Arr. chron. by date paid and numer. by receipt no. No index. Hdw. on printed form. 300 receipts per vol. $10\frac{1}{2}$ x $8\frac{1}{2}$ x 1.

Executions

176. (ARREST WARRANT STUBS), 1909--. 3 vols. Overlapping dates.

Stubs of warrants issued by magistrates to constables for collection of poll tax, showing number, date, name of taxpayer, residence and amount. Arr. numer. by stub no. and chron. by date of issue. No index. Hdw. on printed form. 197 stubs. 13 x 13 x 1. 2 vols., 1909--, tax collector, vault; 1 vol., 1924-28, treasurer's office.

For affidavits, see entry 198 iii.

177. TREASURER'S TAX EXECUTION, 1895-1933. 19 vols. (labeled by contained years). 1934-- in Treasurer's Duplicate, entry 172.

Record of delinquent taxes turned over to sheriff by treasurer for collection, showing year, names of taxpayer and school district, number of mills, date of payment; number of acres, lots, buildings; value of realty, value of personalty, total value, total taxes, penalties, polls, penalty on polls, dogs, capitation road tax, total taxes and penalties, executions collected and paid county treasurer, and nulla bona; treasurer's cost, sheriff's cost, remarks; also miscellaneous and recapitulations for all school districts, total for all and for each page; also original receipts, 1919-26, 1928-32, of money collected by tax collector or sheriff on taxes in execution, with date, of whom and by whom received, purpose and amount; also nulla bona executions for school districts and recapitulation of nulla bona. Arr. alph. by name of taxpayer under twps. and school dists., 1895-1907; under school dist., 1908-33. No index. Hdw. on printed ruled form. 195 double pp. 18 x $11\frac{1}{2}$ x $1\frac{1}{2}$.

Partial Payments

178. TREASURER'S BOOK (Back Taxes), 1934-35. 1 vol.

Record of installments paid or due on back taxes, 1927-31, showing name of

school district, notice to taxpayer, tax year, acres, lots, value of buildings, value of real estate, total personal, total value, road, polls, dogs, total taxes, receipt number, date paid or nulla bona, totals for each school district; also recapitulation for each year and totals, showing school district, year of execution, amount, total collections, 1934-35; also record of treasurer's receipts to tax collector. Arr. alph. by name of taxpayer under school district. No index. Hdw. on ruled form. 321 loose-leaf double pp. 12 x 18 x 2½.

For receipts of collections, see entry 193.

## Settlements
(See also entries 168-170, 191 xii)

179. COUNTY SETTLEMENT BOOK, 1895-1935. 3 vols. (1 labeled by date, 2 unlabeled).

Record of county funds, showing name of account, 1921-35, for receipts date, source, amount; for disbursements date, purpose, amount; total receipts, disbursements and cash balance; and annual settlement, with total receipts and disbursements under accounts, and balance carried forward; also schedules of county notes and county bond issues, 1915-35, showing with variations, bond book, page, when due, name of bonds, amount, kind, rate, where payable, date of issue; and schedule of bond maturities, showing item number, date due, amount due, total amount of issue. Arr. chron. by date of entry under acct. No index. Hdw. on ruled form. 203 to 303 pp. 18 x 12 x 2 to 2½.

180. SCHOOL SETTLEMENT BOOK, 1895-1935. 3 vols.

Record of disbursements of school funds, showing date of claim and of approval, superintendent's and treasurer's numbers, name of payee, school district number, amount, page totals; recapitulation of expenditures each year; also annual settlements, with total receipts from all sources, total expenditures, balance carried forward; also school district bond accounts, 1922-35; list of federal aid vouchers, 1935; list of amounts in closed banks, 1935; and auditor's report to superintendent of education, 1910-14; census of school children, 1909-10; disbursements of incidentals, 1909-10; district election expenses, 1910, and total revenue from county, 1909-10. Also contains (Record of School Taxes and Settlement), 1909-11, entry 209. Arr. numer. by treasurer's and supt's nos. under year and chron. by date of approval. No index. Hdw. on printed ruled form. 265 double pp. 19 x 14 x 2.

For superintendent of education's parallel record, see entry 209; for other auditor's reports to superintendent of education, see entry 207; for other school census, see entry 212.

181. STATE TAXES, 1895-1911. 1 vol. No recording 1899-1902, 1905, 1908-10. Memorandum, 1907-9, in Bonds (Miscellaneous Accounts), entry 187; 1916-19 in Cash Book, entry 182.

Record of gross collections and transmittals of state taxes, summarized and accounted for in balanced settlements, showing for debits the original and additional assessments; percent penalty; railroad assessment (no entry); executions with sheriff, current and previous year; cash on hand last settlement, total; and for credits the amount paid state treasurer, receipt

number; deductions and abatements allowed by comptroller general (no entry); balance due state and paid, total, balance brought forward; affidavit by foreman of grand jury and representative of comptroller general, 1895-1907; date of settlement, 1911. Arr. chron. by date of entry under debit and credit by fiscal year. No index. Hdw. on printed ruled form. 149 double pp. (14 used) 16 x 10½ x 1.

## Cash Books and Ledgers

182. COUNTY TREASURER'S CASH BOOK (General), 1911-12, 1935--. 2 vols. Title varies: Cash Book.

General cash accounts of all funds, showing for receipts the date, name, source, number, explanation, state, county, school, and total; and for disbursements the date, name, claim or check number, explanation, state, county, and total; monthly totals and balance carried forward; also memoranda of bank deposits, 1917-18 and of monthly collections and disbursements, 1921-22; record of reports to supervisor, 1917-18, 1922; list of executions, 1917-22. Also contains State Taxes, 1916-19, entry 181. Arr. chron. by date of entry under year, 1911-22; receipts, arr. chron. by date of entry and disbursements, numer. by check no., 1935--. No index. Hdw. and hdw. on ruled and printed ruled forms. 100 and 175 double pp. 14½ x 8½ x 1 and 17 x 15 x 2.

183. COUNTY TREASURER'S CASH BOOK (Other Than Taxes), 1911-35. 2 vols. Title varies: Ledger

Record of daily cash collections from fines, licenses, borrowed money, sales from county farm, dispensary, bond issues, state aid for schools, Rosenwald Fund, federal aid for vocational education, showing date, source, amount; distribution under schools, county, and state. Entries 1911-21, are kept in receipt form, with signatures of treasurer, serving also as Receipts, entry 189. Arr. chron. by date of item under year. No index. Hdw. and hdw. on printed ruled form. 203 and 272 pp. 14 x 9 x 1 and 16 x 11 x 1½.

184. LEDGER (General), July 1, 1935--. 3 vols.

Accounts of county appropriations in supply act, showing with slight variations for debits and credits, the date and serial numbers of each entry, totals, and monthly cash balance; also lists of paid county and school warrants; and control accounts, 1937-39. Also contains County Treasurer's Record of School Taxes by Districts, entry 185 and Bond Record, entry 186. Arr. alph. by name of acct. and chron. thereunder by date of entry. No index. Hdw. on printed ruled form. 250 to 450 pp. 10 x 13 x 2 to 12 x 15 x 3½.

185. COUNTY TREASURER'S RECORD OF SCHOOL TAXES BY DISTRICTS, 1897-1934. 10 vols. Title varies: Cash School Fund. 1935-- in Ledger (General), entry 184.

Record of receipts and disbursements of school district and general school fund or incidentals, 1897-1916, and county board fund, 1917-34, showing with variations for receipts school district, scholastic year, source and total; for disbursements date of approval, county superintendent's and

For abbreviations and explanatory notes see pages 20-22

treasurer's numbers, name of payee, amount, and total; balance; annual recapitulation by school districts, grand total for county, yearly statement for credits, balance and deficit by school districts and balance credited to county board fund; also sinking fund accounts for school districts, 1928-30, with school district, amount, and page of record in bond book. Arr. chron. by date of entry under school district. No index. Hdw. on printed ruled form. 159 to 300 double pp. 17½ x 15 x 1 to 19 x 14½ x 2½.

For superintendent of education's parallel record, see entry 208.

186. BOND RECORD (Ledger), 1907-35. 1 vol. 1935-- in Ledger (General), entry 184; Memorandum 1907-8, 1913-18 in Bonds (Miscellaneous Accounts), entry 187.

Accounts of bond issues for county, school districts, township, railroad and highway, showing with variations authorizing act, principal, interest, date of issue, when and where payable; date, purpose or source, and amount of debits and credits; totals, balance carried forward; also accounts of notes, 1926-35, showing borrower, lender, date, amount, interest, when payable, itemized receipts and expenditures, yearly totals and cash balance. Arr. chron. by date of entry under acct. Indexed by name of acct. Hdw., and hdw. on ruled form. 272 pp. 14 x 9 x 1½.

187. BONDS (Miscellaneous Accounts), 1907-18. 1 vol.

Ledger of various special accounts including record of daily collections of special school funds, October 15, 1907-March 15, 1909, showing date, name of school district, number of mills for each special district, total for special schools; also amount collected for railroad bonds (Huiett, Pine Grove), penalties, polls, dogs, and property tax, column and page totals, total yearly collections. Also contains memorandum of State Taxes, 1907-9, entry 181, Bond Record (Ledger), 1907-8, 1913-18, entry 186, and Receipts, 1907-11, entry 189. Arr. chron. by date of entry under acct. Partial index to treasurer's receipts and special school district bond acct. Hdw. on ruled form. 200 pp. 14 x 9 x 1½.

## Miscellaneous

188. (CHECK STUBS), 1915-33, 1939--. 20 vols. (14 labeled by name of bank, 6 unlabeled).

Stubs of checks issued by treasurer, showing number, amount, date issued, to whom, purpose, balance brought forward, amount deposited, total, amount of check, and balance carried forward. Arr. numer. by check no. and chron. by date issued under bank. No index. Hdw. on printed form. 300 stubs per vol. 10 x 14½ x 1.

189. RECEIPTS, 1922-23, 1935--. 3 vols. 1907-11 in Bonds (Miscellaneous Accounts), entry 187; 1911-12 in County Treasurer's Cash Book (Other Than Taxes), entry 183.

Carbon copies of receipts for money received for magistrates fines, for school bus funds, health funds, partial payments on taxes, licenses, auto sale, refund of jail fees, vocational education, gas tax, insurance license, etc., showing number, date paid, by whom paid, purpose, amount and to whom

paid. Arr. numer. by receipt no. and chron. by date of receipt. Hdw. on printed form. 500 receipts per vol. 10½ x 8½ x 1 to 12 x 7½ x 1.

For other receipts, see entries 152, 192.

190. AUTO LICENSE REFUND, 1925. 1 vol.

Record of money refunded to buyers of county motor licenses because licensing taken over by state highway department under act of 1925, showing make of automobile, motor number, type of body, amount paid, amount refunded, name and address of buyer, serial number of refunding slip. Arr. numer. by serial no. and alph. by name of buyer. No index. Typed, pasted. 50 double pp. 17 x 14 x 1.

191. PINEGROVE TOWNSHIP R(ail) R(oad) & MISCELLANEOUS (Settlement Vouchers), 1913--. 58,000 papers in 12 f. d., 3 shelves. Title varies: Correspondence.

Miscellaneous reports, receipts, summonses and complaints, petitions and orders, but chiefly settlement vouchers, including:

i. Canceled county warrants, 1920-24, 1926--, showing serial number, date, payee, amount, claim number, district number, item number, date audited and allowed, out of which fund taken, fiscal year, signatures of clerk and supervisor;

ii. Canceled school warrants, 1920--, showing date, amount, school district number, superintendent's number, name of county treasurer, to whom paid, purpose, date approved and ordered paid by superintendent, signatures of trustees, date canceled; endorsed with serial numbers of superintendent, treasurer, trustees, and school district, signature of payee, amount, purpose, check number, date sworn and subscribed; also canceled warrants of state highway department, 1922-24;

iii. Receipts of state treasurer, 1913, 1921-24, 1926--, showing number, date, place, from whom received, account or purpose, amount, and signature of state treasurer;

iv. Abatements and deductions by comptroller general, 1918-23, 1926-29, 1931, 1933, including original petition for abatement, showing name of party, description of property and original valuation, signatures of treasurer and auditor; proposed valuation, description and valuation of property; date approved, amount abated, signature of comptroller general;

v. Canceled school, county, and highway bonds (including Pinegrove Township Railroad), notes, coupons, 1921--, and canceled checks by treasurer for school and county funds, 1920-24, 1926--;

vi. Treasurer's cash slips, 1935--, showing serial number, tax district, taxpayer, state, county and school tax, special tax, poll tax, dog tax, total tax, percent penalty, total tax and penalty, taxable property, and date collected; endorsed with serial number, and execution to sheriff (tax collector), authorizing levy and sale for delinquent taxes, date, signature of treasurer;

vii. Tax collector's monthly report, 1938--, showing county, date, name of tax collector, month, years of back taxes for which money collected, total taxes and penalties, tax collector's cost, treasurer's cost, totals for each year and month;

For abbreviations and explanatory notes see pages 20-22

Treasurer - Miscellaneous (191 cont'd)

viii. Office copies of treasurer's reports to superintendent, 1927-28, of collections other than taxes, showing name of treasurer, name of superintendent, date received, from whom, borrowed money, bonds sold (no entry), fines and licenses, gas tax (miscellaneous), highway aid (no entry), state aid schools, insurance licenses (no entry), game warden (transfers), patrons of schools, accrued interest (no entry), dog tags, commutation road tax, total, certification by treasurer; endorsed with county, title, and date;

ix. Original magistrates' monthly reports to treasurer, 1937--, showing name of magistrate, town and state, date, date fine collected, name of person paying, offense, amount of fine, amount paid, total paid, date paid to treasurer, and signature of treasurer;

x. Office copies of treasurer's monthly reports, 1937--, to state comptroller general, showing receipts: items, state, county, school, total, total collection, balance for previous month, total to account for; disbursements: items, balance on hand; affidavit, with signatures of notary and treasurer;

xi. Office copies of abstracts of executions paid, nulla bona, additional executions, 1919, 1924-34, 1937--; of duplicates, and additionals, 1920-23, 1926-30, 1932, 1935--; of real property, 1931, 1934--; of personal property, 1921, 1926, 1935--; of delinquent tax list, 1920-23, 1926-31, 1933-35; and of original assessments, 1937--;

xii. Office copies of settlement sheets, 1921-23, 1925-34, 1937--, showing with variations, name of county, date, names of auditor and treasurer, fiscal year, balance and back taxes, money collected or borrowed on taxes for following year, school district, special, polls, totals, date of settlement, signatures of comptroller general and grand jury foreman, date filed in comptroller general's office (no entry);

xiii. Treasurer's copy of rabies vaccination certificates, 1935--, showing date of vaccination, name and address of owner, kind of dog, description of dog (sex, weight), markings, tag number, dog license number, signature and address of veterinarian;

xiv. Road certificates, 1921-23, 1932, showing state, county, serial number, name of worker, part of day worked, date, name of overseer, signature of notary public, countersigned (no entry), commissioner district (no entry);

xv. Minutes of county highway commission, 1926;

xvi. Treasurer's correspondence, 1910, 1913-15, 1917-32, 1937--.

No arr. No index. Hdw. on printed and printed ruled forms, typed. F. d., 11½ x 12½ x 23½; shelves, 12 x 36 x 10.

For warrant stubs, see entry 7; for tax executions, see entry 153; for other abstracts, see entry 172; for settlement records, see entries 179-181; for other cash slips, see entry 174; 193, 194, 198; for other magistrates' reports, see entry 145; for auditor's settlement vouchers, see entry 170; for duplicate school claims (warrants), see entry 205; for other rabies certificates, see entry 198; for auditor's copies of treasurer's reports, see entry 170.

For abbreviations and explanatory notes see pages 20-22

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## XXI. TAX COLLECTOR

The office of tax collector was established for Saluda County in 1924. On recommendation of the delegation, the governor appoints for a two year term, one or more discreet persons to the office, the number being determined by the delegation. Before taking office, the tax collector must post a surety bond, formerly $10,000, now $5,000, in the form used by the sheriff; and take the constitutional oath as well as the oath against sharing the profits of the office. He is paid fees, which may be supplemented by a salary fixed each year by the delegation in the supply bill. On recommendation of the delegation, the governor may remove the tax collector for cause. (Const. 1895, art. III, 26; Stat. XXXIII, 1163; XL, 1861; Code 2880, 3042, 3044.) In 1938 an additional tax collector was appointed by the governor for a year to collect exclusively the 1937 delinquent taxes. He was required to post a $5,000 surety bond, and, as compensation, received the fees for executions collected. (Stat. XL, 1860-61.) He was retained in 1939 also (Stat. XLI, 1464).

The duties formerly vested in the sheriff as to collection of delinquent taxes, sale of property under execution, and making deeds, have been conferred upon the tax collector, who has full authority to enforce the laws pertaining to tax executions. The tax collector by virtue of the tax execution, seizes and takes exclusive possession of as much of a defaulter's estate as may be necessary to satisfy the taxes. He assists the auditor in listing firms and persons escaping taxation. The tax collector has a monthly settlement with the treasurer and makes a written report on all executions. He also reports to the auditor any uncollectible executions. (Stat. XXXIII, 1163; Code 2880.) In 1933, each delinquent taxpayer who paid his taxes for the year 1932 plus one-fifth of his accumulated delinquent taxes, was allowed to pay six percent interest on four more annual installments until the back taxes were retired. Otherwise, the tax collector within sixty days after publication three times of a notice of sale, proceeded to sell the property. (Stat. XXXVIII, 285-86.)

The required records of the office are the tax execution book and the sales book, both of which were taken over from the sheriff (infra, pp. 79-80). The monthly report to the treasurer on tax executions should show non-payment, error, double entries, nulla bona returns, and any other necessary information (Stat. XXXIII, 1163). The records of installment payments of taxes date from 1933 (Stat. XXXVIII, 285-86).

192. SHERIFF'S TAX EXECUTIONS, 1925--. 16 vols. Overlapping dates.
Title varies: Tax Collector's Book; Collector's Tax Execution Book. Record of delinquent taxes, showing name and number of school district, number of execution, name of taxpayer, date of payment; number of acres, lots, buildings; value of realty, personalty; total value and taxes, taxes and penalties; polls, penalty; capitation road tax, total taxes and penalties, executions collected and paid to county treasurer, nulla bonas, treasurer's

and sheriff's (tax collector's) costs, remarks; totals for column and page; recapitulation of all school districts; also original receipts to tax collector from treasurer, 1927-28, 1931-32. Arr. alph. by name of taxpayer under school dist. No index. Hdw. on printed ruled form. 182 double pp. 12 x 17 x 2 to 19 x 12½ x 2. 1 vol., 1925, clerk of court, vault; 15 vols., 1926--, office.

For prior records, see entry 152; for other treasurer's receipts, see entries 152, 189.

193. (TAX RECEIPTS), 1923, 1925, 1927--. 107 vols.
Carbon copies of receipts for delinquent taxes paid to treasurer and to tax collector; also receipts for partial payments, 1927-31; also treasurer's cash slips, 1927--, showing information as in entry 191 vi. Arr. alph. by school dist. and thereunder alph. by name of taxpayer; also numer. by receipt no. No index. Hdw. on printed form. 349 to 1,000 receipts per vol. 17 x 15 x 1½ to 17½ x 10½ x 2.

For record of partial payments, see entry 178; for other receipts, see entry 174; for originals, see entry 194; for other cash slips, see entries 174, 191 vi, 194.

194. (TAX RECEIPTS & TREASURER'S CASH SLIPS), 1928-36. Approx. 7,300 papers in 4 f. d.
Original receipts for delinquent taxes, showing tax district (school district); number of acres, lots, and buildings; value of real estate, personal property, total taxable property; partial payment, amount, state, county, school, special, poll, road, and dog taxes; total tax and penalty, treasurer's and sheriff's (tax collector's) costs, total; year of delinquency; also treasurer's cash slips. Arr. alph. by name of taxpayer under school dist. No index. Hdw. on printed form. 11 x 13½ x 27.

For carbon receipts, see entries 174, 193; for other cash slips, see entries 174, 191 vi, 193.

195. TAX COLLECTOR'S SALES, 1934--. 2 vols.
Record of sales under execution for delinquent taxes, showing names of tax collector and property holder, date, name of newspaper in which published, publisher's name, date published, cost of publishing; also newspaper clipping of notice, and affidavit of publisher that notice was published. Arr. chron. No index. Hdw., hdw. and typed on printed form, and printed. 28 and 99 pp. 11 x 9 x 1 and 17 x 13 x 1½.

For tax collector's deeds, see entry 13; for sheriff's sales, see entry 151; for forfeited land commission record, see entry 199.

196. TAX COLLECTOR'S CASH BOOK, 1933-34, 1937--. 4 vols.
Record of delinquent taxes collected, showing month, year, name of taxpayer, school district, receipt number, amount collected, year of taxes, tax collector's and treasurer's costs, total taxes, and total monthly collections. Arr. chron. No index. Hdw. on ruled form. 76 to 144 double pp. 17 x 14 x ½ to 14 x 11 x 1.

197. MILEAGE, n. d. 1 vol.
Record of taxes in execution to be collected on mileage basis, showing name

of school district, of taxpayer, amount of taxes and penalty, number of acres, remarks, number of miles. No arr. No index. Hdw. 22 pp. 11 x 9 x 1.

198. (MIXED PAPERS), 1928-38. 2,000 papers in 1 pasteboard box. Miscellaneous papers, including summary of votes cast by Pleasant Grove Democratic Club, 1938; receipts for registered articles, 1934-35, 1937; doctor's certificate, 1937; bills from lumber company, 1937; copies of canine rabies vaccination certificates, 1935-36; original county claims, 1932-34; original federal notices for delinquent taxes, 1932-36; list of security deeds, 1935; note and chattel mortgages; supplemental tax returns, 1931-34; also records pertaining to the tax collector's office, including:

i. Tax collector's notices of delinquent taxes, 1928, 1935-36, 1938;
ii. Original affidavits, 1932, 1935, 1937-38, from magistrate to treasurer concerning failure to pay poll tax, and order to constable to collect, showing name of magistrate, constable, taxpayer, treasurer, date;
iii. Original affidavits, 1929-35, for road work in lieu of road taxes, addressed to treasurer, showing taxpayer, number of days worked, signature of overseer or district commissioner, or supervisor;
iv. Original tax receipts either void, duplicate or abated, 1932-35;
v. Notices of sale for taxes, 1928-34, showing authority for sale, treasurer, taxpayer, description of property, date of sale, and name of tax collector; also affidavits of publication attached;
vi. Original cash slips, 1933-34, to be returned to treasurer;
vii. Duplicate deposit slips, 1931-35, showing name of bank, name of depositor, county, state, date, currency, and total deposit.

No arr. No index. Hdw., hdw. on printed form. Magistrate's office.

For other Democratic club records, see entries 58-60; for magistrates' poll tax warrant stubs, see entry 176; for other rabies certificates, see entry 191 xiii; for cash slips, 1935--, see entry 191 vi.

## XXII. FORFEITED LAND COMMISSION

In 1926 a forfeited land commission was provided for in each county, to take over duties previously performed by the state sinking fund commission in regard to lands sold for delinquent taxes. It is composed ex officio of the auditor, the treasurer, and the clerk of court as register of mesne conveyance. If designated by the delegation, the chairman of the board of county commissioners also may be an ex officio member. The commission organizes by electing one member as chairman and another as secretary. (1926, Stat. XXXIV, 920-22; Code 2167.)

The auditor buys in for the commission at tax sales all lands for which no bid is offered sufficient to pay the amount of taxes due. As it is very necessary for revenue purposes that forfeited lands be returned to the tax books, the forfeited land commission is empowered to dispose of all forfeited lands at public or private sale, preferably for cash, and in no case al-

lowing longer than ten years to complete payments. At the end of each fiscal year, net proceeds of the sales are apportioned by the treasurer between the county and state. (Stat. XL, 1717.)

No records are required by law, but it is customary for the commission to keep minutes of proceedings. Land titles are recorded in Deed Book, entry 13.

199. FORFEITED LAND COM(mission) SALUDA COUNTY, 1932-35. 1 vol. An abatement book used to keep the record of lands bid in and sold by the forfeited land commission, showing number of acres, name of school district, date taxes due; costs of advertising, auctioning, and executing deed, total costs; net proceeds, buyer, dates of sale and deed, name of tax collector; also names of personnel of forfeited land commission; also record of election of chairman and secretary; also authorization for advertising. Arr. chron. by date of sale and by date of proceedings. No index. Hdw. 49 double pp. (3 used) 17 x 14 x 1. Treasurer, office.
For tax collector's sales, see entry 195.

## XXIII. SUPERINTENDENT AND BOARD OF EDUCATION

The constitution of 1868 (art. X, 2) provided an elected school commissioner for each county. The general school law of 1896 replaced this constitutional commissioner with a statutory county superintendent of education (Stat. XXII, 156-73). Until after an election in November 1896, the superintendent and board of education of Edgefield County served Saluda County (1896, Stat. XXII, 252).

The superintendent of education is elected by the voters of the county at each general election for a term of four years. Before entering office he gives a surety bond of $1,000 which is approved by the county commissioners; he takes the constitutional oath of office (art. III, 26); and he is commissioned by the governor. (1921, Stat. XXXII, 104-5; Code 5308.) The salary was $1,200 in 1939 (Stat. XLI, 1456). Vacancies are filled for the unexpired term by the state board of education (Code 5309).

The county board of education originated in 1870 when the school commissioner was required to select two persons to constitute with himself the county board of examiners (Stat. XIV, 345). In 1896 the board of examiners was replaced by the county board of education (Stat. XXII, 159-62) composed of the superintendent as ex officio chairman and clerk, and two other members appointed by the state board of education for a term of four years, subject to removal by the state board (Code 5335).

The county board of education is an advisory body for the superintendent of education, and also a tribunal for determining any matter of local controversy in reference to school laws, with power to summon witnesses, to

of school district, of taxpayer, amount of taxes and penalty, number of acres, remarks, number of miles. No arr. No index. Hdw. 22 pp. 11 x 9 x 1.

198. (MIXED PAPERS), 1928-38. 2,000 papers in 1 pasteboard box. Miscellaneous papers, including summary of votes cast by Pleasant Grove Democratic Club, 1938; receipts for registered articles, 1934-35, 1937; doctor's certificate, 1937; bills from lumber company, 1937; copies of canine rabies vaccination certificates, 1935-36; original county claims, 1932-34; original federal notices for delinquent taxes, 1932-36; list of security deeds, 1935; note and chattel mortgages; supplemental tax returns, 1931-34; also records pertaining to the tax collector's office, including:

i. Tax collector's notices of delinquent taxes, 1928, 1935-36, 1938;
ii. Original affidavits, 1932, 1935, 1937-38, from magistrate to treasurer concerning failure to pay poll tax, and order to constable to collect, showing name of magistrate, constable, taxpayer, treasurer, date;
iii. Original affidavits, 1929-35, for road work in lieu of road taxes, addressed to treasurer, showing taxpayer, number of days worked, signature of overseer or district commissioner, or supervisor;
iv. Original tax receipts either void, duplicate or abated, 1932-35;
v. Notices of sale for taxes, 1928-34, showing authority for sale, treasurer, taxpayer, description of property, date of sale, and name of tax collector; also affidavits of publication attached;
vi. Original cash slips, 1933-34, to be returned to treasurer;
vii. Duplicate deposit slips, 1931-35, showing name of bank, name of depositor, county, state, date, currency, and total deposit.

No arr. No index. Hdw., hdw. on printed form. Magistrate's office.

For other Democratic club records, see entries 58-60; for magistrates' poll tax warrant stubs, see entry 176; for other rabies certificates, see entry 191 xiii; for cash slips, 1935--, see entry 191 vi.

## XXII. FORFEITED LAND COMMISSION

In 1926 a forfeited land commission was provided for in each county, to take over duties previously performed by the state sinking fund commission in regard to lands sold for delinquent taxes. It is composed ex officio of the auditor, the treasurer, and the clerk of court as register of mesne conveyance. If designated by the delegation, the chairman of the board of county commissioners also may be an ex officio member. The commission organizes by electing one member as chairman and another as secretary. (1926, Stat. XXXIV, 920-22; Code 2167.)

The auditor buys in for the commission at tax sales all lands for which no bid is offered sufficient to pay the amount of taxes due. As it is very necessary for revenue purposes that forfeited lands be returned to the tax books, the forfeited land commission is empowered to dispose of all forfeited lands at public or private sale, preferably for cash, and in no case al-

lowing longer than ten years to complete payments. At the end of each fiscal year, net proceeds of the sales are apportioned by the treasurer between the county and state. (Stat. XL, 1717.)

No records are required by law, but it is customary for the commission to keep minutes of proceedings. Land titles are recorded in Deed Book, entry 13.

199. FORFEITED LAND COM(mission) SALUDA COUNTY, 1932-35. 1 vol. An abatement book used to keep the record of lands bid in and sold by the forfeited land commission, showing number of acres, name of school district, date taxes due; costs of advertising, auctioning, and executing deed, total costs; net proceeds, buyer, dates of sale and deed, name of tax collector; also names of personnel of forfeited land commission; also record of election of chairman and secretary; also authorization for advertising. Arr. chron. by date of sale and by date of proceedings. No index. Hdw. 49 double pp. (3 used) 17 x 14 x 1. Treasurer, office.
For tax collector's sales, see entry 195.

## XXIII. SUPERINTENDENT AND BOARD OF EDUCATION

The constitution of 1868 (art. X, 2) provided an elected school commissioner for each county. The general school law of 1896 replaced this constitutional commissioner with a statutory county superintendent of education (Stat. XXII, 156-73). Until after an election in November 1896, the superintendent and board of education of Edgefield County served Saluda County (1896, Stat. XXII, 252).

The superintendent of education is elected by the voters of the county at each general election for a term of four years. Before entering office he gives a surety bond of $1,000 which is approved by the county commissioners; he takes the constitutional oath of office (art. III, 26); and he is commissioned by the governor. (1921, Stat. XXXII, 104-5; Code 5308.) The salary was $1,200 in 1939 (Stat. XLI, 1456). Vacancies are filled for the unexpired term by the state board of education (Code 5309).

The county board of education originated in 1870 when the school commissioner was required to select two persons to constitute with himself the county board of examiners (Stat. XIV, 345). In 1896 the board of examiners was replaced by the county board of education (Stat. XXII, 159-62) composed of the superintendent as ex officio chairman and clerk, and two other members appointed by the state board of education for a term of four years, subject to removal by the state board (Code 5335).

The county board of education is an advisory body for the superintendent of education, and also a tribunal for determining any matter of local controversy in reference to school laws, with power to summon witnesses, to

take testimony and make decisions, provided that either party may appeal to the state board (1896, Stat. XXII, 161; Code 5348). The county board may divide the county into school districts (Code 5350), transfer pupils from one school district to another (Code 5374), select school sites, regulate school terms, and set aside five percent of the school funds of the county to construct school buildings. The board is exempt from military duty. (Code 5388, 5389, 5405.)

A law of 1937 provides that attendance teachers be appointed by the county board to enforce the attendance of children between seven and sixteen years (Stat. XL, 557).

The schools of each district are under the management of a board of three trustees, appointed by and subject to supervision of the county board of education (Code 5354). In Saluda County if vacancies occur, a special election for school trustees may be called upon petition of a majority of the qualified electors of the district (Code 5369; Stat. XXXVIII, 494). The boards of trustees are ex officio boards of assessors (Code 2737).

The duties of the superintendent are to visit annually the schools of the county; to note the courses taught and methods of teaching; to advise with teachers so that the teaching methods may be uniform throughout the county; to advise trustees on the character, condition, and equipment of school buildings; to encourage and to attend teachers' associations; and to conduct teachers' institutes (1896, Stat. XXII, 157; Code 5310). His principal duty is to administer school funds. He furnishes copies of the auditor's and treasurer's poll tax reports to the school trustees, and aids them in making all proper corrections (Stat. XXII, 158; Code 5326). On or before July 15 of each year he reports to the county treasurer by school districts all claims approved by him for the school year (Code 5323). At the third term of the court of general sessions, he makes an annual report of all claims filed, audited, allowed and ordered paid by him during the year, to the presiding judge to be presented to the grand jury for examination (1896, Stat. XXII, 158, 509; Code 5321). Within two months after the close of the school term, he is required to make a report to the state superintendent of education, containing complete statistical information of all schools within his county supported wholly or partly by public funds (1896, Stat. XXII, 158; 1913, XXVIII, 191; Code 1558, 5313, 5378). For insurance purposes, both state and county superintendents, on request, must furnish the state sinking fund commission a complete list of school buildings, showing location of each, district number, and names and addresses of trustees (1918, Stat. XXX, 881; Code 2189).

Among the most important required records of the office are the minutes of the county board of education (Stat. XXII, 161; Code 5349). Various statistical reports are sent and received by the superintendent. On the fifteenth of each month he receives from the county treasurer an itemized statement of the amount of collections and disbursements by school districts on account of poll, dog, special, sinking fund, delinquent, balance remaining on hand, and 3-mill tax (Stat. XVI, 584; Code 1564). He also receives

For abbreviations and explanatory notes see pages 20-22

from the auditor a list of persons liable for poll tax (Code 5393); and from the treasurer a list of those who have paid poll tax (Code 5395). Within thirty days after sale of school property, he receives a report from the district trustees (Code 5371).

Within thirty days after school opens, the trustees make a census of children of school age, which is filed with the superintendent, and he certifies a list to the attendance teacher (Stat. XL, 556-66). In making the annual school census, teachers are to cooperate with the trustees by reporting all pupils in each school district between the ages of six and twenty-one, male and female, white and colored. If teachers fail to do this, the trustees may employ enumerators and pay them out of the teachers' salaries. A summary of these reports is transmitted to the superintendent of education, who summarizes the total for the districts and forwards it to the state superintendent, provided that the state superintendent shall require a census at least every three years. (1930, Stat. XXXVI, 1338; Code 5473; Acts 1934, p. 1237.) In 1915, teachers, principals, and superintendents of schools, were required to report to the attendance officer or the county superintendent of education, all unexcused absences (Stat. XXIX, 118; Code 5672). Upon request of the county superintendent, private schools located in the county must report annually the number in regular attendance, the number of teachers employed, and such facts as show the grade and amount of educational work done (1913, Stat. XXVIII, 191; Code 1560, 5377).

School warrants are signed by a majority of the school district trustees (Code 5381), and countersigned by the county superintendent (Code 5382), who also files "duplicate claims" and keeps a file book of them (1896, Stat. XXII, 158; Code 5324). A uniform state-wide system of school records is secured by the forms printed and distributed by the state superintendent of education (1872, Stat. XV, 186; Code 5276). The County Superintendent's Ledger, entry 207, is one of these, which combines within itself the record of cash school funds (Stat. XXI, 79-80; Code 5346), the school bond register (1924, Stat. XXXIII, 998; Code 5311), and the record of the county board fund (Stat. XXVIII, 192, 194; Code 5345, 5380). Record of teachers' certificates should show the name, address, age, sex, race, and date of certificates of all teachers and applicants for teaching certificates (1896, Stat. XXII, 161; 1920, XXXI, 966; Code 5349). Census of school children (1930, Stat. XXXVI, 1139; Code 5473) is a card record.

## Minutes and Reports
(See also entries 207, 208, 213)

200. MINUTES, 1899--. 1 vol. No recording 1933--.
Record of proceedings at meetings of county board of education, showing place and date of meeting, names of members present, and business transacted, such as adoption of resolutions, appointing of trustees, transferring of school property from one district to another, consolidating schools, holding of teachers' examinations, and other matters incident to office;

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minutes of each meeting are signed by secretary. Arr. chron. by date of meeting. No index. Hdw. and typed. 378 pp. 14 x 8 x 3.

201. (ANNUAL REPORT OF COUNTY SUPERINTENDENT), 1911-16, 1931--. 15 reports. 1923-24 in (County Superintendent's Ledger), entry 207.

Office copies of reports to state superintendent, showing for each school of each district, statistics on enrollment by grades (35 columns), total days and average attendance (21 columns), promotional and non-promotional record of elementary pupils (34 columns); for each district the assessed valuation, mills voted, bonds and short term notes (21 columns); receipts (22 columns) and expenditures (38 columns) of district funds only, and value of all school property according to purpose for which used (16 columns); for each bus of each school, transportation costs (16 columns); summaries of teaching positions and teaching certificates; of new buildings erected during the year, of receipts and expenditures of county board fund, and administrative expenditures from ordinary county funds; number and kind of libraries; statistics on training of teachers, sources of salaries, and experience; miscellaneous information on transfers, tax levies, borrowed money, school visits, supervisors, length of term, etc.; and certification by county superintendent, showing personal and professional information, date, signatures of superintendent and of notary; endorsed with title, year, date of filing; extracts from school law are inside cover. Arr. chron. by year. No index. Hdw. on printed form, yellow sheets for negro schools, white sheets for white; reports, 1911-16, pasted over pages of a cash school fund volume. 30 to 157 pp. 10 x 17 x 1/8 to 17 x 16 x 1½.

202. ABSENTS, 1938-39. 1 f. d.

Monthly summary report of enrollment and absences filled out by principals and mailed to attendance teacher, showing date covered, name of county district, school and principal; school district number; names of children entering school during month, transfers to and from school; number of absences for sickness, lack of clothing, lack of books, funerals, religion, work, number of excuses; also names of children previously reported and still irregular, and of those in regular attendance; family name, address, and age of children; remarks regarding pupils living in district and not enrolled. Arr. alph. by name of school dist. No index. Hdw. on mimeographed form. 11½ x 13½ x 24½.

203. ABSENTEES, 1937--. 30 reports in 2 f. d.

Original reports from school principals to attendance teacher on pupils absent from school, sent when an investigation is desired, showing name and address of pupil, name of school, school district number, date; name, address, age, and grade of pupil; name of teacher; name of parent; date of absence; reason for referral; statement of work done by teachers; on reverse is a narrative report of attendance teacher. Arr. alph. by name of pupil under school dist. No index. Hdw, on printed form, yellow cards for negro; white cards for white. 5 x 6½ x 12.

For abbreviations and explanatory notes see pages 20-22

Superintendent and Board of Education - Financial Records (204-207)

204. MSC. (Monthly Report of Attendance Teacher), 1937-39. Approx. 50 reports and 150 papers in 1 f. d.

Office copies of monthly report of attendance teacher to state department of education, 1938-39, showing name of teacher, county, period covered, date of report, number and percent average attendance for white and colored, totals, date of activity, activities, number of pupils returned to school; also list of deformed persons in county, white and colored, showing name, nature of deformity, date of birth, name of school, and name of physician; also suggestions from health department and correspondence; attendance laws and highway safety acts; also list of articles checked out at NYA home by attendance teacher or superintendent of education, showing date checked out, amount, name and size of article, by whom checked out; also standard government instructions to bidders, bid as accepted (U. S. standard form 33 revised); also general correspondence of attendance teacher. Monthly reports, arr. alph. by name of school; miscellaneous, no arr. No index. Hdw., typed, hdw. and typed on printed form. 11½ x 13½ x 24½.

Financial Records
(See also entries 200, 201, 213)

205. (DUPLICATE SCHOOL CLAIMS), 1929--. Approx. 10,000 claims and 81 booklets in 3 f. d.

Duplicate school warrants for material, labor or salaries, showing serial number of school district, of claim, date, name of school, amount, purpose, signatures of superintendent and trustees; teachers' monthly report of enrollment and average attendance (on claims for teachers' salaries); also office copies of "Questionnaire" booklets for South Carolina school building survey by state department of education, showing for each school in county, statistical information under headings for general information, school site, school building, class rooms, sanitary conveniences, repairs and improvements, work done on building by CWA or FERA, and fire protection. Claims, arr. chron. by years, 1929-38; by date paid under school district, 1938--; questionnaire, no arr. Claims, no index, but Ledger, entry 206, shows serial no.; questionnaire, no index. Hdw. on printed form. 11 x 14½ x 25.

For original canceled claims, see entries 170, 191.

206. LEDGER, 1897--. 6 vols. 3 vols., 1910-37 not found on recheck. Title varies: Day Book.

Register of school claims as presented, showing with variations, serial number, number of school district fund or county board fund to which charged, payee, and amount. Arr. chron. by year, and thereunder numer. by claim no. No index. Hdw. on ruled form. 135 to 272 pp. 12 x 7½ x 1. 1 vol., 1897-1909, basement; 2 vols., 1933--, office.

207. COUNTY SUPERINTENDENT'S LEDGER, 1911-27, 1931--. 20 vols. and interleaved loose papers. 4 vols. have no title.

Accounts of all school funds standardized into three sections: (1) Expendi-

tures (double sheet, one used) for each school district by name and number, listing warrants on numbered lines, with date, county superintendent's number, payee, total, and purpose (broken down under 35 headings), and grand total of all expenditures for elementary and high schools; (2) Receipts for each school district by name and number (with chariman, secretary and trustee ), itemized as revenue from state appropriations, county board fund, special district levies, general school taxes and miscellaneous; and non revenue from bonds, short term notes, property sales, insurance adjustments, and other; (3) County Board Fund (double sheet), showing for receipts the date, amount, and total under sources from which credited, and for expenditures a list of warrants with date, superintendent's number, payee, and purpose under appropriate heading; also loose sheets interleaved, as follows:

i. Original auditor's report to county superintendent, 1916-17, showing for each school district the name, assessed valuation, poll assessment (no entry), polls apportioned (no entry), dogs assessed (no entry), dogs apportioned (no entry), total assessment on property and constitutional levy, amount brought forward;
ii. Original reports of school principals to county superintendent, 1923-34 (in volume under each school district);
iii. Rural graded school applications, 1918-19, showing county, name and number of district; detailed report on resources and total expenditures of preceding scholastic year, balance on hand, estimated income, facts about school: term, enrollment and attendance, number of teachers; auditor's, county superintendent's, and trustees' certificates;
iv. Enrollment and average attendance for white and colored schools, 1938--;
v. List of schools, 1939, showing dates of opening;
vi. Original notarized official oaths of school district trustees, 1926-28, that they are qualified for office, will peform the duties, will defend the state and federal constitutions, that they have not engaged in a duel since January 1, 1881, and will not during the term of office; that they will not share the profits of the office or endeavor to dispose of it; reverse shows notice of appointment.

Also contains (Annual Report of County Superintendent), 1923-24, entry 201. Arr. chron. by date of entry under sec., on yellow sheets for negro and white sheets for whites. No index. Hdw. on printed ruled form. 48 to 260 loose-leaf double pp. 20 x 18 x 1 to 19½ x 21 x 1½.

For other auditor's reports, see entries 180, 208; for prior records, see entry 208.

208. CASH SCHOOL FUNDS, 1896-1911. 4 vols. and interleaved loose papers.

Accounts of school district funds, county board fund, and borrowed money, showing year, school district number, and for receipts the unexpended balance preceding year, total amount, poll tax due, school district, 3-mill tax, special tax, dog tax, other funds; for expenditures the amount of warrant, date of approval; school district, of school trustees (no entry), of

superintendent, name of payee, of person presenting, purpose (building repairs, fuel, rent, library, number of days taught), school furniture (site, common desk, patented desk, chairs, totals), school apparatus (blackboard, material of blackboard, globes, maps, reading charts, writing charts, arithmetic charts, physic chart, music charts, totals); salary, number of pupils enrolled (male and female), average attendance (male and female), branches of studies pursued (alphabet, spelling, reading, writing, mental arithmetic, written arithmetic, algebra, geography, English grammar, English literature, South Carolina history, United States history, civics, agriculture, physics and hygiene, drawing), total receipts, total disbursements, balance carried forward; also

i. Auditor's annual report to superintendent, 1907-10, showing for each school district, assessed valuation, polls returned, polls apportioned, dogs returned, dogs apportioned, total each, estimated income, and cost per pupil;

ii. Lists of district trustees, 1901-6, showing name, dates of appointment and removal;

iii. Lists of county claims, 1907-8, showing superintendent's number and school district.

Arr. chron. by date of entry under school dist. No index. Hdw. on printed ruled form. 159 double pp. 17½ x 16 x 1 to 18 x 14 x 1.

For treasurer's parallel record, see entry 185; for subsequent records and other auditor's reports, see entry 207.

209. (RECORD OF SCHOOL TAXES AND SETTLEMENT), 1896-1904. 1 vol.
1909-11 in School Settlement Book, entry 180.

Record of receipts and disbursements of school funds, and annual settlement, showing for collections the date, source, amount, total; for disbursements date of claim, date of approval, number of claim, treasurer's number and amount; total expenditures; balanced totals for each school district, and general school funds, certified by county treasurer and auditor, witnessed by representative of comptroller general, and foreman of grand jury. Receipts, arr. chron. by date of entry; disbursements, arr. numer. by claim no. under year; settlements, arr. chron. by years. No index. Hdw. on printed ruled form. 151 double pp. 19 x 16 x 1. Basement.

For treasurer's parallel record, see entry 180.

## Personnel Records

210. RECORD OF TEACHERS CERTIFICATES, 1897--. 2 vols.

Record of teachers' certificates issued by county board of education, 1897-1920, by state board of education, 1921--, showing state, county, where recorded, by whom granted, state number, county number (no entry); grade and date of certificate, date of expiration, name of teacher, residence, address, sex, race. Arr., 1897-1923, chron. by year and numer. by serial no.; 1923--, alph. by name of teacher, and chron. thereunder by race. No index. Hdw. on printed ruled form. 200 pp. to 200 double pp. 10½ x 15 x 1 and 12½ x 10 x 2. 1 vol., 1897-1923, clerk of court, vault; 1 vol., 1923--, office.

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211. SCHOOL DIRECTORY, 1939--. 1 vol.
Shows personnel of state department of education, names of county superintendent, county board members, and attendance teacher; names and numbers of school districts, names and addresses of teachers and school trustees of each district, of officers of county teachers' association, of council of delegates; of program, legislative, flower, and publicity committees; date and place of district meetings of education association; and program for county teachers' association. Arr. under above classification. No index. Mimeographed. 10 pp. 8½ x 5½ x 1/8.

212. CENSUS CARDS, 1937--. 4,500 cards in 1 f. b.
Original census by attendance teacher of white and negro children in the county between ages of 7 and 16 years, showing date, name of county, of district, name and address of child, sex, date of birth, age last birthday, birth place, father and mother; if not in school, reason. Arr. alph. by name of child under school dist. No index. Hdw. on printed form. 5 x 6½ x 12.

For other census, see entry 180.

213. MISCELLANEOUS CORRESPONDENCE, 1919--. 1 f. d., 2 boxes.
Official correspondence, 1937--, of superintendent of education; also reports, applications, and other papers as follows:

i. Copy of annual report, 1924, by county superintendent to state superintendent, on schools, enrollment, and average attendance, showing name and number of district; public schools for white and colored; enrollment, white - town schools, boys, girls, total; negro - town schools, boys, girls, total, country schools, boys, girls, total, grand total of enrollment for both races, average attendance: (same headings); totals for each; name of superintendent and county;

ii. Carbon copies of reports, 1921, by county superintendent to grand jury, concerning schools in county;

iii. Original reports of superintendents of schools to county superintendent, 1930-33, 1937-38, showing with some variations, name of school, district number, dates of session, statistical information regarding enrollment, attendance, branches studied, receipts, expenditures, promotions, non-promotions, value of school property, record of transportation, number of teaching positions, grade of certificate, academic and professional training of teachers, number receiving state aid, etc.; library report; signatures of teacher or principal and clerk of board of trustees, and date of approval;

iv. Original monthly report of supervising industrial teacher to county superintendent, 1920, 1925, 1926, 1933, showing inclusive dates of report, state, county, date, name of school or community visited, brief statement of what was done; signature of supervising industrial teacher, date signed;

v. Original summarized reports of district secretaries to county superintendent, enumerating youths in districts, 1926, 1930-32, showing name of county, number and name of district, number of males

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and females 6-20 years and 7-14 years; number male and female 6-20 deaf, blind, or crippled; certificate of verity by secretary of board of trustees;

vi. Original annual enumeration reports, 1930-32, to secretary of board of trustees made by teacher or special agent, showing name of county, name of teacher, date of report; name of parent or guardian and place of residence; name of youth, age; males and females 6-20 and 7-14 years, number not attending school; for 6-20 years the number deaf, blind or crippled;

vii. Original monthly reports, 1920-21, to county superintendent from treasurer on funds collected for school purposes, showing date, source and amount;

viii. Carbon copy of annual high school report, 1919-20, made by secretary of high school board and principal to state inspector of high schools, showing name and location of school, names and addresses of chairman and of secretary of board; number of years and weeks in high school, enrollment for 4 previous years; names, qualification, schedule and salary of teachers; size and value of building, enrollment of elementary schools, program of study, signatures of principal and secretary of high school board;

ix. Carbon copies of report of teachers' examinations, 1922-25, showing date, name of county, name, number of applicants, number failed to pass, number of certificates issued and kind;

x. Copies of applications for state support for teachers' salaries, 1928-32, 1934--, showing name of county, name and number of district, name of school; enrollment: white and colored, apportionment per pupil and per teacher, total cost according to state salary schedule for six months, amount paid previous year, 3 - and 4-mill apportionment, state support to be supplied second payment; detailed facts as to curriculum, enrollment, attendance, qualifications of teachers, salary of teachers, certificate of school superintendent and principal;

xi. Copies of applications made by county superintendent to state department of education for building aid, 1931, showing name of school, location, detailed report of features of building, certificates: of chairman of board of trustees; of clerk of court that deed is recorded in his office; of county superintendent that county board has appropriated a certain amount to aid in building;

xii. Copies of application for aid and recognition as high schools made by county superintendent and school trustees to high school inspectors, 1919-24, showing name of high school, number and name of district, area in square miles, assessed valuation, special tax for current expenses, special tax for bonds, detailed report of receipts and expenditures, qualifications of teachers, auditor's certification of number of mills assessed on district for school purposes, certifications of county superintendent and board of trustees;

xiii. Copies of applications, 1922-23, to state superintendent to relieve overcrowding in elementary grades of state aid high schools, showing name of county, name and number of district, total receipts from all sources, total disbursements, name of school for which

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relief is sought, list of teachers, qualifications of teachers, enrollment, monthly attendance, certificate of treasurer that funds are exhausted, certificate of auditor of amount of levy, certificate of county superintendent that funds have been expended, certificate of trustees that report is true;

xiv. Carbon copies of applications, 1935, to the state department by local trustees for state aid for transportation, showing name and number of district, of bus route, of school from which transported, whether district owns bus; if not, who let contract, district bus travels on approved route, average number of pupils transported, number pupil miles, state aid allowed, signatures of trustees and superintendent;

xv. Copy of application, 1921, 1928, 1930-31, by county superintendent and trustees to state superintendent for aid for night school, showing name of school and county, number of district, inclusive dates of term, number weeks, number days per week, enrollment and attendance for entire school, facts about school enrollment by grades; names, salaries, qualifications for teachers, certificate of school officers of verity applications, certificate of county superintendent;

xvi. Carbon copies of requisitions for payment out of vocational education funds, made to the state board for vocational education, showing name of county, dates for which funds expended, name of institution for which fund requested, district number, kind of school (agriculture, industry, home economics, teacher training), amount, total amount, certification of verity by superintendent of school, date certified, signature of superintendent of education;

xvii. Original petition, 1927, by a local district to county board of education, for school election.

No arr. No index. Hdw., typed, and hdw. on printed form. F. d., 11½ x 15 x 25; boxes, 11 x 12 x 16½ and 15½ x 13 x 20. F. d., office, boxes, basement.

for other reports, see entries 200, 201, 207, 208.

## XXIV. SINKING FUND COMMISSIONS

In 1910, S. J. Watson, J. D. Eidson and E. L. Ready were appointed a sinking fund commission for Johnston Township. Two members were residents and citizens from the part of Johnston Township in Edgefield County, and one from the part in Saluda. Their successors were to be appointed by the governor upon recommendation of the respective county legislative delegations for a term of four years. (Stat. XXVI, 956-57.) No further mention of the commission has been found and its present status is unknown.

It was the duty of Johnston Township commission to receive from the treasurer of Edgefield County, the fund from a special 3-mill tax on prop-

erty in township, in excess of annual interest on railroad bonds; to lend and invest this fund in interest bearing securities; to collect and reinvest funds thereafter accruing from the tax; and, at discretion, to purchase and retire railroad bonds issued by the township. (ibid.)

The commission was required to file a report with the board of county commissioners on or before January 1 in each year, giving a full and complete statement of all funds received and how invested (ibid.).

The first sinking fund commission of Saluda County was created in 1935, to consist of the county treasurer as chairman, the county auditor as secretary, and the tax collector (Stat. XXXIX, 1107). In 1938 a second sinking fund commission was created, consisting of the same ex officio members (Stat. XL, 2752-55). In 1939 a third sinking fund commission was created, similar in structure with the exception that the chairman of the board of county commissioners was made a member in place of the tax collector (Stat. XLI, 1464-67).

The first commission supervised the collection of past due taxes and issued refunding bonds to pay past due bonds, notes and indebtedness. The commissioners were directed to issue negotiable serial past indebtedness refunding bonds not exceeding $50,000 to mature not later than five years. Unpaid 1934 and prior taxes were to be applied as payment on the bonds, and, if insufficient, the county treasurer and county auditor were to levy and collect a tax on all taxable property in the county sufficient to pay the principal and interest on the bonds. All funds received were placed in the hands of the commission. (Stat. XXXIX, 1107.) The second commission performed similar duties in regard to the 1935, 1936, and 1937 taxes, and issued refunding notes in the amount of $30,000 (Stat. XL, 2752-55). The third commission assumed all the duties not already performed, of the two previous commissions (Stat. XLI, 1464-67). No records were specified.

214. SINKING FUND COM(mission), 1935. 1 vol.
Records of the sinking fund commission, including copy of act, April 11, 1935, creating commission; minutes of meetings on May 9th and 23rd, showing members present, and certified copies of resolutions concerning the issuing of coupon bonds to refinance all claims against the county, showing serial numbers of bonds, denomination, principal and rate of interest, how, when and where payable, date signed, kind of bond and form of coupon; also minutes and resolutions concerning payment of approved claims, showing receipt number, payee, check number, amount; also accounts of notes paid (issued under 1932 supply act), showing date, amount and interest on note, to whom paid, date payment made, balance and amount due; and of county highway bonds retired, showing date paid, check number, to whom paid, date due, amount; interest coupons, date due, amount. Minutes and resolutions, arr. chron. by date of meeting; accts. paid, by date paid under accts. Indexed by name of acct. Hdw. 103 pp. (18 used) 18 x 12 x 1. Auditor, office.

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(Next entry 215, p. 118)

## XXV. COMMISSION TO APPORTION INDEBTEDNESS (defunct)

In accordance with the constitution of 1895 (art. VII, 7), the act creating Saluda County from a portion of Edgefield County, authorized the governor to appoint a commission of five to apportion Saluda's share of Edgefield's indebtedness. Two members were to be residents of Saluda County, two of Edgefield, and one from some other county of the state. It was the duty of the commission to apportion the shares with regard to the amount of unpaid taxes due Edgefield. No records were required. (1896, Stat. XXV, 251.)

## XXVI. BOARD OF REGISTRATION

In South Carolina, the enrollment of voters in a book was required as early as 1716 (Stat. II, 684). The constitution of 1895 under which Saluda County was created, made registration a prerequisite for voting and required reenrollment of registered voters every ten years (art. II, 4). The election laws of 1896 provided for a board of registration in each county (Stat. XXII, 35).

The board of registration consists of three discreet electors appointed by the governor with the advice and consent of the senate. The board serves for two years and is subject to removal by the governor for incapacity, misconduct or neglect of duty. (Code 2269.) Before entering upon duty each member must take the constitutional oath of office (art. III, 26) and the additional oath against sharing the profits of office (Code 3044). Annual compensation for each member is $200 in election years and $75 in other years. All vacancies are filled by the governor. (Code 2269-70.)

It is the duty of the board to judge the qualifications of applicants for registration (Code 2273); to register electors (Code 2272); and to revise the list (Code 2280). Until thirty days before a general election, registration books are opened the first Monday of each month for three days (Code 2272). Every year the board makes an enrollment of persons qualified but not registered, and every ten years a general enrollment (Code 2276), The board also transfers electors from one county to another (Code 2279). Persons denied registration may appeal to the courts (Code 2273).

The secretary of state provides books and papers for the board (Code 2271), which makes for each precinct two copies of an enrollment book showing name, age, and place of residence of each voter. At the time of elections, these are turned over to the commissioners of election to be distributed among the managers of election, and returned to the board of registration after the election. (1896, Stat. XXII, 45; Code 2286.) The board also has a separate list of persons who were registered prior to

January 1, 1898, who are eligible for life regardless of present day educational requirements (Const. 1895, art. II, 4 (c); 1896, Stat. XXII, 39; Code 2271). The board is required to keep a record of all its official acts and proceedings (Code 2269). Biennially by October 15 it receives from the clerk of court and from each magistrate, certified reports of persons disqualified by conviction of burglary, arson, obtaining goods or money under false pretenses, perjury, forgery, robbery, bribery, adultry, bigamy, wife-beating, housebreaking, receiving stolen goods, breach of a trust with fraudulent intent, fornication, sodomy, incest, assault with intent to ravish, miscegenation, and larceny or crimes against election laws (Code 2281, 2282). From these reports the board revises the list of electors (Code 2283). All records and books are deposited with the clerk of court for safekeeping (1896, Stat. XXII, 44) as public records, open to inspection at all times (Const. 1895, art. II, 8), and removable solely by the board, for so long as may be necessary for performance of duties (Code 2285).

For records, see entries 61-63.

## XXVII. COMMISSIONERS OF ELECTION

After two centuries of evolution, commissioners of election were established in South Carolina in 1868 (Stat. XIV, 138-42). In Saluda County they date from the election law of 1896 (Stat. XXII, 29-48).

At least thirty days before a general election the governor appoints two sets of commissioners of three members each. They hold office until their successors are appointed and qualify; and they may be removed from office for misconduct or incompetence. They are required to take the constitutional oath of office and the oath against dueling, which are filed in the office of the clerk of court. The commissioners of election organize by appointing one of their number chairman and one secretary. Members receive one dollar a day for services while actually employed not exceeding three days, and five cents a mile for necessary travel. (Stat. XVI, 632-33; Code 2299, 2316.) The comptroller general draws his warrant on the state treasurer in favor of commissioners of election, managers of election, clerk of commissioners or managers, messengers, and printer of notices of election, for the amount of compensation to which they are entitled. The board of county commissioners audits and pays all accounts for necessary expense incurred by the commissioners and managers of election. (Code 2316.)

One set of commissioners conducts the election of state, circuit and county officers, and the other of presidential electors, senators and members of congress. Each commission appoints three managers for each polling place in the county, and provides ballot boxes. (Code 2299, 2306.) The managers are subject to the same rules and regulations as to organization, oaths, removal and compensation as the commissioners (Code 2299, 2316). The managers may appoint a clerk to assist them in their duties,

(Next entry 215, p. 118) 

who is required to take before the chairman of the board the constitutional oath and the oath with regard to dueling (Code 2300). After an election, each set of commissioners, as a county board of canvassers, prepares a statement of each protest as well as the total vote for each candidate, which must be filed in the office of the clerk of court. Signed copies are also sent to the governor, to the state board of canvassers and to the secretary of the state. (1882, Stat. XVII, 1119-20; Code 2310-15.)

For returns of the board of canvassers, see entry 74 iii.

## XXVIII. COUNTY BOARD OF CONTROL (defunct)

When Saluda County was organized, the state dispensary system was in operation under a law of 1892 for the control of the sale of intoxicants. It was administered by a state board of control, which appointed county boards of control. (Stat. XXI, 64; XXII, 123.) In 1900 the state board of control was abolished, and the board of directors of the state dispensary was established. The county board of control was retained, to be appointed by the state board of directors with the consent of the legislative delegation. (Stat. XXIII, 436-41.) In 1907 the state dispensary was abolished, and the local option plan was instituted to continue local dispensaries managed by dispensers appointed by county dispensary boards (Stat. XXV, 463). The last dispenser for Saluda County was commissioned in 1904 (MS County Officers South Carolina, in secretary of state's office, Columbia).

The county board of control consisted of three persons, of good moral habits and not addicted to the use of intoxicating liquors. They qualified and were commissioned as other county officers. They were appointed for a term of two years, and until their successors were appointed and qualified. They were paid two dollars a day and five cents a mile traveling to and from meetings, for not more than thirty days in any one year. They were subject to removal for cause by the state board. (Stat. XXII, 127, 131.)

The county board of control used the county supervisor's office, and elected one of its number as chairman and a clerk. It was required to meet once a month or oftener on the call of the chairman; and made rules conducive to the best management of the sale of intoxicants in the county, subject before adoption to approval of the state board of control. The county board of control designated the localities for dispensaries, but such locations could be prevented by petition of a majority of the voters of a township. The board appointed the local dispensers who retailed the intoxicating liquors. The county dispenser was required to execute a bond of $3,000 and to take the constitutional oath and a special oath. All sales to consumers were made upon written requests to the dispenser, on numbered blanks furnished him by the county auditor. The dispenser sent monthly returns of these requests to the county board of control and the auditor (Stat. XXI, 67-70.)

Other required records included an account book of all liquors purchased from the state dispensary, the sole legal wholsesaler. The board also filed all petitions, bonds, and other papers pertaining to appointment of the dispensers, monthly statements of druggists' purchases, and a book in which dispensers' bonds were recorded. (Stat. XXI, 69-71.)

For dispenser's bonds, see entry 1; for petitions, see entry 12 v.

## XXIX. COUNTY BOARD OF PUBLIC WELFARE

When the Federal Emergency Relief Administration was superseded in 1935 by the Works Progress Administration, its unexpended funds were entrusted to the governors of the states for the relief of unemployables. In South Carolina a temporary department of public welfare was set up to administer this relief in every county which matched the allocations of the FERA funds with local appropriations. Saluda County did not participate. (Information from Mrs. Elizabeth R. Barnwell, Chief, Division of Field Service, State Department of Public Welfare.)

In 1937 the permanent state department of public welfare was created to operate under the South Carolina Board of Public Welfare on a plan approved by the Federal Social Security Board. The state board, elected by the general assembly for a term of four years, consists of a chairman from the state at large, and six members, one from each congressional district. The board selects a state director, who is the chief executive and administrative officer of the department. He holds office until his successor is appointed and qualified, and may be required by the board to post bond. The state department supervises and administers public welfare activities, cooperates with federal agencies to administer federal funds granted the state, studies social problems from the standpoint of cause and cure, makes surveys, gathers statistics, and formulates policies and methods of administration to carry out effectively the activities and responsibilities of providing public assistance and service for the needy aged, the blind, dependent children, and other handicapped and unfortunate persons of the state. (Stat. XL, 496-517.)

A county department also was created, to be under a county board of public welfare consisting of three members appointed by the state board upon recommendation of the county delegation. Their terms of three years expire in rotation. Vacancies for unexpired terms are filled by the state board. The county department operates under a county director, appointed by the county board subject to confirmation by the state department. The county, as the representative of the state board, administers county welfare activities, performs such duties as the state department may delegate, and sees "that all laws are enforced for the protection and welfare of minors, the removal of moral menaces to the young, and to safeguard and promote the health, education and general welfare of minors." The county board prepares

and submits estimated budgets (entry 215) to the state department for carrying out its duties, and maintains such "standards of work, procedure and records" as may be required by the state department. (Ibid., 499, 501.)

The county department receives applications for assistance and makes investigations. It has the power to issue subpoenas for witnesses and to compel their attendance and the production of papers, records and other data necessary in determining whether assistance should be granted. The county director and other designated employees may administer oaths and examine witnesses under oath. Upon completion of the investigation, the county department decides if the applicant is eligible for assistance, the amount of assistance, and the date the assistance shall begin. Then the department certifies the amount in writing to the state department and to the applicant. The assistance is paid the applicant monthly by the state department. Applicants refused assistance may appeal to the state department. (1937, Stat. XL, 501-3.)

The county board is required to keep a record of its activities, and accurate accounts of all funds received and expended. Once a year the county board makes a report of its activities, receipts and disbursements to each member of the delegation, to the foreman of the grand jury, and to the clerk of court, who files the report in his office as a public record. In addition the board furnishes such reports and data as may be required by the state department and the Federal Government. Under the plan approved by the Federal Social Security Board the state department supplies county departments with uniform blanks for applications, reports, affidavits, etc., so that records of assistance may be uniform as far as possible throughout the state. The county department is required to keep in writing the applications and reports of investigation and examination. These are the case records. All records and accounts of the county department are prescribed by the state department, and are subject to its inspection, supervision, and audit. (1937, Stat. XL, 501, 503, 504, 507-10, 514.)

Administrative Records

215. CORRESPONDENCE (and Minutes), 1937--. 1 f. d.
Material pertaining to administrative matters, including general correspondence, carbon administrative pay rolls, budgets, bank clearance, per diem and mileage of board members, applications, travel vouchers, etc.; also minutes of regular and special meetings of county welfare board, showing date, place of meeting, names of members present, election of members to board offices, motions made and approved, personnel department, personnel elected, lists of cases approved for old age benefits, for dependent children's aid, for the blind, amount of benefit, cases rejected, reason for rejection, memoranda of cases presented, name of case worker presenting case, category, recommendations of board. Arr. alph. by name of addressee or by subject, in folders, and chron. thereunder. No index. Hdw. and typed, and hdw. and typed on printed form. 12 x 12 x 24.

For abbreviations and explanatory notes see pages 20-22

216. BULLETINS, 1937--. 2 vols. Title varies: Memorandums.
Bulletins from state and county departments of public welfare on procedures and policies, etc., showing date issued, to whom directed, from whom, serial number of bulletin, and subject. Arr. numer. by serial no. Index shows date issued, subject, by whom issued and number. Mimeographed. 300 loose-leaf pp. 12 x 10 x 3.

217. REQUISITIONS FOR PURCHASES, 1937--. 1 clipboard file.
Duplicates of requisitions for supplies, from county DPW to finance division of state DPW, showing date, requisition number, fund, by whom ordered, from whom ordered, who to verify, item number, quantity, description of article, and signature of person by whom approved for county DPW. Arr. numer. by serial no. No index. Typed on printed form. 18 x 8 x 4.

Case Records

218. SALUDA (Master File), 1937--. 3 pasteboard boxes.
Index to Open Cases, entry 220; CCC Awaiting, entry 222; Suspended, entry 223; Applications (Suspense File), entry 224; and Closed Cases, entry 227; showing case number, address, cross reference, alias, case name, date of application, marital status; first name, age, category, date closed of man, woman, and others in household; also cross reference cards, showing county, name of person, race, address, name of head of case, case number, and address; also serves as index to (Open Cases' Statistical Cards), entry 221. Arr. alph. by case name. Typed on printed ruled cards, white for white cases, blue for negro, and yellow for cross reference. 4 x 5½ x 11½.

219. (CASE REGISTRATION LEDGER), 1937--. 1 vol.
Register of all cases applying for aid, showing county, case number, race, surname, man's first name, woman's first and maiden names, date registered, and date closed. Arr. numer. by case no. No index. Hdw. on typed form. 100 loose-leaf pp. 12 x 9 x 1.

220. OPEN CASES, 1937--. 5 f. d.
Family case records of department of public welfare, showing detailed information on face sheet, with second copies of applications, narrative social history of investigation, narrative chronological recording of contacts following establishment of eligibility, supplemental forms and related correspondence. Also contains reopened (FERA Cases), entry 282. Arr. numer. by case no. in manila folders, showing case name and no, on tab. For indexes, see entries 218, 225. Typed on printed form and typed. 12 x 12 x 24.

221. (OPEN CASES' STATISTICAL CARDS), 1937--. 3 letter f. b.
Shows county case number and name, surname, man's first name, middle name, and birthplace; woman's first name, maiden name, and birthplace; four spaces for dated addresses, location (urban, rural, etc.), race or color; number of years received relief prior to 1937, description of home (amount of rent, number of rooms, number of beds, bath, toilet, type of lights, water supply, cooking facilities), district, worker and date; changes in household, date,

For abbreviations and explanatory notes see pages 20-22

category applied for, individual case number, persons sharing in assistance, relationship to head, marital status, sex, date of birth, grade in school completed, individual categories, usual occupation, employed, unemployed, income, year came to state, county, city; previous residence; remarks, date filled and signature of worker; reverse of card shows monthly status of case and record of cash relief received. Arr. numer. by case no. Entry 218 serves as index. Hdw. on printed ruled form. 12 x 12 x 3.

222. CCC AWAITING, current. 1 f. d.
Card records of boys, opened for CCC camp only and awaiting placement, showing information as in entry 220. No arr. For index, see entry 218. Typed and typed on printed form. 12 x 12 x 24.

223. SUSPENDED, current. 1 f. d.
Open cases which have been temporarily suspended until reviewed, showing information as in entry 220. No arr. For index, see entry 218. Typed and typed on printed form. 12 x 12 x 24.

224. APPLICATION (Suspense File), current. 1 f. d.
Cases placed in the suspense file because case head has died, which are waiting readjustment, showing information as in entry 220. No arr. For index, see entry 218. Typed on printed form and typed. 12 x 12 x 24.

225. (INDEX TO SERVICE CASES), 1937--. 1 pasteboard box.
Current index to cases of service only, found in Open Cases, entry 220, and Closed Cases, entry 227, showing name of client (surname, first, middle), case number, address, sex, race; CCC in camp date, out camp date; WPA working, not working; out of town inquiry-letters, telegram, received date, answer date, other (specify); relief date, number relief, and reason for service. Arr. under category. Typed on printed ruled cards. 5 x 6½ x 11.

226. ("PAY ROLLS"), 1937--. 5 vols.
Carbon copies of pay rolls of clients receiving monthly benefit checks in the categories of old age, the blind, or aid for dependent children, showing by whom typed, checked and verified; month, year, voucher number, page number, county unit, county number, county account to which charged (general relief), date pay roll received and posted; line number, check number, case number, race, sex, award number, date, pay roll voucher number, name of client, for the sum of, amount of assistance paid. Arr. chron. by month. No index. Typed on printed ruled form. 12 loose-leaf pp. 17 x 12 x ¼.

227. CLOSED CASES, 1937--. 5 f. d.
Family case records closed for various reasons, showing information as in entry 220 and including statistical cards as in entry 221. Arr. numer. by case no., filed in manila folders, with case name and no. on tab. For indexes, see entries 218, 225. Hdw. and typed on printed ruled forms and typed. 12 x 12 x 24.

228. SALUDA COUNTY DIRECTOR'S BOOK, 1937--. 2 vols.
Memorandum of cases, kept by director, showing case number, case name, date

For abbreviations and explanatory notes see pages 20-22

approved and date reviewed. Arr. numer. by case no. under categories of old age assistance, aid to dependent children and the blind. No index. Typed. 50 loose-leaf pp. 11½ x 9 x 1.

229. VISITOR'S BOOK, 1937--. 3 vols. (labeled by date).
Social worker's memorandum book of cases, showing name of visitor, name of case reviewed, date approved, address, amount approved for. Arr. chron. by date of visit. No index. Hdw. 50 loose-leaf pp. 8½ x 6 x ½.

230. (NOTICES DISCONTINUING COMMODITIES), 1937--. 1 clipboard file.
Carbon notices from county department of public welfare to commodity department to discontinue commodities on certain cases, showing date issued, name of client, case number, address, number in family. Arr. chron. by date issued. Typed. 18 x 8 x 4.

231. INVENTORY, 1937--. 1 clipboard file.
Original report of inventory and unfilled orders of sewing room and thrift shop products assigned to DPW, showing county, town, number, date, article, size, number available for order, remarks, date of inventory and signature of commodity manager. Arr. chron. by date of inventory. No index. Hdw. on mimeographed form. 18 x 8 x 4.

232. (FERA CASES), 1933-37. 9 metal and 3 wooden f. d. Reopened cases in Open Cases, entry 220.
Family case records inherited from the Federal Emergency Relief Administration, showing information as in entry 220. Arr. numer. by case no. For index, see entry 233. Hdw. and typed on printed form and typed. 12 x 12 x 23.

233. (INDEX TO FERA CASES), 1933-37. 4 pasteboard f. b.
Index to (FERA Cases), entry 232, showing information as in entry 218. Arr. alph. by case name. Typed on printed ruled cards, white for white cases, blue for negro and yellow for cross reference. 4 x 5½ x 11½.

## XXX. BOARD OF HONOR (inactive)

The constitution of 1895 provided that the general assembly should make liberal provisions for annual pensions to indigent or disabled Confederate veterans and their widows (art. XIII, 5 ). The pension law of 1896 created a county examining board of pensions composed of two veterans, the county auditor, the treasurer, and a practicing physician selected by them, to examine and pass upon applicants. In 1897, township examining boards of three Confederate veterans each, and a county examining board composed of four veterans, were created to settle all matters of dispute. (Stat. XXII, 186-87, 495.) In 1900 applications for pensions were made through the clerk of court to a county board of pensions (Acts, pp. 410-11). In 1919 the county pension board was composed of three veterans named by the state commissioner of pensions; and the judge of probate as clerk disbursed the pensions (Acts, pp. 275, 277). Under the general law of 1929, now in force, the county pension

(Next entry 234, p. 123) 

board was replaced by a board of honor of three veterans, elected at a called meeting of the veterans every two years. In case of disability of a member to serve, he may select a veteran's son instead. Vacancies are filled in the same manner as appointments are made. When the number of veterans in the county is reduced to two, the clerk of court may become a member; when the number is reduced to one, the judge of probate; when there are no veterans remaining, the auditor may become a member. The judge of probate is ex officio clerk. Board members are paid two dollars a day up to five days a year. (Stat. XXXVI, 176-79; Code 4978-88.)

The chief duty of the county board of pensions was to compile a list of veterans approved for pensions (1900, Stat. XXIII, 409-14). In 1919 duties of the county pension board were defined by the state board of pension commissioners (Stat. XXXI, 275-78). The present board of honor is required to report to the comptroller general each year a bona fide list of pensioners (1929, Stat. XXXVI, 177; Code 4981).

Records were required by law for the various boards. In 1900 the clerk of court was to record in a book, "Approved Pension Rolls", all lists of pensioners which had been approved by the state board and certified to the clerk. Approved applications and related papers were to be filed before Febuary 1, each year in the state comptroller general's office for examination by the state pension board. In the clerk of court's office, a list of all applicants, showing whether or not approved, was to be on file. (Stat. XXIII, 409-14.) In 1919 applications were required to be made in duplicate, under oath, attested by two witnesses, and filed with the county board of pension commissioners; originals, with the board's findings and memoranda of witnesses, were forwarded to the state pension commissioner; the duplicates were to remain in the judge of probate's office. The judge of probate was to receive receipts from all pensioners, to be on file in the office. (Stat. XXXI, 275-78.) The judge of probate is required to keep a "complete list of all enrolled, the amount paid or payable to each, and receipt from the pensioner for all payments" (1929, Stat. XXXVI, 177; Code 4981). In 1937 the state comptroller general assumed the duty of paying pensions (Stat. XL, 639).

At present (July 1940) there is one living veteran in Saluda County, but several widows receive pensions. For records of pensions, see entries 138-140.

## XXXI. HEALTH UNIT

The constitution of 1895 provided that the general assembly might create local boards of health whenever necessary, and give them power to make rules and regulations to protect public health (art. VIII, 10). The county commissioners of Saluda County were authorized in 1896 to employ medical aid for sick convicts and indigents, and to preserve the health of the chain gang (Stat. XXI, 485; Code 3847, 3849). On June 11, 1898, they voted to recommend to the state board of health three physicians as a county board of

health; since April 4, 1899, they have employed a county physician (MS Minutes, pp. 14, 28, supra, entry 1; Stat. XLI, 1450). From 1928 through 1930 there were appropriations for salary and expenses of a county health nurse (Stat. XXXV, 1645; XXXVI, 2023).

County health work now functions in all counties under the state bureau of rural sanitation, which was set up in 1910, with aid of the Rockefeller Foundation, primarily for the eradication of hookworm ("Reports of State Board of Health", in Reports of Officers, Boards and Committees, 1928, I, 136-38). Health unit work was organized in most of the counties in 1936, by districts consisting of one, two, three, or four counties. Edgefield, Saluda, and McCormick together form one tri-county health district with headquarters at Edgefield. (Fifty-Seventh Annual Report of the State Board of Health, July 1, 1935-June 30, 1936, in Reports of Officers, Boards and Committees 1937, II, 7, 94.)

Each district is in charge of a director, who must be a graduate physician registered in South Carolina, specially trained and qualified in preventive medicine and public health work. He and the other trained personnel must meet requirements of the U..S. Public Health Service and the State Board of Health. (Stat. XXXIX, 1825-26.) Saluda County is provided with a public health nurse and one clerk (Information from the State Director of Rural Sanitation, 1937).

Control of communicable diseases such as smallpox, typhoid fever, diphtheria, typhus fever, tuberculosis and syphilis, is one of the chief functions of all health work. County departments are carrying on an intensive program for better infant, preschool and school hygiene and improved sanitary conditions, as well as case finding, certification of indigency, and transportation of crippled children. Newspaper articles and the distribution of pamphlets are part of the educational activities of the health department. Personal contact with individuals and small groups has given much valuable information to the public. (Fifty-Ninth Annual Report of the State Board of Health, July 1, 1937-June 30, 1938, pp. 105-114.)

Records are required by administrative order of the state board of health, not statute. They are chiefly on cards and belong to the state board of health rather than to the county. They form the basis of reports to the state board of health, which incorporates them in an annual report to the legislature. All records are in the health office.

Reports
(See also entry 12)

234. REPORTS QUARTERLY AND ANNUAL, Apr. 1, 1936--. 17 folders in 1 f. d.

Originals and copies of various annual and monthly reports of county health office, including:

i. Office copies of quarterly statistical reports of health officer to state board of health on control of communicable diseases, venereal disease and tuberculosis, maternity services, infant and preschool,

school hygiene, adult hygiene, morbidity service, crippled children service, general sanitation, protection of food and milk, and laboratory tests, showing dates covered, number previously reported, number for each month of quarter, total for quarter, total for year thus far, signature and address of health officer (no entries);

ii. Carbon copies of quarterly narrative reports of county director, giving general resumé of work of county health office;

iii. Carbon copy of quarterly report of county health office to state board of health on communicable disease control, showing name of disease, type of work done each month, total number of contacts each disease for quarter;

iv. Office copies of county health office quarterly reports to state board of health on expenditures, showing total, amount of state, local and federal funds on hand at beginning of quarter, amount received during quarter, available, salaries of personnel, total, travel of each, total travel, other expenditures, total, balance on hand at end of quarter;

v. Carbon copies of nurses' and director's weekly narrative reports on work done;

vi. Original daily reports of nurses and doctors, showing name of worker, district, date, code head, name, address, remarks.

Arr. chron. by date of report. No index. Hdw. on printed form and typed. 12 x 13½ x 25.

For similar reports, see entry 235.

235. CORRESPONDENCE AND MISCELLANEOUS, 1936--. Approx. 7,000 letters in 80 folders; also 14 folders and 2 envelopes, all in 1 f. d.

Official correspondence of health office, April 1936--; also miscellaneous reports, clinical records and applications, including:

i. Office copies of director's weekly narrative report, July 6, 1940--, to state board of health, with statistics on clinics held, patients treated, new patients, home visits made, immunizations given, showing date and signature;

ii. Carbon copies of nurse's weekly report, July 1940--, to state board of health and to district director, detailing activities and showing date and name of nurse; compiled from iii below;

iii. Original daily "reports", June 1940--, recorded by nurse, from which she compiles ii above;

iv. Carbon copies of reports, May 1940--, on cancer patients receiving state aid, made by clinic director to referring physician, showing name and address of patient, clinic of state board to which referred, diagnosis, treatment, date, signature; also applications from patients for aid; and statements of DPW director on patients' financial status;

v. Carbon copies of quarterly reports, September 1937-June 1938, on barbiturates, to state board by various druggists, showing amounts of barbituric acid and its compounds on hand;

vi. Card record of communicable disease cases, 1937--, under care of county health office, showing names, type of case, physician, case history, immunizations, tests, precautions, dates placarded and released;

vii. Records of prenatal and postnatal clinic cases, 1939--, under care of county health office, showing patient's name, address, age, and details of case;

viii. Original applications, Jan. 1940--, to county health office from women asking for use of contraceptives, showing detailed personal and case history, reason for application, signatures of public health worker and of county physician;

ix. Lists of smallpox vaccinations, 1937-39, given in office, showing names of patients and dates;

x. Lists of tubercular active cases, March 1940, showing names and addresses of patients;

xi. Lists of children tested with tuberculin, March 1937--, showing name of school, date of test, name of pupil, age, grade, result; and, if positive reaction, name and address of parent or guardian;

xii. Lists of persons who have received rabies treatment, 1936--, showing name, address, age, sex, race, date and place bitten, date treatment began;

xiii. List of persons receiving toxoid, 1936--, showing date, place, name, age, sex, race;

xiv. Original applications, 1937, for permits to handle food, showing county, date, name and address of applicant, personal description, employer, class of employment, signature; also statements of physician issuing permit as to applicant's physical condition.

Correspondence, arr. alph. by name of correspondent; miscellaneous, arr. by type of record in folders. No index. Typed, hdw., typed and hdw. on printed state board of health forms. 12 x 13½ x 25.

For similar reports, see entry 234, to which all reports eventually will be transferred; for other immunization records, see entries 239, 241-243.

## Family Records

236. FAMILY FOLDERS, 1936--. 147 folders in 1 f. d.

Case records, 1939--, each with master family card showing name, address, race, serial number, successive addresses and sanitation notes (3 spaces each), economic status, number of rooms in home, telephone, whether screened, condition of water supply and excreta disposal; household roster, giving for each name, sex, birth date, whether living at home, death date, immunizations, occupation or school in which enrolled; if dead, the cause; also card for each member of family treated by or under care of health office, color of card signifying type of patient; also related records, including:

i. Infant and preschool clinical card records, showing name, address and serial number of family, child's name, birth date, age, sex, race, data on birth, feeding, development, habits, disease history, inoculations, location of clinic, data on physical examinations, progressive weights and advices;

ii. Tuberculosis clinical records of patients examined, showing name, address, age, race, sex, occupation, marital status, physician, home condition, number in family, source of milk, diagnoses, home visits, remarks; kept for colored nurse of S. C. Tuberculosis Association.

For abbreviations and explanatory notes see pages 20-22

Arr. numer. by family serial no. For index, see entry 237. Hdw. on printed and mimeographed forms. 12 x 13½ x 25.

For other records of infant and preschool clinics, see entry 239 ii.

237. INDEX TO FAMILY FOLDERS, 1936--. Approx. 225 cards in 1 f. d. Index to Family Folders, entry 236, showing name, address, serial number, type of patient. Arr. alph. by name of patient. Typed. 5 x 6½ x 13½.

## Child Health

238. MIDWIFE BOOK, 1937--. 1 vol. 16 cards, 1 manual. Record of attendance of midwives at training classes, showing name, address, month of class; also individual card record of each midwife enrolled, showing class, name, address, age, race, remarks; date revoked or suspended, reasons; ability to read and write, general mental fitness, general physical fitness, vision, hearing, special training, experience, immunization; date, test and result of laboratory examinations; date and nature of subsequent treatments, and by whom; reverse gives details of meetings, including bag inspection, grades, general statistics, and name of nurse conducting class; also list of midwives with addresses and record of attendance at classes, 1937--; also manual of suggestions for midwife. No obvious arr. No index. Cards, hdw. on printed form; lists, hdw. on ruled form; manual, mimeographed. Vol., 150 loose-leaf pp., 11 x 8½ x ½; cards, 4½ x 7½.

239. SCHOOLS, 1936--. 73 folders in 1 f. d. Records dealing with health of school and preschool age children, including:

i. Physical record of school children, 1936--, showing county, school, name of pupil, sex, race, place and date of birth, father's name and address, whether or not child has had measles, scarlet fever, diphtheria, whooping cough, mumps, chicken pox, hookworm treatment, vaccination, toxoid, typhoid bacterin, scarlet fever antitoxin, name and address of family physician, date of examination, age, grade, height, weight, eyes, ears, throat, nose, teeth, skin, nutrition, mentality, heart, lungs, deformities, and remarks; also record of sanitary surveys of schools, 1937--, showing name of school, county, school district, race, date, name of principal, enrollment (male, female); code and notes on toilet, water supply, drinking and lavatory facilities, heating, ventilation, lighting, playgrounds, buildings, walls and ceiling, floors, furniture, blackboards, remarks, signature of inspector, date, notes on conferences and field visits, and name of worker;

ii. Prenatal clinic case records, 1936-38, for Saluda and Ridge Springs, showing date, name of case, race, address, age, and history of patient, names of physicians, dates of home visits, examinations, etc.;

iii. Well baby clinic records, 1936-38, for preschool children, showing date, location of clinic, name and address of patient, date of birth, sex, race, parent or guardian, family physician, diagnosis, and dates of past illnesses, history of diets and

habits, physical examination, remarks, explanations of code, recommendations, date of home visits, conferences, name of worker. Also i contains, Smallpox, 1936-38, entry 243. Arr. i alph. by name of school under school district; ii and iii chron. by date of examination under clinic. No index. Hdw., i on printed form; ii and iii on mimeographed form. 12 x 13½ x 25.

For subsequent smallpox immunization records, see entry 235 ix; for prenatal clinic records, and for prior well baby clinic records, see entry 236 i.

240. CRIPPLED CHILDREN, 1937--. 111 records in 1 f. d.
Records relating to crippled children, including:

i. Individual record of crippled children under observation of county unit, showing (p. 1) name of patient, county, date registered, address, age, race, sex, marital status, name of parent or guardian, address, surgeon by whom examined, place of examination, date certified as indigent, medical history of patient, examination summary, diagnosis, treatment outlined, date admitted to hospital, place of admittance, date discharged, treatment completed or other stages, follow up frequency, type of appliances, date fitted and follow up recordings; (p. 2) application, showing date, name of patient, sex, names of witnesses, and signatures of parents or guardian; (p. 3) certification of indigency, showing county, name of child, address, date of birth, race, patients' names and occupations, family monthly income, certification of health officer that child needs state aid, name of physician or other state agency by which referred;

ii. Clinic report, South Carolina division for crippled children, showing name of clinic, date, county, name of patient, address, race, sex, whether old or new case, diagnosis, treatment ordered, date received and transcribed signature of orthopedic surgeon.

Arr. alph. by name of patient. No index. Hdw. and typed on printed U. S. form #17, and cards. 12 x 13½ x 25.

## Immunizations
(See also entry 235 ix, xi, xiii)

241. WHOOPING COUGH - TOXOID, 1939--. 1 f. d.
Record of toxoid, tuberculin, and whooping cough immunizations, showing county, name, age, race, and sex of patient, parent's name and address, dates of first, second and third doses. Arr. alph. by name of patient for toxoid and whooping cough; no arr. for tuberculin. No index. Hdw. on printed form cards. 5 x 6 x 13½.

242. TYPHOID, 1939--. Approx. 1,000 cards in 1 f. d.
Record of persons taking vaccine for typhoid, showing information as in entry 241. Arr. alph. by name of patient. No index. Hdw. on printed cards. 5 x 6 x 13½.

For abbreviations and explanatory notes see pages 20-22

243. SMALLPOX, 1939--. Approx. 1200 cards in 1 f. d. 1936-39 (part) in Schools, entry 239 i.
Record of persons vaccinated for smallpox, showing information as in entry 241. Arr. alph. by name of patient. No index. Hdw. on printed cards. 5 x 6 x 13½.

## Venereal Disease

244. SYPHILIS, 1937--. 1 f. d.
Records pertaining to syphilitic persons, including:
i. Duplicate copies of syphilis case reports, 1938--, by county director to state board of health, showing name or serial number, age, sex, race, marital status; address; stage of infection, type of infection, whether patient pregnant or under treatment, name and address of physician;
ii. Requests for treatment by doctor, 1938-39, showing name and address of director or clinic; name, address, race, sex, age of patient; signature and address of physician requesting treatment;
iii. Estimated needs of antisyphilitic drugs, 1939--, for county, showing name of drug, size and number of ampoules or bottles; whether for clinic or private physicians; and total;
iv. Syphilis case cards for Ridge Spring, Ward, and Saluda clinics, 1937--, showing name, address, age, race, and sex of patient, and dates of treatments;
v. Original case cards for those taking treatment, 1938-39, showing name of clinic, name and address of patient, marital status; occupation, by whom employed; financial, social and hygienic status; by whom and date referred, by whom and date investigated, detailed history of sexual exposures; detailed patient physical findings; and diagnosis.
Also contains, iv and v, Case Cards, 1937-39, entry 247. Arr. chron. by date of record in folders. No index. Hdw. on printed U. S. Venereal Disease #10 form. 12 x 13½ x 25.

245. LABORATORY REPORTS, 1938--. Approx. 1500 cards in 2 f. d.
Original findings by hygienic laboratory, state board of health on blood tests for syphilis, showing kind of test, name and county of patient, date, serial number, doctor, date received, findings; on reverse are instructions for interpretation of findings. Arr. alph. by name of patient. No index. Typed on printed form. 5 x 6 x 13½.

246. (SALUDA CLINICAL CASE RECORDS), 1938--. Approx. 150 cards in 1 cardboard f. d.
Record of clinical venereal disease cases for Saluda clinic, showing case number, date; name, address, race, sex, age, and occupation of patient; by whom referred; diagnosis, with stage of disease; previous treatment, with name and address of physician, duration, type, whether continuously, intermittent, or irregular; doses, whether Bismuth or others; history; physical examination; lapses in treatment; contacts, final disposition of case,

For abbreviations and explanatory notes see pages 20-22

treatment outlined; type and result of laboratory test; treatment recommended to date; kind of drug and dose treatment; progress data; and name of physician (no entry). Arr. alph. by name of patient. No index. Hdw. on printed U. S. Venereal Disease #6 form. 6½ x 8 x 11½.

247. CASE CARDS, 1940--. Approx. 75 cards in 1 metal f. d. 1937-39 in Syphilis, entry 244 iv, v.
Duplicate case reports on venereal diseases, showing case number, date, address, race, sex, age, marital status, and occupation of patient; for syphilis the stage and type of infection, whether pregnant or previously treated, the duration of infection and type of positive tests; for gonorrhoea whether acute or chronic, genitory, urinary or upthalmia neonatorum; whether chancroid, granuloma inguinale or lymphopathia venerea test given; signature and address of physician; reverse shows name, address, race, sex, age, and relationship of contacts; detailed disposition of follow up requests, with date and signature of health officer. Arr. number. by case no. No index. Hdw. on printed form. 5 x 6 x 13½.

### Burial Permits

248. (BURIAL - REMOVAL - TRANSIT PERMIT), 1939. 1 vol.
Stub record of burial and removal transit permits issued by registrar of vital statistics, showing permit number, name, place of death, date of death, race, sex, age, place of burial, funeral director, address, date certificate filed, date permit issued by registrar of vital statistics. Arr. numer. by permit no. and chron. by date of death. No index. Hdw. on printed form. 8½ x 11 x ¼.

## XXXII. FARM AND HOME EXTENSION SERVICE

The idea for the plan of extension education in agriculture and home economics for girls, originated with Dr. Seaman A. Knapp, of the U. S. Department of Agriculture, who, two years before the work was undertaken, had outlined his plan with Dr. D. B. Johnson, president of Winthrop College. The plan for girls' clubs in South Carolina was put into practice by Miss Marie Cromer, a rural school teacher in Aiken County, who, with the cooperation and help of Mr. Cecil H. Seigler, superintendent of education of Aiken County, organized the first girls' tomato club. On August 16, 1910, Miss Cromer was appointed collaborator in farm demonstration for the purpose of further developing and expanding the work she had originated in Aiken County. In 1911 a cooperative arrangement was made between Dr. D. B. Johnson and Mr. O. B. Martin, representing Dr. Knapp's office, whereby Miss Cromer should make her headquarters at Winthrop College and continue her work under the direction of that institution. She was placed in charge of girls' canning and poultry club work in South Carolina, and carried on Winthrop work for the betterment of homes. (Information from Miss Lonny I. Landrum, State Home Demonstration Agent.)

For abbreviations and explanatory notes see pages 20-22

(Next entry 249, p. 134) Farm and Home Extension Service

In January 1912, Clemson Agricultural College entered into cooperative relation with the federal Knapp demonstration forces in South Carolina, and the office of state farm demonstration agent was merged with that of the superintendent of Clemson extension division. This combination gave farm demonstration work trained guidance, and the county agents became the representatives of experts in the extension division and the experiment stations. The next year five schools in each county were selected, and, in connection with each, a five-acre farm was operated for demonstration work, under the joint supervision of the teacher and the county agent. (Report of Clemson Agricultural College in Reports and Resolutions, 1914, I, 554-57.)

Beginning in 1914 under the Smith-Lever Act, the Federal Government has appropriated money for agricultural education outside of colleges, on condition that it be supplemented by local and state funds (U. S. Stat. vol., 38, part I, 372-74). As long as the provision of supplementary funds was left to the counties, the number of agents varied from year to year. Since 1929 the state has appropriated a sufficient amount to ensure each county having at least one home and one farm agent (Acts 1929, pp. 1053-54; Code 5773). Since the extension work for women already had its headquarters at Winthrop College before the passage of the Smith-Lever Act, by an agreement of the authorities of Winthrop and Clemson Colleges, the headquarters for home demonstration work remained at Winthrop College.

The federal funds are obtained through Clemson College as the state land-grant agricultural and mechanical college (Acts 1929, pp. 694-95; Code 5744); and all extension work in the state is under the supervision of the director of the extension service as the representative of the United States Department of Agriculture. The director of the Clemson extension service appoints directly the farm agents. The home demonstration agents are appointed by and work under the immediate supervision of the state home demonstration agent at Winthrop College. Appointments for each county are subject to approval of the legislative delegation. No definite term of office is provided by law for the agents, but they are usually employed for one year at a time. Reappointment is customary so they hold office indefinitely. (Annual Report of Board of Trustees of Clemson Agricultural College, 1936, in Report of State Officers, Boards and Committees, 1937, II, 8, 9, 19, 20; James E. Hunter, Jr., ed., Legislative Manual 1939, p. 245; Acts 1929, p. 1054; Code 5773.)

At first the duties of the county farm and home demonstration agents consisted largely of organizational and informative work. County farm agents assist in distribution of the hog cholera serum; they spray orchards, make milk production tests; help educate people to the importance of cattle tick eradication; interest them in farm sanitation and fly extermination; go from farm to farm teaching the best methods of cultivation, fertilization, and rotation, the use of livestock and legumes to increase the fertility of soil. (Report of Clemson Agricultural College in Reports and Resolutions, 1914, I, 554-57.) The home demonstration agent organizes tomato clubs, canning clubs, sewing clubs, and poultry clubs, gives demonstrations in labor saving methods and devices, and aids and instructs in every way for the betterment of homes.

For abbreviations and explanatory notes see pages 20-22

Cooperative Soil Conservation Association Board (Next entry 249, p. 134)

In 1918 and 1920 Saluda County made appropriations for a home demonstration agent (Stat. XXX, 987; XXXI, 1326). From 1920 through 1922 there were appropriations for a farm demonstration agent (Stat. XXXI, 1326; XXXII, 1253); and from 1935 through 1929 for a demonstration agent (Stat. XXXIV, 570; XXXVI, 634). Counties frequently aid the work by making appropriations for special purposes. In 1936 an Agricultural Building Authority was created in Saluda County, consisting of J. O. Satcher of Ward, S. C., chairman; T. D. Fulmer, county treasurer and Johnnie Goff, county auditor (Stat. XXXIX, 2605). They were authorized to borrow money, build, equip and furnish a $3,100 county agricultural building (1937, Stat. XL, 36).

The records are largely correspondence and reports to headquarters, with some records relating to club work. Since 1933, agricultural adjustments and soil conservation have also been conducted by the farm agent, who has handled production contracts and benefit checks.

As the inventory of these records was made by the WPA project for the Survey of Federal Archives, no entries are included here.

## XXXIII. COOPERATIVE SOIL CONSERVATION ASSOCIATION BOARD

In 1935, as a part of the agricultural extension program, a move for the control of soil erosion was begun in South Carolina in cooperation with the executive boards of various counties. The following year the general assembly by joint resolution assented to the provisions of the federal statute (public act no. 461, 74th Congress) which provided a permanent policy of federal aid to the states for the purpose. The trustees of Clemson College were authorized to present state plans, and to administer, receive and disburse federal grants of money to the state for the work. (Stat. XXXIX, 913-15, 1531-32.)

In Saluda County a county cooperative soil conservation association board was created by a special law in 1937 (Stat. XL, 195-97). Apparently this board never functioned, and soil conservation in Saluda County is being carried on under the general law of 1937, which provided for the creation of soil conservation districts. Upon the filing of a petition by any twenty-five land owners in the area concerned, the state soil conservation committee gives notice of a public hearing on the question; and, if the committee approves, it holds a referendum and publishes the result. If the ballots are favorable, the committee appoints two supervisors to act with three others elected by the people of the district for a term of three years. These form the governing board of the soil conservation district, which becomes "a governmental subdivision of this state and a public body corporate and politic." (Stat. XL, 242-67.) The Lower Saluda Soil Conservation District includes the counties of Newberry, Greenwood and Saluda, with headquarters at Newberry.

For abbreviations and explanatory notes see pages 20-22

(Next entry 249, p. 134) 

The board may sue or be sued in the name of the district. It is authorized to "conduct surveys, investigations and research relating to the character of soil erosion and the preventive and control measures needed, to publish . . . and to disseminate information", in cooperation with the state or Federal Government; to carry out the measures necessary for prevention and control of erosion; to obtain options and acquire lands; to make available to land owners engineering machinery, equipment, fertilizer and seeds; to develop comprehensive plans; and to make rules and regulations necessary for carrying into effect the purposes of the organization. (Stat. XL, 242-67.)

No records of the board were found in Saluda.

## XXXIV. COTTON WEIGHER

A general law of 1896 provided for election of public cotton weighers upon petition of fifty or more qualified electors who were cotton growers and who resided within five miles of any place where there might be a cotton market. Saluda County was exempted from this law (Stat. XXII, 57) until 1915, when it was made applicable and a cotton weigher was elected (Stat. XXIX, 67-68).

A special law of 1917 provided for a public cotton weigher for the town of Ridge Spring in Saluda County. He is elected after a petition of twenty-five or more qualified electors who are cotton growers or buyers residing within five miles of the town. His election is in the usual manner of elections in the town, for a term of two years or until the election and qualification of his successor. He is required to be legally sworn to discharge the duties of his position by the intendent of the town, and to enter into $300 bond which is approved by the town council and filed with the clerk of court. (Stat. XXX, 97; Code 6453.)

The platforms for cotton weighers are furnished by the county and the cotton weighers pay the county treasurer one cent a bale for all cotton weighed (Code 6405). The weigher in Ridge Spring is required to test his scales each day, by standards nominally in the clerk of court's office. In case of sickness or for any other cause, the cotton weigher may appoint a deputy weigher. The deputy weigher is required to take the same oath as the elected weigher, who is responsible on his bond for all the official acts of the deputy weigher. The cotton weigher is required to devote his exclusive attention to the duties of the office during the cotton marketing season, to weigh fairly and promptly all cotton sold on markets, and to issue his own ticket showing the weight of each bale or package. He is further required to adjust all differences between buyer and seller, to mark and number each bale of cotton as indicated by tags of the buyer, and to keep the cotton of each buyer separate. (Stat. XXIII, 729; Code 6404, 6405, 6453.)

For abbreviations and explanatory notes see pages 20-22

The cotton weigher is required to keep a record of all cotton weighed and to furnish the county commissioners with a monthly statement (Code 6405). No records were found.

## XXXV. COUNTY GAME WARDEN

In 1905 the governor upon the advice and consent of the senate appointed a game warden for each county (Stat. XXIV, 963). When the Audubon Society was created in 1907 the governor appointed the game wardens upon recommendation of the Society; they worked under the control and direction of the Society, and were required to make reports to the Society (Stat. XXV, 659-64).

In 1910 the state office of chief game warden was established, to have charge of the county wardens and to exercise supervision over the enforcement of game laws (Stat. XXVI, 575). No special qualifications are required. Since 1928 they have been appointed by the governor upon recommendation of the legislative delegation for a term of two years. The governor issues a commission to each game warden appointed, and transmits it to the clerk of court. Game wardens are required to take an oath to perform the duties of the office and to execute a $1,000 bond for the faithful discharge of their duties. Their compensation is fixed and paid by the chief game warden out of the game protection fund. (1928, Stat. XXXV, 1267; Code 3286, 3291.) In Saluda County in 1932, the salary of the game warden was $150 a month (Stat. XXXVII, 1371). The governor may remove game wardens from office upon satisfactory proof that they are not fit persons for the positions (Code 3286).

Game wardens have all the powers and authorities of the constable at common law; and, when they are acting in official capacity, they are required to wear a badge with the words "Game Warden" (Stat. XXXV, 1268; Code 3291). It is the duty of the game wardens to see that all the laws relating to the protection of game are strictly enforced (1905, Stat. XXIV, 963). Under a special law for Saluda County, the chief game warden is required to issue hunting license certificates showing from what school district they were purchased. The proceeds from sales in each district of the county and state licenses are to be returned to the district to be used for school purposes, with the exception of funds accruing under game laws relating to hunting and killing of pheasants, which are paid into the office of the state game warden and used by him in purchasing for Saluda County (Stat. XXXV, 1156; XXXVI, 282; Code 1758, 1775).

The county game warden is required to list the names of purchasers and the serial numbers of state and county licenses, and to turn the list over to the county treasurer (1929, Stat. XXXVI, 282; Code 1758).

A complete annual report to the county delegation of all fees, fines and monies received and disbursed by him was required from 1922 until 1938, when this report was directed to be made semi-annually to the county treasurer and a copy filed in the clerk of court's office (Stat. XXXII, 1256; XL, 2741; XLI, 1460). No records were found.

For abbreviations and explanatory notes see pages 20-22

## XXXVI. JAIL COMMISSION (defunct)

In 1933 a jail commission was created for Saluda County, consisting of five members appointed by the governor on recommendation of the delegation. Members were commissioned without bond and served without compensation for a term expiring when duties were completed. (Stat. XXXVIII, 1073.)

It was the duty of the commission to erect and equip a new jail for the county; and, as far as possible, to purchase all material locally and use local labor. The county commissioners, as directed by the commission, were authorized to borrow $5,000. Interest was not to exceed 7%. Details were left to the county commissioners. As long as notes were outstanding, annually on July 1, the jail commission and the county commissioners were to certify the amount maturing to the auditor, who was to levy an amount to pay the notes. An additional $1,000 was made available to be used for completion only, if the amount appropriated was insufficient. (Stat. XXXVIII, 1069, 1074.)

A full and complete record of all expenditures was required to be kept filed in the county commissioners' office for public inspection (Stat. XXXVIII, 1074). No records were found.

## XXXVII. MILITIA

At the time Saluda County was created, the militia had lost its close association with county government. The constitution of 1895 retained "the volumteer and militia forces" (art. XIII) as established in 1877 (Stat. XVI, 285).

No appropriations have been made for Saluda militia. Minutes of the Saluda Guards found in the clerk of court's vault in the courthouse, show that the organization did not have recognition.

249. CONSTITUTION, BY LAWS, AND MINUTES OF (Saluda Guards), Feb.-June 1899. 1 vol.

Copy of constitution and by-laws of Saluda Guards and minutes of regular meeting, showing date and place of meeting, presiding officer; record of adoption of constitution and by-laws, receipt of applications for membership, and action thereon; list of charter members who paid fees; agreement to disband on grounds of not being recognized as state troops. Arr. topically. No index. Hdw. 136 pp. (18 used) 14 x $8\frac{1}{2}$ x $\frac{1}{2}$.

For abbreviations and explanatory notes see pages 20-22

## APPENDIX

The following entries for volumes which apparently are not public records, are included because they were found in the courthouse.

250. POLICY REGISTER, Dec. 15, 1911-April 4, 1912. 1 vol. Subtitled: Augusta Fire Ins. Co.
Record of policies issued by Augusta Fire Insurance Company of Augusta, Georgia, showing policy number, old policy (no entry), name and residence of assured, term, commencement of risk, expiration of risk, amount for which insured, rate, amount of premium, exact copy of policy, date canceled from headquarters. Arr. by policy no. No index. Hdw. and typed on printed form and hdw. on printed ruled form. 121 double pp. (10 used) 17 x 11 x 1. Clerk of court, vault.

251. (CASH BOOK), n. d. 1 vol.
Record of dues paid to clerk of Camp Number 13, Woodmen of the World, showing camp name and number, date (no entry), name of person paying dues, number of receipt, general fund, beneficiary and emergency amount. No obvious arr. No index. Hdw. on printed ruled form. 60 pp. (1 used) 14 x 8 x $\frac{1}{4}$. Clerk of court, vault.

252. ROSTER, 1904-12. 1 vol.
Register of the Knights of Pythias, showing name, number, and location of lodge; signature of knight, age, residence, occupation, date of admission to various ranks and offices, admitted by card, date of attaining office, withdrawals by card, suspended, reinstated, died. Arr. by no. of member. No index. Hdw. on printed ruled form. 100 double pp. (4 used) 12 x $9\frac{1}{2}$ x $\frac{1}{2}$. Clerk of court, vault.

253. (ACCOUNT BOOK), 1907-9. 3 vols.
Customers' individual accounts with E. Cromley and Sons, showing name of purchaser, date article bought, and amount. Arr. chron. by date of purchase under name of acct. No index. Hdw. on ruled form. 474 to 596 pp. 12 x $7\frac{1}{2}$ x 1 to $12\frac{1}{2}$ x 8 x 2. Clerk of court, vault.

254. (COTTON WEIGHER'S RECEIPT BOOK), 1912. 1,228 receipts in 1 vol.
Carbon copy of original statement of cotton weighed for cotton oil company, showing names of oil company, town, state, date, party for whom weighed, name of owner, initial car number, check number, marked weight of car, gross, tare, net, amount paid for seed, certification of weigher; also shows for each receipt, amount credited, net weight, cash amount, exchange amount. Arr. chron. by date of receipt. No index. Hdw. on printed form. 307 pp. 10 x $18\frac{1}{2}$ x 1. Basement.

For abbreviations and explanatory notes see pages 20-22

SALUDA COUNTY OFFICIALS, 1896--.

(Compiled from Miscellaneous (Registrations), supra, entry 33; Reports and Resolutions, 1897, pp. 26, 748; 1898, p. 308; and records of County Officers, 1899--, in secretary of state's office, Columbia. The Historical Records Survey does not assume responsibility for the spelling of the names.)

First Township Commissioners

J. P. Corley, 1896-99
Jas. Riser, 1896-99
James Shealy, 1896-99
W. E. Bodie, 1896-99
John R. Watson, 1896-99
George Piper, 1896-99
Zed Crouch, 1896-99
L. D. Riley, 1896-99
J. S. Merchant, 1896-99
J. W. Edwards, 1896-99
W. W. Padgett, 1896-99
Emanuel Black, 1896-99
L. B. Blease, 1896-99
H. G. Crouch, 1896-99
Giles Chapman, 1896-99
J. B. Mitchell, 1896-99
W. F. Whittle, 1896-99
Jas. Schaffer, 1896-99
Jas. P. Beam, 1896-99
Thos. Cato, 1896-99
E. Gish Pow, 1896-99.

Supervisor

J. W. Banks, 1896-98
W. E. Bodie, 1898-1900
Bailey Mathews, 1900-1904
D. W. Padgett, 1904-6; 1908-12
B. T. Mack, 1906-8
G. W. Langford, 1912-20
J. S. Rodgers, 1920-28
G. W. Langford, Chm., 1928-29
T. B. Mitchell, Chm., 1929-35
D. M. Zimmerman, Chm., 1935-38
B. L. Able, Chm., 1938--.

County Commissioners

Luther R. Blease, 1899-1901
Josiah B. Padgett, 1899-1901
J. W. Smith, 1901-3; 1909-11

County Commissioners (cont'd)

Hesikiah Burnett, 1901-3
D. P. Matheny, 1903-5
Wellington Sheppard, 1903-5
Giles Chapman, 1905-7
John N. C. Fulmer, 1905-7
L. Rice, 1907-9
H. A. Shealey, 1907-9
P. B. Scurry, 1909-11
W. B. Aull, 1919-21
E. L. Ready, 1919-21
D. E. Sheppard, 1919-21
W. S. Forrest, 1919-21
James Culbreath, 1921-25
W. S. Orander, 1921-23
John Webb, 1921-22
F. W. Crouch, 1921-23
Geo. B. Lester, 1922-23
L. J. Merchant, 1923-24
Amos Riley, 1923-27; 1933-36
J. Allen Hare, 1923-25; 1927-28
D. A. Parrish, 1924-28
W. T. Bodie, 1925-27
J. H. Hazel, 1925-28
T. B. Rankin, 1927-28
T. B. Mitchell, 1928-29
B. F. Sample, 1928-33
J. S. McCarty, 1930-32
L. H. Langford, 1929-30
B. S. Harmon, Oct. 1932-Mar. 1938
R. B. Harmon, Apr.-Dec. 1938
G. Wingfield Coleman, 1936-38
James C. Etheredge, 1938--
J. K. Aull, 1938--.

Clerk of Court

B. W. Crouch, 1896-1900
M. T. Pitts, 1900-1908
Henry C. Smith, 1908-16
B. F. Webb, 1916-36
Paul L. Nicholson, 1936--.

# Saluda County Officials

## Master

W. J. Padgett, 1897-1901
T. L. Edwards, 1901-8; 1918-26
B. F. Webb, 1915-17
Henry C. Smith, 1917-18
W. N. Padgett, Mar.-July 1918
J. W. Fulmer, 1926-30
R. M. Crouch, 1930--.

## Judge of Probate

Walter Satcher, 1896-1900
W. S. Crouch, 1900-1915
E. A. Perry, 1915-16
W. S. Crout, 1916-34
B. D. Wyse, 1934--.

## Sheriff

M. A. Whittle, 1896-1901
James A. Ridgell, 1901-2
W. L. Rhoden, 1902-4
B. F. Sample, Jr., 1904-24
J. E. Zeigler, 1924-32
E. Gary Davis, 1932--.

## Coroner

L. B. Hazel, 1897-99
C. F. Winn, 1899-1900
Jacob Gibson, 1900-1904
Geo. M. Glisson, 1904-9
W. Clifton Duffie, 1909-11
Jas. B. Padgett, 1911-12
J. R. Trotter, 1912-16; 1920-24
B. D. Leopard, 1916-20
W. L. Crouch, 1924-25
T. H. Hunt, 1925-28
Davis J. Jennings, 1928--.

## Auditor

J. D. Wills, 1896-1901
B. F. Webb, 1901-9
N. B. Hazel, 1909-19.

## Auditor (cont'd)

Asa T. Goff, 1919-34
J. T. Goff, 1934--.

## Treasurer

J. C. Caughman, 1897-99
B. R. Smith, 1899-1903
H. B. White, 1903-7
Walter Satcher, 1907-11
Jas. N. Deloach, 1911-35
T. D. Fulmer, 1935--.

## Tax Collector

A. T. Davis, 1924-25
Boyd T. Duffie, 1925-30
B. T. Boatwright, 1930-32
Ben T. Coleman, 1932-38
A. L. Butler, 1938--.

## Superintendent of Education

Eugene S. Blease, 1897-1900
W. S. Wightman, 1900-1902
B. F. Sample, Sr., 1902-6; 1909-10
Jas. N. Deloach, 1906-9
Rev. J. A. Carson, 1910-16
Frank O. Black, 1916-23
E. W. Bodie, 1923-25
B. T. Crowley, 1925-33
Samuel T. Burnett, 1933--.

## County Board of Education

Eugene W. Able, 1913-33
E. P. Taylor, 1913-14
Jas. H. Shealey, Jan.-Aug. 1914
Dr. O. P. Wise, 1914-17
M. G. Crout, 1917-25
S. T. Burnett, 1925-28
W. W. Steadman, 1928-33
M. J. Yarborough, 1933--
W. H. Stuckey, 1933--.

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The Edgefield Advertiser, Edgefield, S. C., published weekly since February 11, 1836.

# CHRONOLOGICAL INDEX

(All numbers refer to entries. A record entry number is listed under each decade which the record covers in full or in part. An entry number is underlined to call attention to the initial appearance of the record; the last listing of the entry number indicates the decade within which the record ends.)


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of
The South Carolina Historical Records Survey Project
The University of South Carolina
Columbia, South Carolina

## INVENTORY OF THE COUNTY ARCHIVES OF SOUTH CAROLINA:

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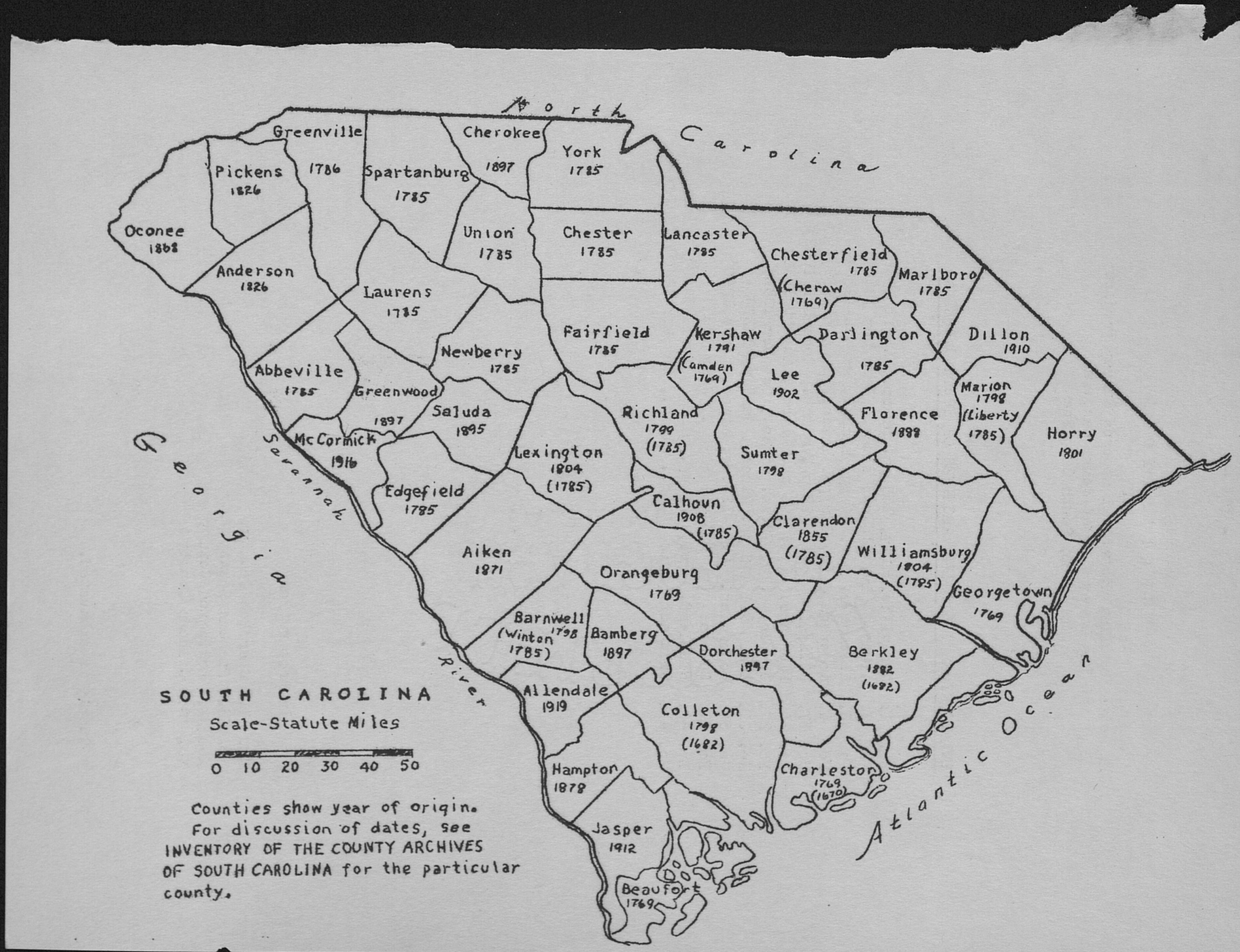
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Pickens 1826
Spartanburg 1785
Cherokee 1897
York 1785
Oconee 1868
Anderson 1826
Union 1785
Chester 1785
Lancaster 1785
Chesterfield 1785
Marlboro 1785
(Cheraw 1769)
Laurens 1785
Fairfield 1785
Kershaw 1791
(Camden 1769)
Darlington 1785
Dillon 1910
Newberry 1785
Abbeville 1785
Greenwood 1897
Saluda 1895
Lee 1902
Marion 1798
(Liberty 1785)
Florence 1888
Horry 1801
Richland 1799
(1785)
McCormick 1916
Georgia
Savannah River
Lexington 1804
(1785)
Sumter 1798
Edgefield 1785
Calhoun 1908
(1785)
Clarendon 1855
(1785)
Williamsburg 1804
(1795)
Aiken 1871
Orangeburg 1769
Georgetown 1769
Barnwell 1798
(Winton 1785)
Bamberg 1897
Dorchester 1897
Berkley 1882
(1692)
Allendale 1919
Colleton 1798
(1682)
Hampton 1878
Charleston 1769
(1670)
Atlantic Ocean
Jasper 1912
Beaufort 1769
SOUTH CAROLINA
Scale-Statute Miles
0 10 20 30 40 50
Counties show year of origin.
For discussion of dates, see
INVENTORY OF THE COUNTY ARCHIVES
OF SOUTH CAROLINA for the particular
county.

