THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED
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S.C. SUPREME COURT

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

Edgar W. Dickson, Circuit Court Judge

Appellate Case No. 2020-000986

The Protestant Episcopal Church in the Diocese of South Carolina, *et al.,* Respondents,

v.

The Episcopal Church (a/k/a, The Protestant Episcopal Church in the United States of America); The Episcopal Church in South Carolina, Appellants.

RECORD ON APPEAL – Volume XVIII

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CERTIFICATION

The undersigned do hereby certify that the foregoing Amended By-Laws have been approved by the Congregation, Vestry, and Foundation Board.

Edward Farmer, Sr. Warden

James O. Merritt, President Foundation

TMB - 313 - 0091

Articles

	Yes	No
Front	2	0
Pew 1	5	0
Pew 2	9	0
Pew 3	7	0
Pew 4	3	0
Pew 5	7	0
Pew 6	6	0
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Pew 8	5	0
Pew 9	3	2
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Pew 11	7	0
Pew 12	1	1
Pew 13	3	0
Pew 14	2	2
Pew 15	5	0
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TMB - 313 - 0092

Articles

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Pew 2	6	Ø
Pew 3	4	Ø
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Pew 9	4	Ø
Pew 10	1	2
Pew 11	2	2
Pew 12	4	Ø
Pew 13	6	Ø
Pew 14	7	Ø
Pew 15	2	Ø
Standing	Ø	Ø
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Bylaws

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Pew 2	9	0
Pew 3	6	0
Pew 4	3	0
Pew 5	7	0
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Pew 14	3	0
Pew 15	5	0
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TMB - 313 - 0094

Bylaws

	Yes	No
Pew 1	2	Ø
Pew 2	6	Ø
Pew 3	4	Ø
Pew 4	6	Ø
Pew 5	7	Ø
Pew 6	6	Ø
Pew 7	4	Ø
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Pew 12	4	Ø
Pew 13	6	Ø
Pew 14	7	Ø
Pew 15	2	Ø
Standing	Ø	Ø
	66	7

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Foundation Bylaws

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Pew 4	6	Ø
Pew 5	7	Ø
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Pew 7	5	Ø
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Standing	Ø	Ø
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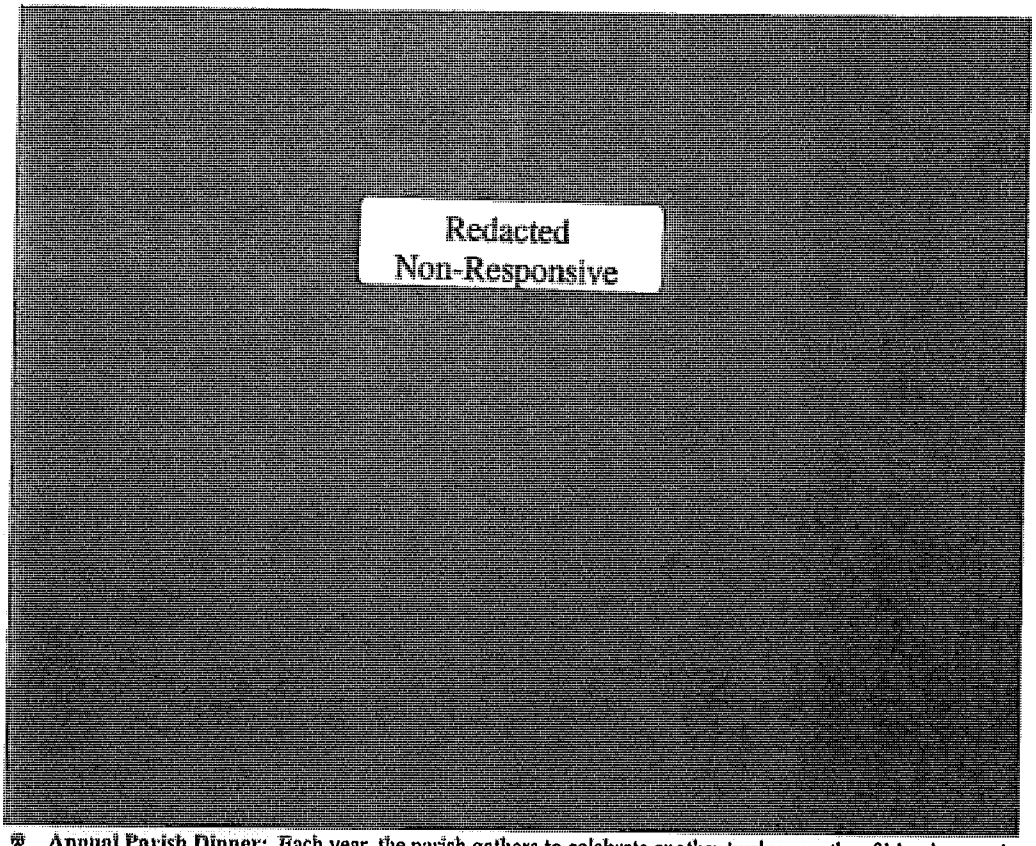
Foundation Bylaws

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Pew 2	9	0
Pew 3	7	0
Pew 4	3	0
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Pew 9	3	2
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Pew 12	0	1
Pew 13	2	0
Pew 14	4	0
Pew 15	5	0
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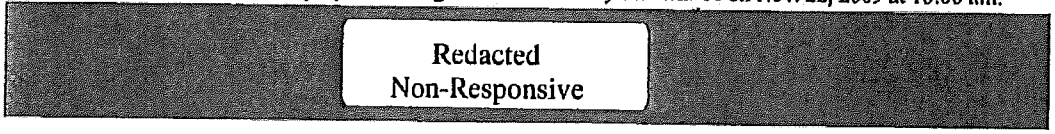
TMB - 313 - 0097

The Parish News...

for the week of November 8-14, 2009



Annual Parish Dinner: Each year, the parish gathers to celebrate another twelve months of blessings and joy in the service of our Lord in this place. This year, our celebration will be **Monday, November 16.** The evening begins at 6:00 p.m. with a social time together. At 6:30, we gather round the tables to share a Covered-dish supper, so please bring food enough for 10-20 people. Beverages will be provided. **Dinner will be blessed at 6:30 p.m. Voting will begin at 7:00 p.m. in the Nave.** Following dinner, Vestry elections will be held for four members (three-year term) Also elected at the Annual Dinner will be delegates to Diocesan Convention and Trustees to the Trinity Foundation. We will have the first reading of the proposed changes to the Parish Bylaws, Charter, and Foundation Bylaws. Sandra has the list of Communicants in good standing. The 2nd and final reading of the proposed changes to the Parish Bylaws will be on Nov. 22, 2009 at 10:00 am.



TMB Exhibit 15

Redacted
Non-Responsive

Mon., Nov. 16 6:00–Social Time
6:30 p.m.–Annual Parish Meeting (1st Reading of Charter & Bylaws) (potluck dinner)

Redacted
Non-Responsive

Sun., Nov. 22 9:00 a.m.–Morning Prayer
10:00 a.m.–(2nd Reading of Charter & Bylaws)

Redacted
Non-Responsive

Redacted
Non-Responsive

ANNUAL PARISH MEETING

MONDAY, NOVEMBER 16, 2009

6:00 P.M.-POTLUCK DINNER
GRAVELY HALL

(1ST READING OF CHARTER & BYLAWS)

SUNDAY, NOVEMBER 22, 2009

10:00 A.M., Nave

(2ND READING OF CHARTER & BYLAWS)

Trinity Church, Myrtle Beach

The Reverend John Boyd
Lead Pastor

The Reverend Chris Bear
Associate Pastor

The Reverend Bruce Geary
Pastor for Member Care

Beloved in Christ,

October 13, 2009

On Nov 16, 2009 the congregation of Trinity Church, Myrtle Beach will gather together for the annual parish meeting. At this meeting we will elect new vestry members, new members for the Trinity Foundation, present the budget, and hear a brief report on the blessings of the previous year and the excitement of the year to come. In addition to these fairly standard items, we will also be considering an amendment to the Charter and By-Laws of Trinity Church, Myrtle Beach.

We are considering amendments to the Charter and By-Laws for two reasons. The first reason is that neither has been updated for decades. It is a matter of good practice to bring (especially the By-laws) up to date to better reflect who we are as a church. The second reason we are considering amendments to the Charter and By-Laws is to more accurately represent the current understanding of church property ownership in the State of South Carolina.

Trinity Church was founded as a mission in 1939. From 1939 to 1978 the understanding of church property ownership was that the church held *consecrated space* (the sanctuary) in trust for the Diocesan Bishop. However, all other property (land, offices, foundations etc.) was owned by the local church. This understanding of church property ownership prevailed until 1979, when multiple denominations (Methodist, Lutheran, Presbyterian, Episcopal) imposed a trust at the national level on to the local congregation. This was called the "Dennis Cannon". The Dennis Cannon essentially said that the local congregation holds *all* property (land, offices, foundations etc.) in trust for the national denomination.

On Sept 22, 2009 the South Carolina Supreme Court ruled that a national organization could not impose a trust on a local congregation without the explicit consent of the local congregation. The South Carolina Supreme Court judged that the local congregations, in many cases, had never given their consent to be incorporated into a national trust. The Court ruled that the Dennis Cannon was null and void in the State of South Carolina. What this means for us at Trinity is that Trinity and its congregation are the owners of all non-consecrated property (land, offices, foundations etc.). The vestry and clergy have unanimously asked the congregation to consider amending the Charter and By-Laws to better reflect the current understanding of church property ownership in the State of South Carolina. Be sure to note that this *in no way changes our denominational affiliation.* If the amendments are passed Trinity will continue to be an Episcopal Church. The amendments *do not in any way* address our denominational affiliation.

Many of you will no doubt see these amendments in light of the current crisis in the Episcopal Church. No matter what side of the issues you find yourself on, you should know that the amendment of the Charter and By-Laws would be done whether the Episcopal Church was in crisis or not. To reinforce this point you need to know that churches across many denominations in South Carolina (Methodist, Lutheran, Presbyterian, Episcopal) will be meeting to amend their Charter and By-Laws to better reflect the ruling of the State Supreme Court. I admit that it is unfortunate that we must consider this matter now, while tensions are so high. I also admit that it will be hard to see these amendments for what they truly are, which is simply good fiduciary responsibility on behalf of the clergy and vestry. If you have questions concerning this matter I would wholeheartedly encourage you to contact me, Ed Farmer, Rick Spradlin, or Charlie Jordan who are well equipped to lay out the issues as accurately as possible.

Amending the By-Laws requires two readings of the new By-Laws. The amendments pass if a majority of eligible members *present at the meeting* vote in favor of the amendments. Members who are eligible to vote are members who in accordance with canon law "have been faithful in corporate worship, unless for good cause prevented, and have been faithful in working, praying, and giving for the spread of the Kingdom of God." Only members in good standing will receive ballots at the annual parish meeting. If you are concerned about your standing in the church please call the church offices at 843-448-8426.

If the amendments to the By-Laws pass the first reading, the second reading will take place at 10:00 a.m. in Gravely Hall on Nov. 22, 2009. This is a special meeting of the congregation, which I am calling in accordance with our current By-Laws under the authority of the vestry.

In closing, I would like to reiterate that the special meeting of the congregation on Nov 22, as well as the proposed amendments to the Charter and By-Laws were unanimously approved by the vestry of Trinity. All involved believe it is in the best interest of Trinity to put these matters before the congregation. In order to assist your thinking on this issue a copy of the new Charter and new By-Laws are included in this packet.

Much love,

Robert Sturdy	Ed Farmer	Rick Spradlin	Charlie Jordan
Rector	Senior Warden	Junior Warden	Chancellor

Trinity Tidings

"To inspire all people through the power of the Gospel to become living members of the Body of Christ."

November, 2009
Volume 10, Issue11

Look Inside for our Parish Annual Reports

Individual Highlights

Announcements	2
Birthdays /Prayers	3
Street Missions Report	4
Social Outreach Report	5

Annual Parish Dinner

Each year, the parish gathers to celebrate another twelve months of blessings and joy in the service of our Lord in this place. This year, our celebration will be Monday, November 16.

The evening begins at 6.00 p.m. with a social time together. At 6.30, we gather round the tables to share a Covered-dish supper, so please bring food enough for 10-20 people. Beverages will be provided.

Following dinner, Vestry elections will be held for four members (three-year term). Also elected at the Annual Dinner will be delegates to Diocesan Convention and Trustees to the Trinity Foundation. We will have the first reading of the proposed changes to the Parish Bylaws, Charter, and Foundation Bylaws.

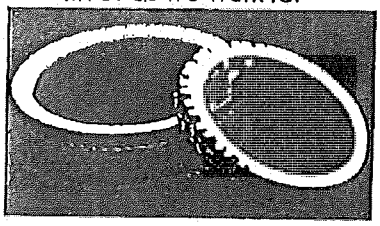
Sandra has the list of Communicants in good standing. The 2nd and final reading of the proposed changes to the Parish Bylaws will be on Nov. 22, 2009.

Marriage Night

This year at Trinity we will begin focusing on strengthening marriages in our congregation by holding quarterly events called Marriage Night.

Our first "Marriage Night" will be held in Gravely Hall on Sunday November the 8th from 6-9. We will have provided a romantic candlelight dinner cooked by Christi Sloan. We will also have for our guest speaker Tim Melton, Associate Pastor of Surfside Presbyterian Church.

The cost of the dinner will be $25 per couple. Whether your marriage is wonderful and happy or if it needs some serious help, you are welcome to come together with us as we work for strong marriages at Trinity!
Please pre-register by contacting Tracy in the office. Thanks!



TMB - 313 - 1158
ROA_ 8138

Amendments to Articles of Incorporation

Change name from: "Trinity Episcopal Church of Myrtle Beach"

Change name to: "Trinity Church of Myrtle Beach"

Change paragraph 4 from:

> The purpose of the proposed corporation is to manage the business affairs of this Church, to borrow money, to make repairs and improvements, and to operate this Church under the constitution and canons of the Protestant Episcopal Church and of the Diocese of South Carolina.

Change paragraph 4 to:

> The purpose of the corporation shall be: To inspire all people through the power of the Gospel to become living members of the Body of Christ.

Trinity Episcopal Church
Minutes of the Vestry
Sunday, November 22, 2009
Parish Meeting

Present: There were 128 voting members present along with other members of the Parish meeting the quorum of 91.

Opening Prayer:

After the opening prayer Rev. Sturdy called the meeting to order.

Rector:

Rev. Sturdy reported to the congregation that on November 16th, the amendments to the Articles of Incorporation were approved with a vote of 131 in favor and 11 voting against. The amendments to the Foundation By-Laws were approved with a vote of 142 in favor and 8 voting against. The amendments to the Trinity By-Laws passed the first reading with a vote of 136 in favor and 6 voting against. The vote for this second reading would follow the same procedures for voting as the vote on the 16th.

Mr. Ed Farmer made a motion to accept the amended Trinity By-Laws as presented. The motion was seconded by Mr. Kris Davis. There was no discussion. The motion was passed with 113 votes in favor and 5 votes against.

There being no further business, Rev. Sturdy closed with a prayer and the meeting was adjourned.

Respectfully submitted,

Sandra Mercavich, Clerk of Vestry

TMB Exhibit 17

THE AMENDED BY-LAWS OF TRINITY CHURCH OF MYRTLE BEACH, AS ADOPTED THE 22 DAY OF NOVEMBER, 2009 A.D.

ARTICLE I
PREAMBLE

We, the visible Church of Christ duly assembled as the congregation known as Trinity Church of Myrtle Beach, a not-for-profit corporation existing under the laws of the State of South Carolina, in which the pure Word of God is preached and the Sacraments duly administered pursuant to Christ's ordinance, do hereby adopt and declare, after due notice being given, the following to be the lawful by-laws of the same in order to induce and provide for the good governance of the congregation. The mission of Trinity Church is to inspire all people through the power of the Gospel to become living members of the Body of Christ.

ARTICLE II
MEMBERSHIP

Membership in Trinity Church shall be open to all persons who believe in their hearts and profess with their lips that Jesus Christ is Lord. There are two categories of active membership in Trinity Church: baptized members and confirmed members. A baptized member of Trinity Church is any person who has been baptized with water in the name of the Father, and of the Son, and of the Holy Spirit, who has expressed a desire to be a member of Trinity Church, and who has been enrolled as a baptized member of Trinity Church. A confirmed member of Trinity Church is a baptized member who has been confirmed by a bishop in apostolic succession, has expressed a desire to be a member of Trinity Church, and who has been enrolled as a confirmed member of Trinity Church. Active membership requires that the person be regular in attendance in worship, participate and partake of the Holy Eucharist at least three times per year, and be regular in the giving of his time, talents, and financial resources to Trinity Church.

ARTICLE III
CONGREGATIONAL MEETINGS

1. Annual Meeting: There shall be an annual meeting of the congregation on the first Monday after the first Sunday in December or on such other day as the Vestry may decide.

2. Voting: Every active baptized member of Trinity Church over the age of seventeen (17) can vote in all elections. Unless otherwise provided by law or these by-laws, all motions and any other items upon which votes are made, shall be carried by more than fifty (>50%) percent of those active baptized members in attendance at the meeting. There shall be no voting by proxy.

3. Conduct of the Meeting: The Rector, or in his absence, the Senior Warden, shall preside over all Annual or Special meetings. The meetings shall be held in general in conformance with the then applicable Roberts Rules of Order.

4. Order of Business: The business at all Annual Meetings of Trinity Church shall include the election of the Vestry, delegates, and any other boards or positions the bylaws of which provide for election by the members of Trinity Church. Additionally, the Treasurer shall provide a current financial report of Trinity Church and each ministry of Trinity Church shall provide a report setting forth its activities during the prior year. The Vestry and the Rector shall set forth any other items of business.

5. Elections: All candidates standing for election, whether Vestry, delegates, or other positions, shall have met with the Rector or his designee prior to the annual meeting to discuss the duties of the position which the candidate seeks and to discern the candidate's call to the position. Likewise, the names of all candidates shall have been submitted to the Rector or his designee prior to the annual meeting in order to determine the qualifications of the candidate for that office. As otherwise provided in the By-laws or at its discretion, the Vestry may submit a slate of candidates for a position. If the slate of candidates is submitted, nominations from the floor for any person not on the slate are allowed so long as the candidate so nominated is pre-qualified for that office according to the requirements of this paragraph.

   All congregational elections to fill positions at Trinity Church shall be conducted by secret written ballot. All active baptized members in attendance are entitled to voice and vote. A candidate must receive a majority of ballots cast. In the event that a majority vote is not received by the number of candidates necessary to fill all open positions, a subsequent ballot shall be taken. On the second ballot, the number of candidates shall be limited to twice the number of vacancies. On the second ballot, the candidates receiving the most votes, whether a majority or not, shall be elected to fill the remaining vacancies.

6. Special Meetings of the Congregation: Special meetings of the congregation may be called, with the knowledge of the Rector, at any time by the Vestry and shall be called whenever requested in writing by thirty (30) active baptized members of Trinity Church. The purpose of special meeting shall be set forth in the written request. The order of business for the special meeting shall include this purpose.

7. Notice: Notice of meetings of the congregation shall be given at each worship service on the two consecutive Sundays immediately prior to the meeting and no meeting shall be held without such notice.

8. Quorum: Fifteen (15%) percent of the active baptized members of Trinity Church shall constitute a quorum at all meetings.

ARTICLE IV
VESTRY

1. Responsibility: The Vestry shall be the governing board of Trinity Church and shall have charge of all temporal matters of the Church.

2. Composition: The Vestry shall consist of twelve (12) confirmed active members of the congregation together with the Rector. The Vestry may also include up to two appointed members.

3. General Qualifications: Each member of the Vestry shall 1) be a confirmed active member of the congregation enrolled as a member of Trinity Church, 2) be eighteen years of age or older, 3) have been regular in attendance at the worship services of Trinity Church in the year preceding election, and 4) have made and maintained a financial

commitment to Trinity, known to the Treasurer, in the year preceding the election or appointment. Each member should further illustrate godly character with a level of wisdom and maturity that is respected by the congregation. These are qualifications not only for election but also for continued service on the vestry.

4. Terms of Office: Vestry Members chosen to fill vacancies shall be elected to a three-year term of office. A Vestry member who has served a full three year term shall be required to wait a period of one (1) year before becoming eligible for reelcction to the Vestry.

5. Appointed Members: The Vestry may select up to two active confirmed members to serve on the Vestry as appointed Vestry members. These member(s) shall serve for a term of one year. If the appointed member is the Senior Warden, he also serves at the pleasure of the Rector. An appointed member shall be entitled to full voice and vote in all Vestry meetings.

6. Vacancies: In the event that a vacancy occurs on the Vestry during the year, the remaining members of the Vestry may select a person to serve until the next annual congregational meeting. At that time, a new Vestry member, who may be the person selected by the Vestry, shall be elected by the congregation to serve for the remaining term of the vacancy.

7. Conflict-of-Interest: No person receiving any compensation from Trinity Church shall be eligible to be a member of the Vestry with the exception of the Rector and Assistant Clergy.

8. Authority and Duties: The Vestry shall have all authority and duties necessary for the administration of the affairs and the transaction of business of Trinity Church as generally allowed for not-for-profit corporations under South Carolina law, and specifically the power and authority to undertakc the following tasks:
   a) Care, preservation, upkeep and maintenance of the real and personal property of Trinity Church;
   b) Establishment of the annual budget for Trinity Church;
   c) Pay current expenses which they have approved to by paid or which they, in their discrction, deem necessary to be paid;
   d) Obtain and collect pledges from the members of Trinity Church;
   e) Obtain insurance for the protection of persons and property;
   f) Make all repairs, additions, and improvements to, or alterations of the real property of Trinity Church and to provide for the funds necessary thereto;
   g) Open and maintain bank and investment accounts and borrow funds as it deems necessary;
   h) Sell, alienate, mortgage, lease or otherwise deal with and dispose of by deed or other documents as executed by the Wardens, the real and personal property of Trinity Church;
   i) Make all such necessary reports to the congregation at its annual meeting and the appropriate ecclesiastical authority;
   j) Provide advise and consent to the employment of any personnel of Trinity;
   k) Pay the salaries of all employees of Trinity;

l) Any and all such other acts as it deems necessary for the benefit of Trinity Church.

9. Meetings: The Vestry shall meet as soon as practical following the annual congregational meeting and thereafter monthly unless otherwise agreed to by its members. Vestry members are expected to attend all meetings, and shall not be absent from more than two (2) regular monthly meetings per year except for good cause. Special meetings of the Vestry may be called by the Rector or by three more members of the Vestry with the knowledge of the Rector. Seven (7) members shall constitute a quorum at all Vestry meetings. The Rector, or in his absence the Senior Warden, shall preside over all Vestry meetings.

10. Wardens and Other Officers:

a) Senior Warden: At the first Vestry meeting following the annual congregational meeting, the Rector shall nominate, with assent of the Vestry, a Senior Warden to serve at the pleasure of the Rector. The Senior Warden is not required to be a member of the Vestry but if the Senior Warden nominated and assented to by the Vestry is not a Vestry member, he shall be deemed an appointed Vestry member. The Senior Warden shall oversee the temporal affairs of the congregation.

b) Junior Warden: At the first Vestry meeting following the annual congregational meeting, the Vestry shall nominate, with assent of the Rector, one of its members, to serve as Junior Warden to serve at the pleasure of the Vestry. The Junior Warden shall oversee the maintenance, repairs, and improvements to the real and physical property of Trinity Church.

c) Other Officers: At the first Vestry meeting following the annual congregational meeting, the Vestry shall also nominate and appoint the following offices: Secretary, Treasurer, and Chancellor. The Secretary shall keep minutes of its proceedings, give due notice of all meetings, and attend to the clerical requirements of the Vestry. The Secretary shall also act as secretary of all meetings of the congregation. The Treasurer shall receive all sums due Trinity Church, deposit the same in the name of Trinity Church of Myrtle Beach in a bank approved by the Vestry, draw checks on the account as directed by the Vestry, take receipts, render statements to the Vestry as shall be requested by them, submit an annual report, which when approved by the Vestry, shall be submitted to the congregation at the annual meeting, and keep a fair set of books on the finances of the church which shall at all times be available for inspection by the members of the Vestry. The Chancellor shall be the chief legal counsel to Trinity Church, the Rector and the Vestry. He shall attend all Vestry and congregational meetings, prepare all legal documents and instruments of Trinity Church, and render legal advice as requested.

11. Committees: There shall be such committees of the Vestry as the Vestry deems necessary. These committees shall report to the Vestry and shall have only that authority and power as the Vestry shall confer. The Vestry may at its sole discretion, remove any Committee member, eliminate any committee, or restrict or amend conferred authority. The membership of such Committees may include non-Vestry members who are active confirmed members of the congregation. All such Committees shall be chaired by a

Vestry member.

12. Ex Officio Members: The following persons shall be ex officio members of the Vestry and may attend Vestry meetings with the consent of the Rector and Senior Warden: Treasurer, Secretary, Chancellor, and Clergy other than the Rector. Ex Officio members do not have voice or vote.

13. Removal: The Vestry, in its sole and absolute discretion, may remove any member of the Vestry from the Vestry for good cause or no cause. A vote to remove a member of the Vestry may only be taken at a Vestry meeting specially called for this purpose. The meeting shall take place no less than forty-eight (48) hours after notice is given. The Vestry member proposed to be removed shall be given a reasonable opportunity to address the Vestry prior to any vote being taken. At least seventy-five (75%) of the Vestry then in office, excluding the member proposed to be removed, must vote to remove the member. The provisions of this paragraph shall not apply to the removal of the Rector.

ARTICLE V
RECTOR

1. Rector: There shall be a pastor for the congregation of Trinity Church titled the "Rector" who shall be entitled to receive from Trinity Church such salary and other compensation as may from time to time be fixed by the Vestry. The Rector shall have been ordained a priest in Christ's one, holy, catholic, and apostolic Church through the laying on of hands by a bishop in apostolic succession. The Rector shall meet the qualifications of "overseer" as set forth in 1 Timothy 3:1-7 and Titus 1:6-9.
2. Selection: The Rector shall be chosen and elected by no less than two-thirds (⅔) of the Vestry with the consent of the bishop.
3. Authority and Duties: The Rector shall have all authority and duties necessary for the proper conduct of the worship, music, education, and spiritual welfare of the congregation, and specifically as follows:
    a) The exclusive regulation of all the spiritual concerns of Trinity Church including the administration of the sacraments and the preaching of the Word;
    b) Access to the church building and to open the same for the services or instruction of Trinity Church as he deems proper;
    c) To call meetings of the Vestry or congregation; when present, to preside in the same, and, in case of a tie, to cast the deciding vote;
    d) In accordance with the traditional responsibilities placed upon the Rector, he shall be responsible for and have charge and care of the spiritual concerns, music and ritual observances of the Church, and the performance of their duties by all employees of the Church;
    e) The hiring and supervision of any other clergy, church worship musicians, and other staff members as necessary to perform his duties, with the consent of the Vestry, and shall have any terms of such employment reduced to writing;
    f) Register in the church registry, all births, baptisms, marriages, and funerals of persons who may be baptized, married or buried by them

respectively, or by the Minister officiating in their absence;

g) Allow the free use of the Church for the performance of Christian religious serves whenever he shall judge it advisable.

ARTICLE VII
AMENDMENTS TO BY-LAWS

These By-Laws shall not be altered or amended, nor shall any new By-Laws be enacted unless the same be read, debated and carried at one meeting of the congregation by the majority of the members present at such meeting.

TMB - 313 - 0231

ROA_ 8146

Trinity Episcopal Church
Minutes of the Vestry
Monday, December 3, 2012
Annual Parish Meeting

Present: There were 155 voting members of the Parish present, meeting the quorum of 56.

Opening Prayer:
After the opening prayer Pastor Boyd called the meeting to order.

Rector:
Pastor Iain spoke about the growth of our congregation and our programs and how our mission of becoming the body of Christ will always be our priority.

He would like to meet with those who want to have a say in the 11:00am traditional worship service and he will develop a committee to help him make plans for that service.

Since Mark Chaney will be leaving at the end of December he will appoint a Music Ministry Committee (Team) that will take us through Easter, then we will plan for the next step.

After demonstrating the low number of young adults and college aged adults in our parish, he said that he would like to build up that age group and have programs appropriate and inviting for them so that our church will continue to grow.

He spoke about the problems with the theology of The Episcopal Church and how they view various aspects of the Gospel and give us two Gospels.

Sue Ellen Katancik explained how the issues of Mind of the Parish Resolution will be addressed and read from the By-Laws about how elections are held. She said the meeting would be subject to *Roberts Rules of Order.*

Senior Warden:
Rod Sanders presented the slate of nominees for the Vestry and asked them to stand: Dan Farley, Julia Lorenz, Tom Shelburne, Jason Shroff and Frank Sloan. Danny MacDonald made a motion to accept this slate by a vote of acclamation. The motion was seconded and the vote was unanimous.

Rod presented the slate of nominees for Trinity Foundation Board of Directors and asked them to stand: Kris Davis, Harold Haiser and Susan White. Danny MacDonald made a motion to accept this slate by a vote of acclamation. The motion was seconded and was passed unanimously.

Rod presented the two nominees for Delegates to the Diocesan Convention in 2013: Amy Jordan and Danny MacDonald. A motion was made to accept these nominations by a vote of acclamation. The motion was seconded and was passed unanimously.

TMB Exhibit 19

Rod made a motion that the members of the parish vote on the Mind of the Parish Resolution by secret ballot. The motion was seconded. The floor was open for discussion. There were statements and questions by various members of the Parish. The ballots were collected and counted.

The results of the voting were:

119 votes to affirm Trinity's membership in The Diocese of South Carolina as currently contituted under the leadership of Bishop Mark Lawrence.

31 votes to reaffiliate with the denomination of The Episcopal Church, otherwise known as The National Church,

4 votes to abstain.

There being no further business, Pastor Iain closed with a prayer and the meeting was adjourned.

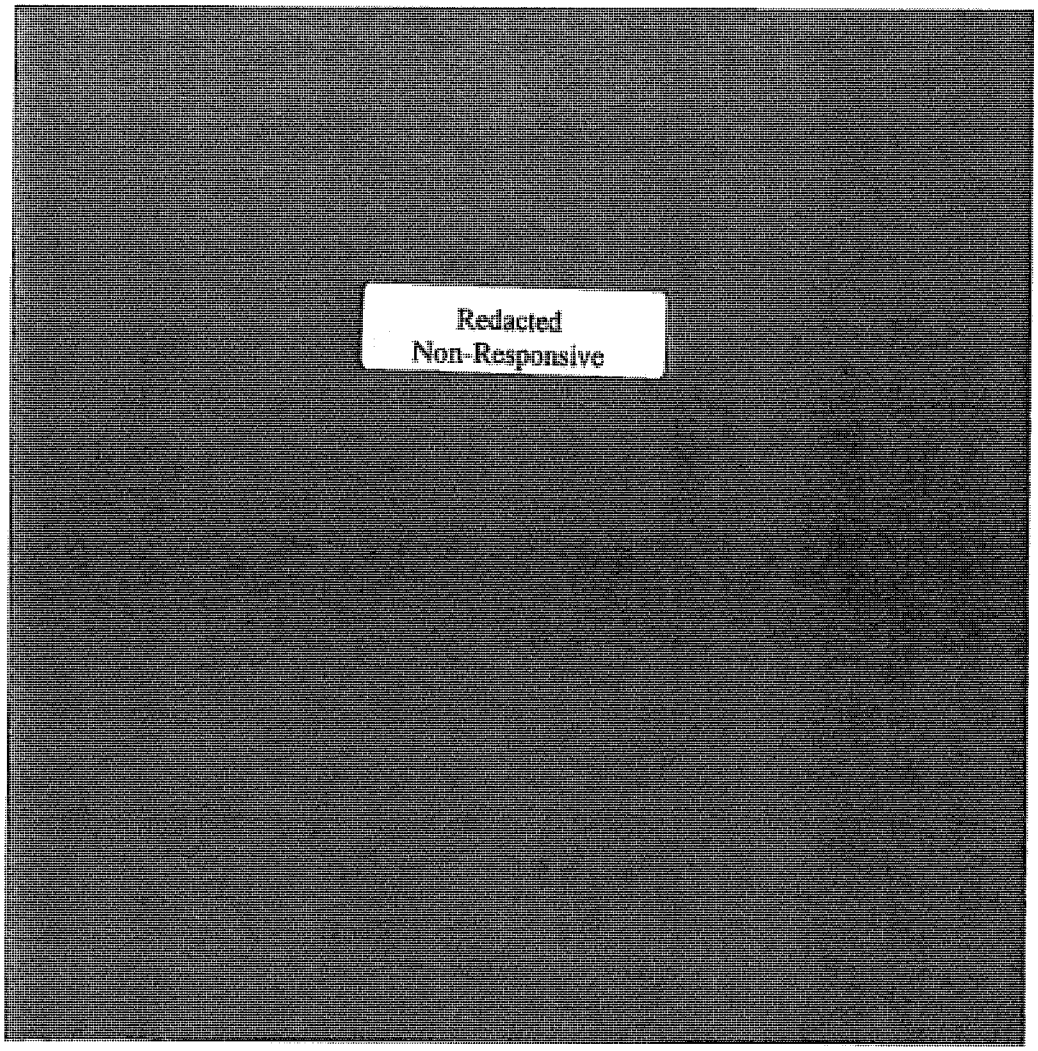
Respectfully submitted,

Sandra Mercavich, Clerk of Vestry

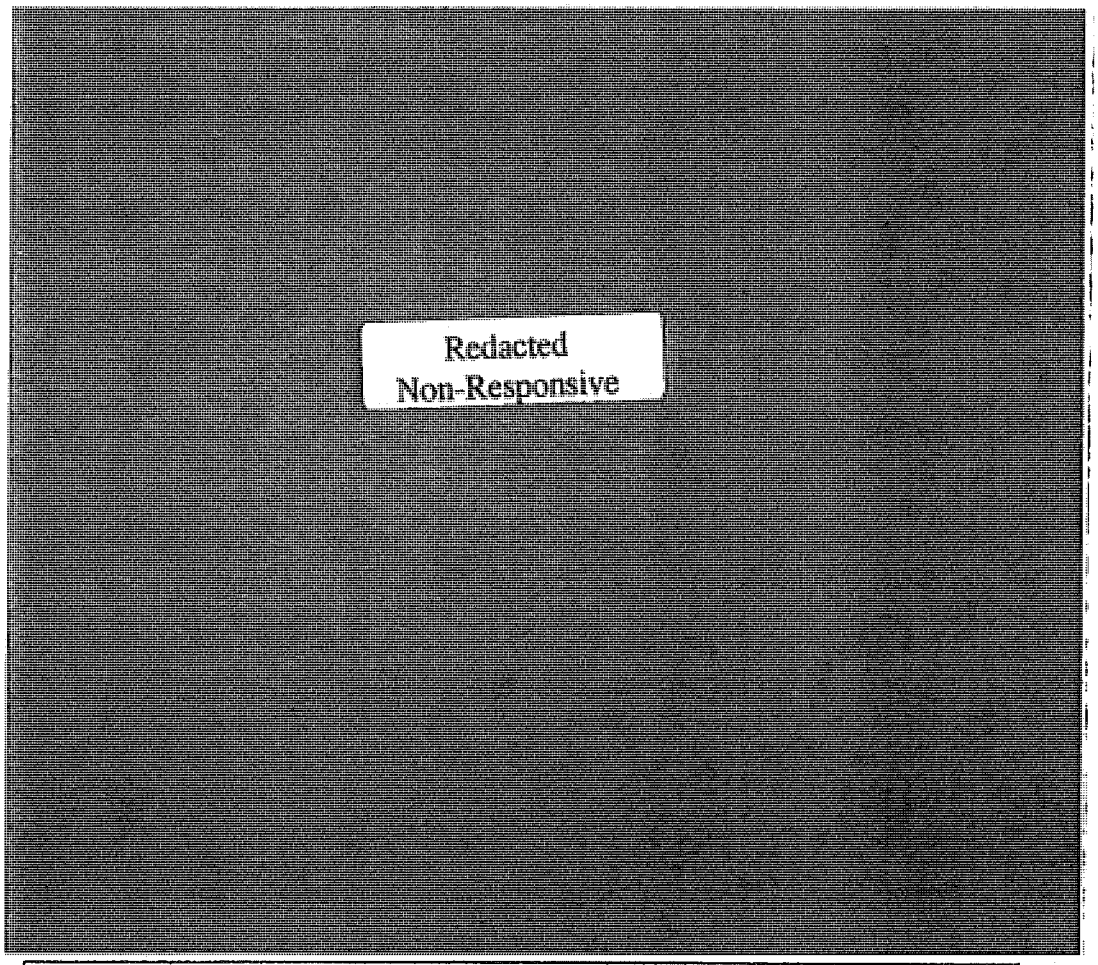
Welcome to Trinity Church

Our mission is to inspire all people through the Gospel to become living members of the body of Christ.

The Parish News *for the week of November 4-10, 2012*



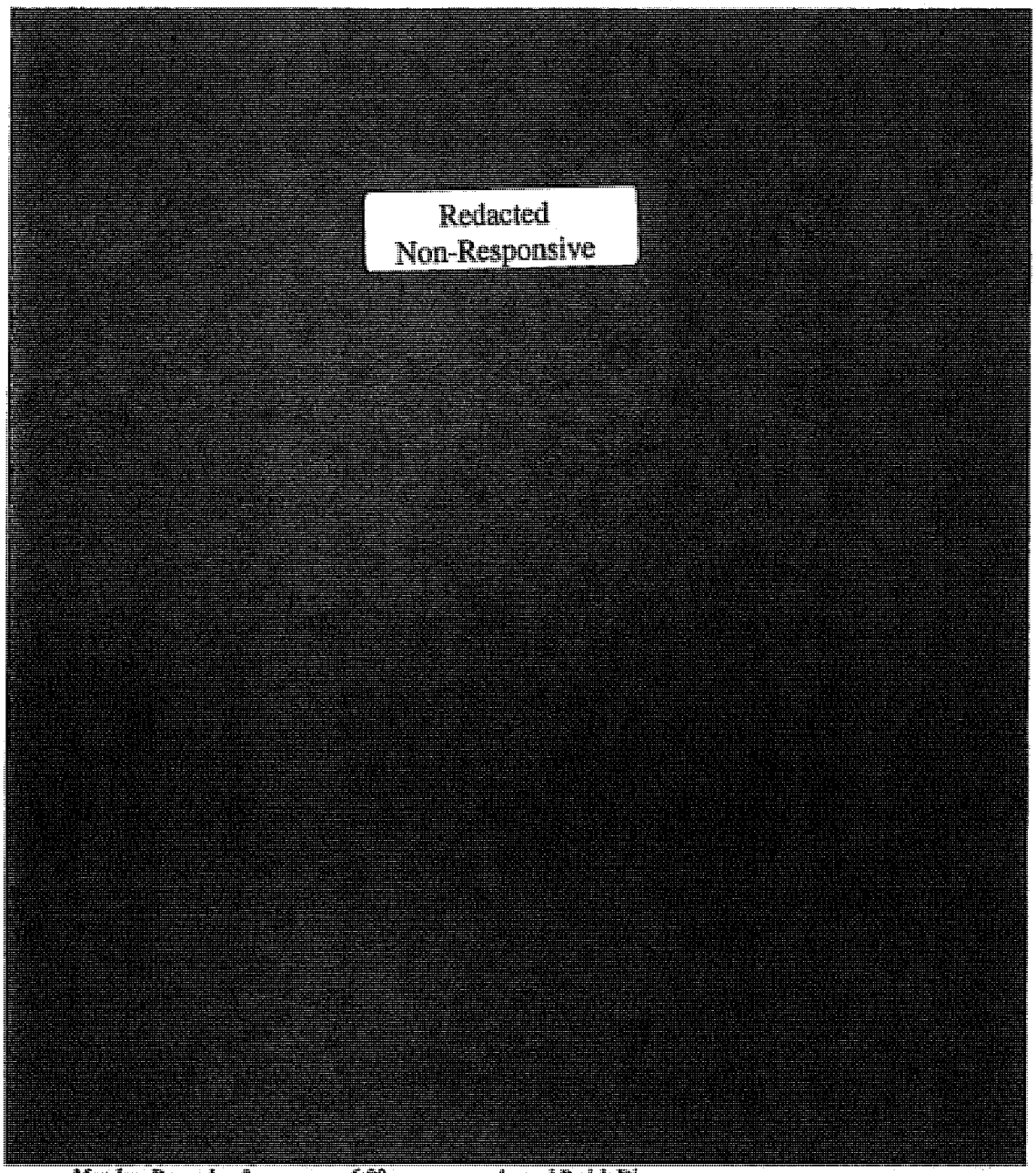
TMB Exhibit 20



Town Hall Meetings

Monday, November 12 at noon, Church
Tuesday, November 13 at 5:30 pm, Church
Thursday, November 15 at 5:30 pm, Church

Town Hall Meetings will be held at Trinity on Mon., Nov. 12, Tues., Nov. 13 & Thurs., Nov. 15. These events will give you an opportunity to get informed regarding what is going on in our diocese and the national church right now as well as ask questions and let your voice be heard. They are being held at different times on different dates to accommodate as many people as possible. We hope to see you there.
In Him. Iain



Monday, December 3 6:00 pm Annual Parish Dinner

Welcome to Trinity Church

Our mission is to inspire all people through the Gospel to become living members of the body of Christ.

The Parish News *for the week of November 11-17, 2012*

Town Hall Meetings

Monday, November 12 at noon, Church
Tuesday, November 13 at 5:30 pm, Church
Thursday, November 15 at 5:30 pm, Church

Town Hall Meetings will be held at Trinity on Mon., Nov. 12, Tues., Nov. 13 & Thurs., Nov. 15. These events will give you an opportunity to get informed regarding what is going on in our diocese and the national church right now as well as ask questions and let your voice be heard. They are being held at different times on different dates to accommodate as many people as possible. We hope to see you there.

In Him, Iain

Bishop Lawrence to Visit Trinity

Bishop Lawrence will be at Trinity this Sunday, Nov. 11, 2012 at 4:00 pm to discuss recent events in our diocese and the national church. Please do not miss this wonderful opportunity to receive valuable information.

4:00 pm Bishop Lawrence visits Trinity

[redacted] Redacted Non-Responsive [redacted]

This Week:

Monday, November 12

Noon Town Hall Meeting, Church

Tuesday, November 13

[redacted] Redacted Non-Responsive [redacted]

5:30 pm Town Hall Meeting, Church

[redacted]

[redacted] Redacted Non-Responsive [redacted]

Thursday, November 15

[redacted] Redacted Non-Responsive [redacted]

5:30 pm Town Hall Meeting, Church

[redacted] Redacted Non-Responsive [redacted]

Redacted
Non-Responsive

Monday, December 3 6:00 pm **Annual Parish Dinner** (Please note date change)

Redacted
Non-Responsive

Trinity Church, Myrtle Beach

The Reverend Iain Hoyd
Lead Pastor

The Reverend Chris Bear
Associate Pastor

The Reverend Bruce Geary
Pastor for Member Care

November 19, 2012

Brothers and Sisters in Christ,

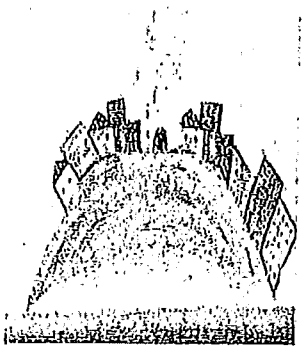
On December 3rd, 2012 at 6:00pm, Trinity will gather for our annual parish meeting. At this meeting, we will elect new members for the vestry and the foundation as well as delegates for the Diocesan Convention. We will also be voting to respond to recent actions between our Diocese and the National Church as lately evidenced by the action of the Diocesan Special Convention on November 17, 2012. At this Convention, the Diocese voted to affirm the Standing Committee's decision to disassociate from The Episcopal Church.

This disassociation from TEC by the Diocese will happen regardless of anything we can do here at Trinity. It is an unfortunate end to a long chain of events. I have repeatedly said to you that despite consistent media reports to the contrary, this split is not primarily about human sexuality. Rather, the split is happening because of intense and serious disagreements over our core theological principles. The 20th Century saw numerous bishops, priests and seminary professors who refuted core doctrines, such as the divinity and uniqueness of Christ, the substitutionary death of Christ on the cross, and the inspiration and authority of the Scriptures.

These disagreements came to a head this fall when the Disciplinary Board of Bishops certified charges that Bishop Mark Lawrence, the Bishop of the Diocese of South Carolina, had abandoned the communion of the Church. Put simply, Bishop Mark was accused and condemned of leaving The Episcopal Church. In anticipation of such an action, the Standing Committee of The Diocese of South Carolina passed a resolution to withdraw the Diocese' membership from TEC if the Bishop or the Standing Committee were removed from office by The Episcopal Church. This resolution withdrew The Diocese of South Carolina, of which Trinity is a member, from TEC. Bishop Mark has been clear that churches wishing to remain loyal to TEC will leave with his blessing.

Previous actions by Bishop Lawrence and by Trinity have made it possible that Trinity make its decision about its future associations with as much freedom as possible. While the vestry is the governing body legally responsible for this decision, we thought that this decision was too important not to give the congregation a voice. Therefore, while not binding, this vote will articulate the mind of the parish to the vestry. This will be one of the most important decisions Trinity will ever make. I have labored over the past few months to give as much information to the church as possible regarding this controversy. For any of you who have not had an opportunity to hear from me regarding these issues, I will be holding one more informational session on Sunday, December 2nd. Also, if you have not previously voted at a parish meeting, or are not sure if you are eligible to vote in this year's meeting, please contact the church office to verify your situation. In the meantime, I encourage every member of Trinity to pray for this decision, not that our wills would be done, but that God's will would be done.

In Him,
Iain



Trinity Tidings

"To inspire all people through the power of the Gospel to become living members of the Body of Christ."

We're on the Web!

See us at:

www.trinitymyrtlebeach.org

Phone (843) 448.8426

Fax (843) 946.9637

E-mail
trinitymb@aol.com

Special Forum Reminder

Just a reminder that this Sunday, December 2nd at 10:15 am in Gravely Hall, Rev. Iain will be holding one more informational session for any of you who have not had an opportunity to hear from him regarding our affliation as a church. We will vote on this matter at the Annual Parish Meeting on Monday night (6:00 pm dinner with voting at 7:00 pm), December 3, 2012. This vote will articulate the mind of the parish to the vestry.

Trinity Episcopal Church
Minutes of the Vestry
Monday, December 10, 2012

Present: Iain Boyd, Gay Cooke, Dan Farley, Dave Hilgeman, Jay Huggins, Louis LaBruce, Julia Lorenz, Tamara Mack, Kelly Monckton, Tom Shelburne, Jason Shroff, and Frank Sloan

Absent: Rick Spradlin

Others Present: Susan MacDonald and Sandra Mercavich
Chris Copeland, Jeff Forehand, Rod Sanders

Rector:

After the opening prayer and a brief devotional Pastor Iain called the meeting to order.

Pastor Iain thanked those who were leaving the Vestry for all of their hard work and dedication.

He invited everyone to an evening of fellowship at his house on Sunday, January 13, 2013 at 5:30 pm. He will provide the main course and everyone could bring sides.

Pastor Iain recommended Frank Sloan as the new Senior Warden, Susan MacDonald as the Chancellor and Sandra Mercavich as the Vestry Clerk. Dave Hilgeman will remain as the interim Junior Warden. Rod Sanders made a motion to accept these names as recommended. The motion was seconded and it was passed unanimously.

Dave Hilgeman made a motion to accept the November 5, 2012 minutes as presented. The motion was seconded by Chris Copeland and was passed unanimously.

Those members rotating off the Vestry were allowed to leave.

Opening Prayer:

Pastor Iain distributed the most recent financial statements, the quote for staff health insurance for 2013 and a report on current pledges.

There was some discussion about the financial reports and the health insurance quote. Pastor Iain spoke about creating an HRA for staff members if there are changes in the deductible.

Susan MacDonald made a motion for the Vestry to go into Executive Session. The motion was seconded and passed unanimously.

The Vestry came out of Executive session. Tom Shelburne made a motion to commit to a continued relationship with the Diocese of South Carolina as currently headed by Bishop Lawrence and to disaffiliate from the national Episcopal Church. The motion was seconded and was passed unanimously.

There being no further business, Pastor Boyd closed with a prayer and the meeting was adjourned.

Respectfully submitted,
Sandra Mercavich

TMB Exhibit 21

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)

QUITCLAIM DEED

WHEREAS, the grantor herein, The Protestant Episcopal Church in the Diocese of South Carolina, a South Carolina nonprofit religious corporation, by and through its President, Paul C. Fuener, is desirous of executing the within Quitclaim Deed to provide record notice the Grantor claims no ownership interest in the real property herein after described and to further provide record notice that the Grantee herein, Trinity Church of Myrtle Beach, known now or formerly as the Vestry and Wardens of Trinity Episcopal Church of Myrtle Beach, its successor and assigns, is the fee simple owner of said real property;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS THAT

The Protestant Episcopal Church in the Diocese of South Carolina,

Hereinafter referred to as the "Grantor," for the good a value consideration, paid to it on this date by

Trinity Church of Myrtle Beach

Hereinafter referred to as the "Grantee," has granted, quitclaimed, bargained and conveyed, and does hereby grant, quitclaim, bargain and convey unto the Grantee, their heirs, successors and assigns, all of the Grantor's interest, if any, in and to the real property described in Exhibit A.

TOGETHER with the Rights, Members, Hereditaments, and Appurtenances to the said Premises belonging or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the Grantee, their heirs, successors and assigns, forever, so that neither the Grantor nor any other person or persons, claiming under the Grantor, shall at any time hereafter, by any way or means, have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part or parcel thereof, forever.

WITNESS THE Grantor's Hand and Seal this 10th day of November, 2011.

IN THE PRESENCE OF:

Susan S. Sefick

Robbin H. Lambert

THE PROTESTANT EPISCOPAL CHURCH IN THE DIOCESE OF SOUTH CAROLINA

By: Paul C. Fuener

Paul C. Fuener
Its President

Instrument#: 2011000115964, DEED BK: 3552 PG: 505 DOCTYPE: 001 11/16/2011 at 10:16:20 AM, 1 OF 7 EXEMPT, BALLERY V. SKIPPER, HORRY COUNTY, SC REGISTRAR OF DEEDS

TMB - 313 - 0147

TMB Exhibit 22

STATE OF SOUTH CAROLINA)
)
COUNTY OF GEORGETOWN)

PROBATE

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw the Grantor herein, ***THE PROTESTANT EPISCOPAL CHURCH IN THE DIOCESES OF SOUTH CAROLINA,*** by its President, Paul C. Fuener, sign, sea, and as its act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

Susan S. Sefick

SWORN to before me as of the
11th day of November, 2011

Robin H. Lambert
Notary Public for South Carolina
My Commission expires: 11/20/13

TMB - 313 - 0148

EXHIBIT A

PARCEL ONE:

THOSE certain pieces, parcels or tracts of land situate and lying in Dogwood Neck Township Horry County, South Carolina and containing 8.0 acres, more or less, as shown and identified as 8.00 AC. ± on a map entitled "Survey of Church Site 7, Carolina Forest for INTERNATIONAL PAPER REALTY CORPORATION" by Survey Technology, Inc., dated November 15, 1999, and recorded in Plat Book 167, at Page 126, Register of Deeds Office, Horry County, South Carolina, on the 18th day of January, 2000 (the "Plan").

The above described property being the same property conveyed to Trinity Episcopal Church of Myrtle Beach by deed of INTERNATIONAL PAPER REALTY CORPORATION, a Delaware corporation registered to do business in the State of South Carolina, dated June 9, 2000 and recorded June 12, 2000 in the Office of the Register of Deeds for Horry County, South Carolina in Deed Book 2270 at Page 1364.

TMS #164-00-01-019

PARCEL TWO:

ALL AND SINGULAR, that certain piece, parcel or lot of land situate, lying and being in Myrtle Beach, Dogwood Neck Township, County and State aforesaid, and being Lot No. 11 of Block 4, Kings Highway Section, having a frontage of sixty (60') feet on 30th Avenue as shown on a map of Myrtle Beach made by N. C. Hughes, Jr., Engineer dated November, 1933, and recorded in the Office of the Clerk of Court for Horry County in Plat Book 1 at page 116, reference to which is craved as forming a part of these presents, including all improvements thereon.

This is the identical property conveyed to Trinity Episcopal Church of Myrtle Beach by deed of Shannon Coble Kimball and Margaret Coble Larmore, individually and as Executrixes of the Estate of Avis Stiles Fisher dated October 31, 1984 and recorded on October 31, 1984 in the Office of the Clerk of Court for Horry County, South Carolina in Deed Book 911 at Page 487.

TMS #173-16-20-016

PARCEL THREE:

ALL AND SINGULAR that certain piece, parcel or lot of land, lying and being in the Town of Myrtle Beach, Dogwood Neck Township, County and State aforesaid, and being more particularly described as Lot Twenty-one (21) of Block Four (4) of the Kings Highway Section at Myrtle Beach as shown on the map made by N. C. Hughes, Jr. Eng., dated November, 1933, and recorded in the office of the Clerk of Court for Horry County, South Carolina in Plat Book 1 at Page 116, reference to which is craved as forming a part of these presents.

This property is conveyed to the Trustees above named, their Successors and Assigns, in trust to hold the same for the benefit of the Church of the Messiah, and this property is not to be conveyed or alienated without my consent or the consent of my Executors, Administrators, Heirs and Assigns.

This being the identical property conveyed to the Trustees of The Church of the Messiah by deed of Margaret Perry Wiley dated February 26, 1951 and recorded March 14, 1951 in the office of the Clerk of Court for Horry County, South Carolina in Deed Book 90 at Page 81. Said property transferred to Trinity Episcopal Church of Myrtle Beach, Inc. by virtue of amendment of the charter of The Church of the Messiah.

TMS #173-16-20-001

PARCEL FOUR:

ALL AND SINGULAR that certain piece, parcel or lot of land situate, lying and being known as Lot no. Twenty (20) of Block Four (4), of the King's Highway Section of Myrtle Beach as shown on map of Myrtle Beach made by N.C. Hughes, Jr., Engineer, dated November 1933, and recorded in the Office of the Clerk of Court for Horry County in Plat Book One at page 116, the deed containing the following language:

> "In trust, that said premises shall be used, kept, maintained and disposed of as a site for a place of divine worship."

This is the identical property conveyed to the Trustees of the Church of the Messiah by corrective deed of MYRTLE BEACH FARMS COMPANY dated December 16, 1939 and recorded December 26, 1939 in Deed Book L#6 at Page 258 records of Horry County, South Carolina.

TMS No. 173-16-20-001

PARCEL FIVE:

ALL THAT CERTAIN piece, parcel or lot of land situate, lying and being at Myrtle Beach, Dogwood Neck Township, County and State aforesaid, being more particularly shown and designated as Lot 9 of Block 4 of the King's Highway Section as shown on a plat by N.C. Hughes, Jr., Engineer, dated November, 1933, and recorded in the office of the Clerk of Court for Horry County in Plat Book 1 at Page 116, reference being craved to the same as forming a part of these presents.

BEGINNING at the point in the Northwestern margin of 30th Avenue and running thence North 45 degrees East 150 feet to a point; thence South 45 degrees East 60 feet to a point; thence South 45 degrees West 150 feet to a point in the Northwestern margin of 30th Avenue; thence along the Northwestern margin of 30th Avenue North 45 degrees West 60 feet to the point of beginning.

This is the identical property conveyed to Trinity Episcopal Church by Deed of Betty A. Coggin, Ann A. Teague and Carolyn A. Bass dated May 25, 1993, and recorded May 28, 1993, in Deed Book 1639 at Page 241, records of Horry County, South Carolina.

TMS No: 173-16-20-014

PARCEL SIX:

ALL THAT CERTAIN piece, parcel or lot of land situate, lying and being at Myrtle Beach, Dogwood Neck Township, County and State aforesaid and being Lot Number Ten (10) of Block Four (4) of the King's Highway Section of Myrtle Beach as shown on map of Myrtle Beach made by N. C. Hughes, Jr., Engineer, dated November, 1933, and recorded in the office of the Clerk of Court for Horry County in Plat Book One at Page 116, reference to which is craved as forming a part of these presents.

This is the identical property conveyed to Trinity Episcopal Church by Deed of Coastal Corporation dated July 15, 1994, and recorded July 19, 1994, in Deed Book 1742 at Page 539, records of Horry County, South Carolina.

TMS No: 173-16-20-015

PARCEL SEVEN:

ALL AND SINGULAR that certain piece, parcel or lot of land situate, lying and being in the County and State aforesaid and being more particularly described as Lot 12 of Block 4 of Kings Highway Section of Myrtle Beach, Dogwood Neck Township, School District 8.

This is the identical property conveyed to Trinity Episcopal Church of Myrtle Beach, a S.C. Corporation, by Deed of Peter L. Salussolia dated December 11, 1980, and recorded December 22, 1980, in Deed Book 696 at Page 676, records of Horry County, South Carolina.

TMS No: 173-16-20-017

PARCEL EIGHT:

ALL AND SINGULAR that certain piece, parcel or lot of land, lying and being in the Town of Myrtle Beach, Dogwood Neck Township, County and State aforesaid, and being more particularly described as Lot Thirteen (13) of Block Four (4) of the Kings Highway Section of Myrtle Beach, as shown on map of the King's Highway Section by N.C. Hughes, Jr., Engineer, dated November 1933, and recorded in the Office of the Clerk of Court for Horry County in Plat Book 1 at Page 116, reference to which is craved as forming a part of these presents. Said lot has frontage of 60 feet on 31st Avenue North, depth on each side line of 150 feet, back line 60 feet.

This being the identical property conveyed to Trinity Episcopal Church of Myrtle Beach, a South Carolina Corporation, by Deed of Lula Burneston dated June 24, 1981, and recorded June *25*, 1981, in Deed Book 715 at Page 108, records of Horry County, South Carolina.

TMS No: 173-16-20-002

PARCEL NINE:

ALL AND SINGULAR that certain piece, parcel or lot of land shown and represented on map by Robert L. Bellamy, C.E., dated November 1, 1967, and being in the Club Colony Estates Section, said map being recorded in Deed Book 377, at Page 434, and more particularly described as follows:

Beginning at a pipe on the northern margin of Long Leaf Avenue, which point of beginning is located 436.65 feet westwardly from the intersection of said northern margin of Long Leaf Avenue with the western margin of Calhoun Road, and from such point of beginning continuing along Long Leaf in a general westwardly direction 125 feet to a pin; thence north 19 degrees, 56 feet West to pin; thence North 71 degrees, 51 feet East, 134.58 feet to pin; and thence South 16 degrees, 16 feet East 150 feet to the beginning.

This lot is bordered southwardly by Long Leaf Avenue, on which it fronts for 125 feet, and on all other sides by property, now or formerly, of Ocean Forest, Inc.

This being the identical property conveyed to Trinity Episcopal Church by Deed of Virginia M. Taylor dated December 16, 1998, and recorded December 16, 1998, in Deed Book 2099 at Page 321, records of Horry County, South Carolina,

TMS No: 174-02-11-015

GRANTEE'S ADDRESS: 3000 North Kings Highway
Myrtle Beach, SC 29577

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)

AFFIDAVIT FOR EXEMPT TRANSFERS

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

1. I have read the information on the back of this affidavit and I understand such information.

2. The Improvements being transferred are hereby located on the Land is located in the City of North Myrtle Beach, bearing ***Horry County Tax Map Numbers 164-00-01-019; 173-16-20-016; 173-16-20-001; 173-16-20-001; 173-16-20-014; 173-16-20-015; 173-16-20-017; 173-16-20-002 and 174-02-11-015*** was transferred by ***The Protestant Episcopal Church in the Diocese of South Carolina*** to ***Trinity Church of Myrtle Beach*** on November 16, 2011.

3. The deed is exempt from the deed recording fee because (See Information section of affidavit):
Refer to Definition No. 12- Quitclaim Deed

If exempt under exemption #14 as described in the Information section of this affidavit, did the agent and principal relationship exist at the time of the original sale and was the purpose of this relationship to purchase the realty? Check Yes _____ or No _____.

4. As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: ***Attorney***.

5. I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.

Susan P. MacDonald, Esquire
Attorney for Trinity Church of Myrtle Beach

SWORN to before me this 16
day of November, 2011.

_____ [L.S.]
Notary Public for South Carolina
My Commission Expires: 02/13/2019

TMB - 313 - 0153

Instrument#: 2011000115963, DEED BK: 3552 PG: 495 DOCTYPE: 001 11/16/2011 at 10:16:19 AM, 1 OF 10, EXEMPT, BALLERY V. SKIPPER, HORRY COUNTY, SC REGISTRAR OF DEEDS

STATE OF SOUTH CAROLINA)
) QUIT-CLAIM DEED
COUNTY OF HORRY)

KNOW ALL MEN BY THESE PRESENTS, that THE EPISCOPAL DIOCESE OF SOUTH CAROLINA ALSO KNOWN AS THE DIOCESE OF SOUTH CAROLINA BY ITS BISHOP AND THE PRESIDENT OF ITS STANDING COMMITTEE (hereinafter called Grantors), for and in consideration of the sum of Five and No/100 ($5.00) Dollars to the Grantors in hand paid at and before the sealing of these presents by TRINITY CHURCH, MYRTLE BEACH, KNOWN NOW OR FORMERLY AS THE VESTRY AND WARDENS OF TRINITY EPISCOPAL CHURCH OF MYRTLE BEACH, its successors and assigns (hereinafter called Grantee), the receipt whereof is hereby acknowledged, have remised, released and forever quit-claimed, and by these presents do remise, release and forever quit-claim unto the Grantee, its successors and assigns forever, any interests that the said Diocese and Standing Committee may have in the real property described in Exhibit A.

TO HAVE AND TO HOLD, all and singular the premises before mentioned unto the Grantee, its successors and assigns forever -so that neither the said Grantors, nor its successors, nor any other person or persons, claiming under Grantors or them, shall at any time hereafter, by any ways or means, have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part or parcel thereof, forever.

IN WITNESS WHEREOF, Grantors have hereunto set their hands and seals on February 1st, 2010.

WITNESSES:

THE EPISCOPAL DIOCESE OF SOUTH CAROLINA AKA DIOCESE OF SOUTH CAROLINA

By: Mark J. Lawrence, Bishop

By: Jeffrey Miller, President
The Standing Committee

TMB - 313 - 0138

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

ACKNOWLEDGEMENT

THE FOREGOING instrument was acknowledged before me this 1 day of February, 2010, by THE EPISCOPAL DIOCESE OF SOUTH CAROLINA AKA THE DIOCESE OF SOUTH CAROLINA BY MARK J. LAWRENCE, BISHOP.

Notary Public for South Carolina
My commission expires: 8.25.2013

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

ACKNOWLEDGEMENT

THE FOREGOING instrument was acknowledged before me this 1 day of February, 2010, by THE STANDING COMMITTEE OF THE EPISCOPAL DIOCESE OF SOUTH CAROLINA BY JEFFREY MILLER, PRESIDENT.

Notary Public for South Carolina
My commission expires: 8.25.2013

Grantee's address: 3000 North Kings Highway
Myrtle Beach, SC 29577

This deed was prepared in the law offices of Lindsay & Lindsay, LLC, 4707 Oleander Drive, Myrtle Beach, South Carolina, without benefit of title examination.

TMB - 313 - 0139

EXHIBIT A

PARCEL ONE:

THOSE certain pieces, parcels or tracts of land situate and lying in Dogwood Neck Township Horry County, South Carolina and containing 8.0 acres, more or less, as shown and identified as 8.00 AC. ± on a map entitled "Survey of Church Site 7, Carolina Forest for **INTERNATIONAL PAPER REALTY CORPORATION**" by Survey Technology, Inc., dated November 15, 1999, and recorded in Plat Book 167, at Page 126, Register of Deeds Office, Horry County, South Carolina, on the 18th day of January, 2000 (the "Plan").

The above described property being the same property conveyed to Trinity Episcopal Church of Myrtle Beach by deed of INTERNATIONAL PAPER REALTY CORPORATION, a Delaware corporation registered to do business in the State of South Carolina, dated June 9, 2000 and recorded June 12, 2000 in the Office of the Register of Deeds for Horry County, South Carolina in Deed Book 2270 at Page 1364.

TMS #164-00-01-019

PARCEL TWO:

ALL AND SINGULAR, that certain piece, parcel or lot of land situate, lying and being in Myrtle Beach, Dogwood Neck Township, County and State aforesaid, and being Lot No. 11 of Block 4, Kings Highway Section, having a frontage of sixty (60') feet on 30th Avenue as shown on a map of Myrtle Beach made by N. C. Hughes, Jr., Engineer, dated November, 1933, and recorded in the Office of the Clerk of Court for Horry County in Plat Book 1 at page 116, reference to which is craved as forming a part of these presents, including all improvements thereon.

This is the identical property conveyed to Trinity Episcopal Church of Myrtle Beach by deed of Shannon Coble Kimball and Margaret Coble Larmore, individually and as Executrixes of the Estate of Avis Stiles Fisher dated October 31, 1984 and recorded on October 31, 1984 in the Office of the Clerk of Court for Horry County, South Carolina in Deed Book 911 at Page 487.

TMS #173-16-20-016

PARCEL THREE:

ALL AND SINGULAR that certain piece, parcel or lot of land, lying and being in the Town of Myrtle Beach, Dogwood Neck Township, County and State aforesaid, and being more particularly described as Lot Twenty-one (21) of Block Four (4) of the Kings Highway Section at Myrtle Beach as shown on the map made by N. C. Hughes, Jr. Eng., dated November, 1933, and recorded in the office of the Clerk of Court for Horry County, South Carolina in Plat Book 1 at Page 116, reference to which is craved as forming a part of these presents.

This property is conveyed to the Trustees above named, their Successors and Assigns, in trust to hold the same for the benefit of the Church of the Messiah, and this property is not to be conveyed or alienated without my consent or the consent of my Executors, Administrators, Heirs and Assigns.

This being the identical property conveyed to the Trustees of The Church of the Messiah by deed of Margaret Perry Wiley dated February 26, 1951 and recorded March 14, 1951 in the office of the Clerk of Court for Horry County, South Carolina in Deed Book 90 at Page 81. Said property transferred to Trinity Episcopal Church of Myrtle Beach, Inc. by virtue of amendment of the charter of The Church of the Messiah.

TMS #173-16-20-001

PARCEL FOUR:

ALL AND SINGULAR that certain piece, parcel or lot of land situate, lying and being known as Lot no. Twenty (20) of Block Four (4), of the King's Highway Section of Myrtle Beach as shown on map of Myrtle Beach made by N.C. Hughes, Jr., Engineer, dated November 1933, and recorded in the Office of the Clerk of Court for Horry County in Plat Book One at page 116, the deed containing the following language:

> "In trust, that said premises shall be used, kept, maintained and disposed of as a site for a place of divine worship."

This is the identical property conveyed to the Trustees of the Church of the Messiah by corrective deed of MYRTLE BEACH FARMS COMPANY dated December 16, 1939 and recorded December 26, 1939 in Deed Book L#6 at Page 258 records of Horry County, South Carolina.

TMS No. 173-16-20-001

PARCEL FIVE:

ALL THAT CERTAIN piece, parcel or lot of land situate, lying and being at Myrtle Beach, Dogwood Neck Township, County and State aforesaid, being more particularly shown and designated as Lot 9 of Block 4 of the King's Highway Section as shown on a plat by N.C. Hughes, Jr., Engineer, dated November, 1933, and recorded in the office of the Clerk of Court for Horry County in Plat Book 1 at Page 116, reference being craved to the same as forming a part of these presents.

BEGINNING at the point in the Northwestern margin of 30th Avenue and running thence North 45 degrees East 150 feet to a point; thence South 45 degrees East 60 feet to a point; thence South 45 degrees West 150 feet to a point in the Northwestern margin of 30th Avenue; thence along the Northwestern margin of 30th Avenue North 45 degrees West 60 feet to the point of beginning.

This is the identical property conveyed to Trinity Episcopal Church by Deed of Betty A. Coggin, Ann A. Teague and Carolyn A. Bass dated May 25, 1993, and recorded May 28, 1993, in Deed Book 1639 at Page 241, records of Horry County, South Carolina.

TMS No: 173-16-20-014

PARCEL SIX:

ALL THAT CERTAIN piece, parcel or lot of land situate, lying and being at Myrtle Beach, Dogwood Neck Township, County and State aforesaid and being Lot Number Ten (10) of Block Four (4) of the King's Highway Section of Myrtle Beach as shown on map of Myrtle Beach made by N.C. Hughes, Jr., Engineer, dated November, 1933, and recorded in the office of the Clerk of Court for Horry County in Plat Book One at Page 116, reference to which is craved as forming a part of these presents.

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TMS No:173-16-20-015

PARCEL SEVEN:

ALL AND SINGULAR that certain piece, parcel or lot of land situate, lying and being in the County and State aforesaid and being more particularly described as Lot 12 of Block 4 of Kings Highway Section of Myrtle Beach, Dogwood Neck Township, School District 8.

This is the identical property conveyed to Trinity Episcopal Church of Myrtle Beach, a S.C. Corporation, by Deed of Peter L. Salussolia dated December 11, 1980, and recorded December 22, 1980, in Deed Book 696 at Page 676, records of Horry County, South Carolina.

TMS No:173-16-20-017

PARCEL EIGHT:

ALL AND SINGULAR that certain piece, parcel or lot of land, lying and being in the Town of Myrtle Beach, Dogwood Neck Township, County and State aforesaid, and being more particularly described as Lot Thirteen (13) of Block Four (4) of the Kings Highway Section of Myrtle Beach, as shown on map of the King's Highway Section by N.C. Hughes, Jr., Engineer, dated November 1933, and recorded in the Office of the Clerk of Court for Horry County in Plat Book 1 at Page 116, reference to which is craved as forming a part of these presents. Said lot has frontage of 60 feet on 31st Avenue North, depth on each side line of 150 feet, back line 60 feet.

This being the identical property conveyed to Trinity Episcopal Church of Myrtle Beach, a South Carolina Corporation, by Deed of Lula Burneston dated June 24, 1981, and recorded June 25, 1981, in Deed Book 715 at Page 108, records of Horry County, South Carolina.

TMS No:173-16-20-002

PARCEL NINE:

ALL AND SINGULAR that certain piece, parcel or lot of land shown and represented on map by Robert L. Bellamy, C.E., dated November 1, 1967, and being in the Club Colony Estates Section, said map being recorded in Deed Book 377, at Page 434, and more particularly described as follows:

Beginning at a pipe on the northern margin of Long Leaf Avenue, which point of beginning is located 436.65 feet westwardly from the intersection of said northern margin of Long Leaf Avenue with the western margin of Calhoun Road, and from such point of beginning continuing along Long Leaf in a general westwardly direction 125

feet to a pin; thence north 19 degrees, 56 feet West to pin; thence North 71 degrees, 51 feet East, 134.58 feet to pin; and thence South 16 degrees, 16 feet East 150 feet to the beginning.

This lot is bordered southwardly by Long Leaf Avenue, on which it fronts for 125 feet, and on all other sides by property, now or formerly, of Ocean Forest, Inc.

This being the identical property conveyed to Trinity Episcopal Church by Deed of Virginia M. Taylor dated December 16, 1998, and recorded December 16, 1998, in Deed Book 2099 at Page 321, records of Horry County, South Carolina,

TMS No:174-02-11-015

STATE OF SOUTH CAROLINA)
) AFFIDAVIT
COUNTY OF HORRY)

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

1. I have read the information on this affidavit and I understand such information.

2. The property being transferred is located in Horry County, Horry County Tax Map numbers 164-00-01-019, 173-16-20-016, 173-16-20-001, 173-16-20-014, 173-16-20-015, 173-16-20-017, 173-16-20-002 and 174-02-11-015 was transferred by The Episcopal Diocese of South Carolina also known as The Diocese of South Carolina By Its Bishop and The President of Its Standing Committee to Trinity Church, Myrtle Beach, known now or formerly as The Vestry and Wardens of Trinity Episcopal Church of Myrtle Beach, on February 1, 2010.

3. Check one of the following: The deed is
   (a) ____ subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth.
   (b) ____ subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity, or is a transfer to a trust or as a distribution to a trust beneficiary.
   (c) __X__ exempt from the deed recording fee because: #12- that constitute a corrective deed or a quitclaim deed used to confirm title already vested in the grantee, provided that no consideration of any kind is paid or is to be paid under the corrective or quitclaim deed.

   If exempt, please skip items 4-7, and go to item 8 of this affidavit.

If exempt under exemption #14 as described in the information section of this affidavit, did the agent and principal relationship exist at the time of the original sale and was the purpose of this relationship to purchase the realty? Yes ___ No ___

4. Check one of the following if either item 3(a) or 3(b) above was checked:
   (a) ____ The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of _____.
   (b) ____ The fee is computed on the fair market value of the realty which is _____.

(c) ____ The fee is computed on the fair market value of the realty as established for property tax purposes which is _____.

5. A lien or encumbrance existed on the land, tenement, or realty before the transfer and remained on the land, tenement, or realty after the transfer. Yes ___ No ___
If "Yes", the amount of the outstanding balance of this lien or encumbrance is: _____.

6. The deed recording fee is computed as follows:

(a) _____ Place the amount listed in item 4: _____
(b) _____ Place the amount listed in item 5: _____
(c) _____ Subtract line 6(b) from line 6(a): _____

7. The deed recording fee is based on the amount listed on Line 6(c) above and the deed recording fee due is: $ 0.00

8. As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: Attorney

9. I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.

Ross M. Lindsay, III
Attorney

SWORN to before me this 1 day of February, 2010.

Notary Public for South Carolina
My Commission Expires: 9/18/10

TMB - 313 - 0146

Book 13 @ 246

296

Form 2—Book 11

TITLE TO REAL ESTATE BY A CORPORATION 748

THE TRUSTEES OF THE CHURCH OF THE MESSIAH OF MYRTLE BEACH, HORRY COUNTY, SOUTH CAROLINA
TO
THE TRUSTEES OF THE PROTESTANT EPISCOPAL DIOCESE IN SOUTH CAROLINA
Filed 2:00 o'clock P. M. January 1st 1944

The State of South Carolina,
COUNTY OF HORRY

Know All Men by These Presents

That THE TRUSTEES OF THE CHURCH OF THE MESSIAH OF MYRTLE Beach, Horry County, South Carolina

in the State aforesaid, for and in consideration of the sum of One and 00/100 ($1.00) DOLLARS, and other valuable considerations to the Trustees of the Protestant Episcopal Church in South Carolina

to it in hand paid at and before the sealing of these presents, by the

in the State aforesaid, (the receipt whereof is hereby acknowledged), has granted, bargained, sold and released, and by these presents does grant, bargain, sell and release, unto the said The Trustees of the Protestant Episcopal Church in South Carolina their successors and assigns,

All and singular that certain piece, parcel or lot of land situate, lying and being at Myrtle Beach, Dogwood Neck Township, County and State aforesaid and being lot number twenty (20) of Block four (4) on the King's Highway Section of Myrtle Beach as shown on map of Myrtle Beach made by N. O. Hughes, Jr., Engineer, dated November, 1933 and recorded in the Office of the Clerk of the Court for Horry County in Plat Book One at page 116, to which reference is craved as forming a part of this present.

Being the premises conveyed to the Church of the Messiah of Myrtle Beach, Horry County, South Carolina by Myrtle Beach Farms Company, by deed dated June 28, 1939 and recorded July 24, 1939 in Book A-41 page 552 in the Office of the Clerk of Court for Horry County.

THE STATE OF SOUTH CAROLINA
COUNTY OF HORRY

Personally appeared before me D. H. Bell and made oath that he saw N. O. Hughes Jr. Sec. & Treasurer of the within named The Trustees of the Church of the Messiah, Myrtle Beach, Horry County, S. C. sign, affix the Corporate Seal, and as the Act and Deed of the said Corporation, deliver the within written Deed; and that he with C. O. Pridgen witnessed the execution thereof.

D. H. Bell (Seal)

Sworn to before me, this 31st
day of December 1943.

(NP SEAL) C. O. Pridgen, (NP for S.C.)
My commission expires at the will of the Governor.

TOGETHER with all and singular the rights, members, hereditaments, and appurtenances to the said premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular the said premises before mentioned unto the said The Trustees of the Protestant Episcopal Church in South Carolina, its successors and Trustees of the Church of Messiah of Myrtle Beach, Horry County, South Carolina and assigns forever. And the said

does hereby bind ... and its successors to warrant and forever defend all and singular the said premises unto the said The Trustees of the Protestant Episcopal Church in South Carolina, its successors and assigns and all persons whomsoever lawfully claiming or to claim the same, or any part thereof.

WITNESS the Hand of the President and Treasurer, and Seal of the Corporation, this ... day of ... in the year of our Lord one thousand nine hundred and 43 and in the one hundred and 68 year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in Presence of
W. I. W. Weston.
Alice P. Gaillard
D. H. Bell
C. O. Pridgen.

A. S. Thomas (L. S.) President.
N. O. Hughes, Jr. (L. S.) Treasurer.

THE STATE OF SOUTH CAROLINA,
COUNTY OF Charleston

PERSONALLY appeared before me W. I. W. Weston and made oath that he saw A. S. Thomas President, and the within named ... sign, affix the Corporate Seal and as the Act and Deed of said Corporation, deliver the within written Deed; and that he with Alice P. Gaillard witnessed the execution thereof.

SWORN to before me this 29 day of Dec. 1943

J. H. Showden
Notary Public for S. C.

W. I. W. Weston (SEAL)
Notary Public for S. C.

Recorded 1st day of Jan. 1944 Book I Page 11

H. B. Brown, Auditor Horry County

TMB-713-1150

TMB Exhibit 24

ROA_ 8175

Signed, Sealed and Delivered
In the presence of:
Katherine Bellamy
Nora E. Russ

J. M. Lee, (L.S.)
As Tax Collector
Horry County.

State of South Carolina,
Horry County

Personally appeared before me Katherine Bellamy and made oath that he saw the above named J. M. Lee, as Tax Collector of the County of Horry sign, seal, and, as his act and deed, deliver the above deed of conveyance; and th t he with Nora E. Russ witnessed the execution thereof.

Sworn to before me this 3rd day of February A. D., 1949.
Nora E. Russ
Notary Public for South Carolina.

Katherine Bellamy.

I hereby certify that the within deed has been this 9th dayof August, 1949, Transferred on auditor's Book K.

H. B. Brown, Auditor Horry County.

State of South Carolina, County of Horry. 7639 Filed at 9:41 o'clock A. M., Sept. 23, 1949.

WHEREAS, the Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina, by deed dated the____day of_____, 1943 and recorded on the 1st day of January, 944 in the Clerk of Court's Office for Horry County, South Carolina, in Book 13, page 296, conveyed the property therein and hereinafter described to the Trustees of the Protestant Episcopal hurch in South Carolina; and

WHEREAS, the Vestry of the Trustees of the Church of the Messiah of Myrtle Beach, Horry ounty, South Carolina, have requested that the Trustees of the Protestant Episcopal Church in outh Carolina reconvey the property described in the deed above referred to and hereinafter described to the Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina corporation created and existing under the laws of the State of South Carolina; and

WHEREAS, at a meeting of the Board of Directors of the Trustees of the Protestant Episcopal hurch in South Carolina, a corporation under the laws of the State of South Carolina, duly held ursuant to the By-laws, it was unanimously resolved to convey the premises hereinafter described o the Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina, a orporation created and existing under the laws of the State of South Carolina, in consideration of he premises, and the President and the Secretary they being the officers designated by the By-aws to execute deeds, were authorized and directed to execute and deliver a good and sufficient eed of conveyance, in fee simple, to the said the Trustees of the Church of the Messiah of Myrtle Beach, South Carolina;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That the Trustees of the Protestant Episcopal Church in South Carolina in consideration of the premises and of the sum of One and No/100 $1,00 Dollar to them in hand paid at and before the sealing of these presents, by the Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina, (the receipt whereof is hereby acknowledged) have granted, bargained, sold and released, and by these Presents do grant bargain, sell and release, unto the said the Trustees of the Church of the Messiah of Myrtle Beach Horry County, South Carolina, its Successors and Assigns:

All and singular that certain piece, parcel or lot of land with the buildings and improvements, thereon, situate, lying and being at Myrtle Beach, Dogwood Neck Township, County and State aforesaid and being Lot No. Twenty(20) of Block Four (4) of the King's Highway Section of Myrtle Beach as shown on map of Myrtle Beach made by W. C. Hughes, Jr., Engineer, dated November 1933 and recorded in the Office of the Clerk of Court for Horry County in Plat Book One (1) at page 116, to which reference is craved as forming a part of these presents.

TOGETHER with all and singular the Rights, Members, Hereditaments and Appurtenances to the said premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular the said premises before mentioned unto the said the Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina, its Successors and Assigns forever.

AND the said Trustees of the Protestant Episcopal Church in South Carolina, do hereby bind themselves, their Successors and Assigns, to warrant and forever defend all and singular the said premises unto the said the Trustees of the Church of the Miessiah of Myrtle Beach, Horry County, South Carolina, its Successors and Assigns, against themselves and their successors and all persons whomsoever lawfully claiming or to claim the same or any part thereof.

IN WITNESS WHEREOF the Trustees of the Protestant Episcopal Church in South Carolina have caused these presents to be executed by Thomas N. Carruthers, President and by A. Allston Moore, Secretary, and the corporate seal to be hereto affixed this 16th day of September, in the year of our Lord, one thousand nine hundred and forty-nine, and in the one hundred and seventy-fourth year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered
In the presence of:
Kate C. Parker,
Ethyl N. Moseley

TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN SOUTH CAROLINA. (CORP. SEAL)
By Thomas N. Carruthers, President,
ByB. Allston Moore, Secretary,

State of South Carolina,
County of Charleston.

Personally appeared before me Ethyl N. Moseley who, on oath, says that she saw he within named TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN SOUTH CAROLINA by Thomas N. Carruthers, its President, sign the within Deed, and B. Allston Moore, its Secretary, attest the same, and the said Corporation, by said officers seal said Deed, and, as its act and deed, deliver the same, and that wshe with Kate C. Parker witnessed the execution thereof.

Sworn to before me this 16th day of September, 1949. Maygon.
(NP SEAL) Harrold A. Morgan
Notary Public for South Carolina.

Ethyl N. Moseley.

I hereby certify that the within deed has been this 23rrd day of Sept. 1949, Transferred on Auditor's Book K.

H. B. Brown,
Auditor Horry County.

Book 65 @ 172

TMB Exhibit 25

1907

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)

QUIT-CLAIM DEED

86 @ 217

WHEREAS Myrtle Beach Farms Company by deed dated December 16, 1939 and recorded on the 26th day of that month in Book L-6 at page 258 conveyed unto "Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina, a Corporation" the property hereinafter described, said corporation having been chartered by the State of South Carolina under date of June 21, 1939, the charter being recorded in Charter Book No. 1 at page 292, Clerk's office, Horry County, South Carolina; and

WHEREAS said corporation by deed recorded January 1, 1944 in Deed Book 13 at page 296, Clerk's office, Horry County, conveyed unto "The Trustees of the Protestant Episcopal Church in South Carolina, its successors and assigns" the said property; and

WHEREAS "The Trustees of the Protestant Episcopal Church in South Carolina", under its corporate seal, on September 16, 1949, by deed recorded on the 23rd day of that month in Deed Book 65 at page 172 "reconveyed" the property unto "The Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina, a Corporation"; and

WHEREAS a second charter had been granted by the State of South Carolina under date of May 27, 1949, which was recorded on June 13th of that year in Deed book 61 at page 179, unto "Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina" and the deed mentioned in the preceding paragraph was delivered unto the officers of that group; and

WHEREAS it is desired to eliminate any confusion arising by reason of the existence of two separate corporations, having the same name, now, therefore,

KNOW ALL MEN BY THESE PRESENTS that, pursuant to proper authorization by the trustees, directors or officers, Trustees of the Church of

TMB Exhibit 26

the Messiah of Myrtle Beach, Horry County, South Carolina, A Corporation chartered June 21, 1939, hereafter called the GRANTOR, in consideration of the sum of One Dollar ($1.00) to it paid by Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina, a Corporation chartered May 27, 1949, hereafter called the GRANTEE, receipt of which is hereby acknowledged, has granted, bargained, sold, quit-claimed and released and by these presents does grant, bargain, sell, quit-claim and release unto the said GRANTEE:

All of its right, title and interest in and to Lot Number Twenty (20) of Block Four (4) of the King's Highway Section of Myrtle Beach as shown on map of Myrtle Beach made by N. C. Hughes, Jr., Engineer, dated November 1933, and recorded in the Office of the Clerk of the Court for Horry County in Plat Book One at Page 116, to which reference is craved as forming a part of these presents.

Together with all and singular the rights, members, hereditaments and appurtenances thereunto appertaining.

TO HAVE AND TO HOLD unto the GRANTEE, its successors and assigns forever.

And the GRANTOR will warrant and defend said premises unto the GRANTEE, its successors and assigns, against the GRANTOR and its successors, but no others.

WITNESS the execution of this instrument this 27th day of November 1950.

Signed, Sealed and Delivered in the Presence of:

James R. Heyward
Rose E. Rittenberg
As to Chairman

Sam L. Parker
As to Secretary-Treasurer

Trustees of the Church of the Messiah of Myrtle Beach, Horry County, South Carolina (chartered June 21, 1939) (SEAL).

By A. S. Thomas
As Chairman

By
As Secretary-Treasurer

86@
218

THE BY-LAWS OR CONSTITUTIONAL FORM OF GOVERNMENT OF THE PROTESTANT EPISCOPAL CHURCH OF TRINITY PARISH IN MYRTLE BEACH, IN THE STATE OF SOUTH CAROLINA, AS ADOPTED THE _____ DAY OF _____ A.D._____.

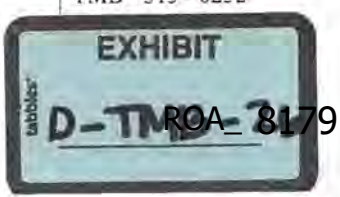
I

PREAMBLE

We, the undersigned, assembled for the purpose of organizing a congregation of the Episcopal Church at Myrtle Beach, County of Horry, of the Diocese of South Carolina, after due notice given, do hereby agree to organize a Parish to be known by the name of Trinity Episcopal Church; and as such do hereby acknowledge, accede to and adopt the doctrine, discipline and worship, the Constitution and Canons of the Episcopal Church in the United States of America and the Constitution and Canons of the same Church in the Diocese of South Carolina. These are our principles for promoting the welfare and the work of this Parish; that we be missionary minded; that we endeavor to use tithing of time, talent and substance to support our Church; that all differences be settled by compromise and that we be Catholic for the truth of God, Protestant against the errors of man.

MEMBERSHIP

Membership in the Parish shall consist of every baptized person who is a member of the Protestant Episcopal Church in the United States of America, who shall be associated with the Trinity Episcopal Church. There are two categories of active membership in Trinity Church; baptized communicant and confirmed communicant. Any baptized person whose baptism is registered in the Parish register is considered a Baptized Member of Trinity Church. A person who has



been confirmed by a Bishop in Apostolic Succession or Episcopate Member, who has transferred from another Episcopal Church is a confirmed member.

II

MEETING - ELECTIONS

1. There shall be an annual meeting of the congregation on the first Monday after the second Sunday in January or on such other day as the Vestry may decide.

2. Every member of this Parish who is eligible to vote according to Canon Law can vote in all elections. There shall be no voting by proxy.

3. At each annual congregational meeting, there shall be elected by a majority present, voting by ballot, four Vestrymen to serve a term of three (3) years on a rotating Vestry. In the event that a majority vote is not received by four (4) candidates on the first ballot, a subsequent ballot shall be taken. The candidates for the second ballot shall be those persons receiving the most votes on the first ballot. On the second ballot, the number of candidates shall be limited to twice the available seats left on the Vestry, and each candidate elected must receive a majority vote. If, however, a majority is still not received by the candidates for the remaining seats on the Vestry, a third ballot shall be taken. The candidates for the third ballot shall be those person receiving the most votes on the second ballot. On this ballot, the number of candidates shall be limited to twice the number of remaining seats to be filled. On the third ballot, the candidate receiving the most votes, whether a majority or not,

shall be elected to fill the remaining seats on the Vestry. A Vestryman shall be required to wait a period of one year before becoming eligible for reelection to the Vestry, regardless of the number of years served.

4. At each annual congregational meeting there shall be elected by a majority present, voting by ballot, lay delegates and alternates to the Diocesan Convention to serve for a period of two years. If a majority vote is not received by the delegates and alternates on the first vote, an additional vote shall be taken. The number of candidates on the second ballot shall equal the number of remaining delegates and alternates to be elected. The candidate for the second ballot shall be those persons receiving the most votes on the first ballot. The candidates in the second election to receive the most votes, whether a majority or not, shall be elected as delegates and those four candidates receiving the least number of votes on the second ballot shall be elected as alternates. All delegates and alternates must be confirmed communicant members of Trinity Church.

5. The Rector, or in his absence the Senior Warden shall preside over all meetings.

6. Special meetings of the congregation may be called by the Vestry with the knowledge of the Rector, at any time, and shall be called whenever requested in writing by twelve (12) members of the congregation with the knowledge of the Rector.

7. Notice of meetings of the congregation shall be given by the Rector on the two consecutive Sundays immediately prior to the meetings and no meetings shall be held without such notice.

8. Twenty five (25%) percent of the members of the Congregation eligible to vote according to canon law shall constitute a quorum at all meetings.

III

VESTRY

1. The Vestry shall consist of twelve members chosen from the confirmed communicants of the congregation, eligible to serve according to Canon law, together with the Rector, Assistant Clergy and may also include two Vestry-men-at-large. At the first Vestry meeting following the annual congregational meeting, the Rector shall nominate, with assent of the Vestry, a Senior Warden to serve for no more than two one year terms.

At the first Vestry meeting following the annual congregational meeting, the Vestry shall nominate, with assent of the Rector, one of its members, to serve as Junior Warden, to serve no more than two one year terms.

In the event that a vacancy occurs on the Vestry during the year, the remaining members of the Vestry may select a person to serve until the next annual congregational meeting. At that time, a new Vestryman will be elected by the congregation to serve for the remaining term of the Vestryman whose seat was vacated.

In the event that a vacancy occurs in the office of Senior Warden during a year, the Rector shall select a person to serve until the first Vestry meeting following the annual congregational meeting.

In the event that a vacancy occurs in the office of Junior Warden during a year, the Vestry shall select a person to

serve until the first Vestry meeting following the annual congregational meeting.

2. The Vestry shall meet during the week following the annual congregational meeting and thereafter monthly unless otherwise agreed to by its members. Special meetings of the Vestry may be called by the Rector or by two or more members of the Vestry with the knowledge and consent of the Rector. Seven members shall constitute a quorum.

3. The Secretary, who shall be elected by the Vestry from the member of the Vestry, shall keep minutes of its proceedings, give due notice of all meetings of the Vestry and attend the clerical requirements of the Vestry. The Secretary shall act as secretary of all meetings of the congregation and shall keep in a separate book a copy of the by-laws with any changes made thereof by action of the congregation.

4. The Vestry shall elect a Treasurer for a period of one year. There shall be no limit to the number of terms a person is eligible for re-election as Treasurer. The Treasurer shall receive all sums due the church, deposit the same in the name of Trinity Episcopal Church in a bank approved by the Vestry, draw checks on the account as directed by the Vestry, take receipts, render statements to the Vestry as shall be requested by them, submit an annual report which when approved by the Vestry shall be submitted to the congregation at the annual meeting, and keep a fair set of books on the finances of the church which shall at all times by available to inspection by the members of the Vestry. The Treasurer shall give a bond with an approved security in the amount

determined by the Vestry. The premium on the said bond will be paid by the church corporation. The Treasurer's books shall be audited at least once a year. If the Treasurer is not a member of the Vestry, he shall serve as an ex-officio member of the Vestry.

5. The Vestry may elect two Vestrymen at-large annually who shall be entitled to full voice and vote in all Vestry meetings but may not be elected to the office of Senior Warden or Junior Warden. Vestrymen-at-large, if elected, shall serve for a term of one year.

6. No person receiving any compensation from the church corporation shall be eligible to be a member of the Vestry with the exception of the Rector, Assistant Clergy and Treasurer.

7. The Vestry shall elect or appoint all officers and employees at such compensation and for such term as the Vestry shall deem proper provided this restriction as to term shall not apply to the Rector and Assistant Rector who shall be elected in the manner hereinafter set forth in Article IV.

8. The Vestry shall transact all business of the Church and shall hold, manage, and administer all Church property including real property which they shall have power to sell, alienate, mortgage, lease or otherwise deal with and dispose of by deed or other documents executed by the Wardens or one of them; provided that the Vestry shall not sell, alienate mortgage or otherwise encumber the Church property without the written consent of the Bishop and the Standing Committee of the Diocese as provided in Diocesan or National Church Canons. They shall provide that all buildings and their contents be adequately insured as in their judgment may seem necessary, and if at all possible use the Church

Insurance Company.

9. The Vestry shall submit to the Annual Meeting of the congregation a report of their official acts during the year and other information deemed important.

10. There shall be a Memorial Committee appointed by the Vestry who shall be responsible for presenting to the Vestry for its consent all memorials. Memorial name plates shall be uniform as decided upon by the Vestry.

IV

MINISTERS

1. There shall be a Priest or Priests for the congregation of Trinity Parish styled the Rector and/or Assistant Rector who shall be entitled to receive from the Church such salary and other compensation as may from time to time be fixed by the Vestry. The Rector shall be chosen and elected by a majority of the Vestry with the consent of the Bishop of the Diocese; provided that two-thirds of the Vestry shall concur on any name or names chosen as Rector.

When deemed necessary, there may be an Assistant Rector, styled Assistant Rector of Trinity Parish whose name shall be proposed by the Rector and who shall be chosen in the manner in accordance with the Canons of the Diocese and National Church.

The Rector with the consent of the Vestry, shall have the power to select, if necessary, a Deacon or less experienced Priest, at a salary to be provided by the Vestry and he shall be styled as Curate.

2. The Rector or Assistant Rector shall register in books,

to be provided at the expense of the corporation, all births, baptisms, marriages, and funerals of persons who may be baptized, married or buried by them respectively, or by the Minister officiating in their absence.

3. Whenever the Rector shall judge it advisable that religious services should be performed in the Church, he may so allow free use of the Church.

AMENDMENTS TO BY-LAWS

These By-Laws shall not be altered or amended, nor shall any new By-Laws be enacted unless the same be read, debated and carried at one meeting of the congregation, and debated, passed and confirmed at another by the majority of the members present at each of such meetings respectively. In the event that any of these By-Laws may now or hereafter violate Canon Law, these By-Laws are hereby changed to conform with Canon Law.

AMENDMENT MOVED, PROPOSED, AND PASSED AT PARISH MEETING JANUARY 10, 1972

As an Amendment to the By-Laws and Constitution of Trinity Episcopal Church, it is hereby moved and proposed that:

Section III (Vestry), First Paragraph, last sentence shall read, "At the first Vestry meeting following the Annual Congregational Meeting, the Vestry shall select from among the members of the Vestry a Senior Warden and a Junior Warden, with the assent of the

Rector, each to serve for a term of one year".

Second paragraph shall be deleted

Fourth paragraph shall be deleted

Fifth paragraph shall read, "In the event that a vacancy occurs in the office of Senior or Junior Warden during the year, the Vestry shall select a person (s), with consent of the Rector, to serve until the first Vestry Meeting following the Annual Congregational Meeting".

AMENDMENT MOVED PROPOSED AND POSED AT PARRISH MEETING DECEMBER 6, 1993:

SECOND READING OF AMENDMENTS

SECTION II, PART 4:

From: "At each congregational meeting there shall be elected by the MAJORITY present . . . for lay delegates and for alternates to the Diocesan Convention:"

Recommendation: that "to serve for a period of two years" be added to the existing requirement.

SECTION III, PART 1:

From: "At the first Vestry meeting following the annual congregational meeting, the Vestry shall elect from among the members of the Vestry a Senior Warden and a Junior Warden, with the assent of the Rector, each to serve a term of one year.:

Recommendation: "The Rector shall nominate a Senior Warden, with the assent of the Vestry, to serve no more than two one-year terms. The Vestry shall nominate, with the assent of the Rector, a Junior Warden from among its members, to serve no more than two one-year terms."

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DJM/tml December 5, 1994

Vestry and Church-Wardens Of The Episcopal Church Of The Parish Of Christ Church

7/14/14 Trial Transcript

pp. 1111 line 4, 1116 line 21 – 1118 line 25

7/15/14 Transcript

pp 1130 line 6 through Pg. 1131 line 3

and

Exhibits CC-1 thru 38. D-CC-6

All right. Redirect.

MR. PLATTE: None, Your Honor.

THE COURT: Very well, you may come down, sir.

All right. We are four minutes until 5:00. We will take one more.

(Plaintiff's Exhibits CC-1 through CC-38 premarked for identification.)

KENNETH NIXON WILSON,

being first duly sworn, testified as follows:

THE COURT: All right. Yes, sir. State your full name for the record, please, sir, and spell your last name.

THE WITNESS: Kenneth Nixon Wilson, W-I-L-S-O-N.

MR. SLOAN: Your Honor, I'm Chip Sloan for the Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church. We have already marked as trial Exhibits CC 1 through 38, which are exhibits, and the stipulations are actually Exhibit 38. If I could pass up our stipulations to you.

THE COURT: Wonderful. Thank you. And, of course, that's without objection, is that right, Mr. Tisdale?

MR. TISDALE: Is he asking about exhibits?

THE COURT: 1 through 38, yes, and the stipulation.

MR. TISDALE: The only problem we have is there are several that I can't read, Chip.

MR. SLOAN: I've got certified color copies from the RMC

office that I can submit.

MR. TISDALE: We don't want to object to them. If we could read them I don't think we would.

MR. SLOAN: Let me just put these in, Your Honor, as CC 1A1 through 23, and if there's any problem, we can talk about them in the morning if you all can't read these. How's that?

MR. TISDALE: Those are legible copies of the same ones that we can't read?

MR. SLOAN: Yes. I believe -- I can read them.

THE COURT: Here's what we are going to do. You just put those in evidence; is that correct?

MR. SLOAN: Yes, Your Honor.

THE COURT: And those are the certified copies from the RMC?

MR. SLOAN: Yes, Your Honor.

THE COURT: And you believe that those are the best reproductions?

MR. SLOAN: Yes, Your Honor.

THE COURT: All right.

MR. TISDALE: If they're the same document, we're not going to have a problem.

THE COURT: That's not my concern. Here's what we'll do: We'll take direct, we won't take cross until you've had a chance to look at them, and that will be your choice whether it will be this evening or in the morning prior to

your cross.

MR. TISDALE: Thank you. Very well.

THE COURT: You may proceed.

DIRECT EXAMINATION BY MR. SLOAN:

Q. Mr. Wilson, can you tell us where you live, please?

A. Mount Pleasant.

Q. What do you do for a living?

A. I'm a technology operations manager for a trading firm.

Q. Do you attend a church in Mount Pleasant?

A. I do.

Q. Which church is that?

A. Christ Church.

Q. How many members does Christ Church have?

A. Approximately 1,000 on the rolls and 400 average Sunday attendance.

Q. Have you had any leadership positions at Christ Church?

A. Yes, sir.

Q. What are those?

A. I've been a Sunday school teacher and I'm currently finishing my term on vestry and I'm currently the senior warden.

Q. You've been on the vestry for three years; is that right?

A. Yes, sir.

Q. When was Christ Church created?

A. In 1706.
Q. And did that 1706 Church Act, which is Exhibit 2, create a church southeast of the Wando River?
A. Yes, sir.
Q. And if we could show the first Google Earth shot, I'm going to ask you if you can identify the church property of Christ Church for the Court, please.
A. This is the church property central to the picture.
Q. Can you tell us just briefly where each part of it is?
A. If I go clockwise from the top left, you would see underneath a large tree there's a historic church building, the original building, and the vestry house next to it, a building called Holt Hall which we currently use for the Meals on Wheels effort. Over toward the top right are the office trailers, to the bottom right is the parish hall, bottom left is the children's ministry building, and in the middle is the newer sanctuary.
Q. Next photo. What is that a picture of?
A. That's the front of the historic church.
Q. Next picture. Can you tell us what that is?
A. That is a very old picture of the historic church.
Q. What road is that going by?
A. That is what is now Highway 17.
Q. Next picture. And, again, is that the historic church with a plaque to the right of the door?

A. An historic marker basically recounting the same thing that's on the plaque on the front of the church.
Q. Were there people buried in that cemetery all the way back in the mid-1700's?
A. That's right.
Q. Next photo. What's that a picture of?
A. That's the main sanctuary.
Q. Next photo.
A. The front of the main sanctuary.
Q. Next.
A. The inside of the main sanctuary.
Q. Next.
A. The front of the parish hall.
Q. Next photo.
A. The inside of the parish hall.
Q. Next.
A. The children's building.
Q. And next.
A. Some really nice-looking children, especially the one in the middle there.
Q. If we could go to Exhibit 24, please. And is Christ Church incorporated?
A. Yes, sir.
Q. And when was Christ Church incorporated?
A. In 1787.

Q. And was it legislatively incorporated?
A. Yes, sir.
Q. And what name was given by the legislature to Christ Church?
A. The Vestry and Church Wardens of the Episcopal Church of the parish of Christ Church.
Q. All right, sir. And Christ Church, what is the role of the vestry?
A. They act as the board of directors.
Q. And how about the senior warden; what role does the senior warden have?
A. Essentially he's the president or the chairman of the board.
Q. And Exhibits 1 through 23, we have a legibility issue on the first couple of deeds, but what is your understanding that those documents do with regard to the history of the ownership of the Christ Church parish?
A. They demonstrate that we own the title to the property.
Q. Also in the stipulations there were some bylaw changes, you're aware of that?
A. Yes, sir.
Q. With regard to those bylaw changes, was proper notice given?
A. I believe it was.
Q. Was there a quorum at the meetings to change the bylaws?

A. Yes, there was.
Q. Were the changes to the bylaws approved and voted on at two successive meetings?
A. Yes.
Q. Likewise, Exhibit 35 is a commitment to continue diocesan relationship, and can you tell me what that document did?
A. It affirmed what we believe to be a statement of fact that we continue to be part of the Diocese of South Carolina.
Q. And was that adopted by the vestry?
A. Yes, sir.
Q. And why was it adopted by the vestry?
A. Because as the board of directors, the vestry has that authority.
Q. And is Christ Church a member of the Episcopal Church in South Carolina, the defendant?
A. No, sir.
Q. Has Christ Church ever given permission for the Episcopal Church in South Carolina to list Christ Church on any website in any way?
A. No, sir.
Q. And you've read the stipulations?
A. Yes, sir.
Q. And you agree with them if you testified to them?
A. Yes, sir.

THE COURT: Anything from the plaintiff before we begin this morning?

MR. RUNYAN: Nothing, Your Honor.

THE COURT: Anything from the defense?

MR. TISDALE: No, Your Honor.

THE COURT: Now, we need a witness because you need to do your cross-examination. Did you have a chance to look at the documents?

MR. TISDALE: Your Honor, the situation with the documents is a lot of these documents are simply illegible, as we discussed yesterday. And, you know, we just are not going to object to them any further. They're for whatever they're worth, they can't be read, and he's going to try to supplement it, I think, with ones that are more readable.

MR. SLOAN: I spoke to your team last night. They agreed that the certified copies from the RMC office, particularly the prerevolutionary stuff, it's as good as it's going to get.

MR. TISDALE: That's fine. Whatever it is, it is.

MR. SLOAN: They're coming in without objection, is my understanding.

MR. TISDALE: That is correct.

MR. SLOAN: Okay. Christ Church 1A, 1 through 23, which are the certified copies.

MR. TISDALE: And we have no objections to that.

MR. SLOAN: Thank you, Mr. Tisdale.

(Plaintiff's Exhibits CC-1 through CC-38 admitted into evidence.)

THE COURT: In other words, they are what they are.

MR. TISDALE: They are what they are. We can't read them; doubt if you can.

THE COURT: I got it.

MR. TISDALE: I mean, I don't want to presume that.

MR. SLOAN: I'd ask Mr. Wilson to come back to the stand, Your Honor.

THE WITNESS: Yes, yes. And I want to thank you all for doing that too because I know you were tired last evening, so I appreciate it.

MR. TISDALE: They're just old documents.

THE COURT: Yes.

All right. Good morning.

THE WITNESS: Good morning, ma'am.

THE COURT: Your witness, Mr. Tisdale.

MR. TISDALE: Thank you very much, Your Honor.

KENNETH NIXON WILSON,

being previously duly sworn, testified as follows:

CROSS-EXAMINATION BY MR. TISDALE:

Q. Mr. Wilson, just to get us back to where we were, you testified you are a representative of Christ Church Mount Pleasant; correct?

History of Ownership of the Lands of

The Vestry and Church Wardens of the

Episcopal Church of the Parish of Christ Church, a not for profit corporation

1668 (Est.)	King's Grant to Nathaniel Law as reported in article of Dr. Forde McIver in *News & Courier* article in 1933 (copy not attached)
1706	Church Act of 1706 was ratified by the House of Commons and Plaintiff Christ Church drew 333.6.8 lbs. for the purchase of a site for the church and a glebe for the parsonage (*Christ Church, 1706-1959 A Plantation Parish of the South Carolina Establishment* by Anne King Gregorie)
July 28, 1731	(Book 1, p. 393) Deed of Distribution for Estate of Nathaniel Law of Christ Church Parish pursuant to his Last Will and Testament (undated) to his six children: Joseph, Benjamin, Hepziba, Anne, Bella and Nathaniel Law – 1,055 acres, Christ Church Parish "to be divided betwixt his children."
July 28, 1731	(Book 1, p. 394) Indenture Deed of Joseph Law and Benjamin Law unto Nathaniel Law for "forever us and behoof of Nathaniel Law, his heirs and assigns forever, ... and whereas Hepziba, Anne and Bell are dead." 1,055 acres
July 28, 1731	(Book 1, p . 396-402) Indenture Deeds – Joseph Law, Nathaniel Law, and James Acheme convey to Benjamin Law
May 4, 1738	(Book MM, p. 284-290) Indenture Deed – Benjamin Law to John Allen (John Allen died and his wife Ann marries John Savage)
Feb. 1, 1753	(Book MM, p. 312-321) Lease, release and indenture of John Savage and his wife Ann to William Scott and William Scott to John Savage
Sept. 17, 1754	(Book 00, p. 687) John and Ann Savage to Charles Pinckney, Jr.
Mar. 3, 1817	(Book X-8, p. 78) Charles Pinckney, Jr. to Frances G. Deliesseliene, by Trustee William Hasell Gibbes, Master in Equity – foreclosure of three mortgages
May 24, 1828	(Book U-10, p. 278) Charles J. Steadman, Sheriff of Charleston District to William Matthews
Feb. 24, 1853	(Book V-12, p. 25) James Tupper, Master in Equity to William McCants in order to administer Estate of William Matthews



Dec. 18, 1859	William McCants to Lockwood Allison McCants, Exec. Will dated Sept. 7, 1858 *(we do not have a copy of the Will)* and probated Dec. 18, 1858, Charleston County Probate Court (Wills vol. 48, Bk A, pages 378-382) as recited in following deed dated 2/21/1900:
Mar. 10, 1880	(Plat Book C, p. 9) Survey
Feb. 21, 1900	(Book Y-22, pg. 597) Mary J. McCants and children (heirs of Lockwood Allison McCants) to Frederick Wieters
Feb. 14, 1908	(Book F-25, p. 154-156) E. Frederick A. Wieters to E. Frederick A. Wieters, Trustee. Declaration of Trust.
Feb. 7, 1910	(Book U-25, p. 179) E. Frederick Wieters, Exec. to Thomas J. Hamlin
Feb. 15, 1921	(Book F-31, p. 7) T. J. Hamlin to O.D. Hamlin
Oct. 11, 1935	(Book C-38, p. 417) Julia Lehre Hamlin (heir to Estate of Osgood Darby Hamlin) to Anna C. Ewing
Dec. 4, 1942	(Book V-43, p. 299) Anna C. Ewing to the Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a corporation
Nov. 14, 1966	(Book V-86, p. 303) George L. Buist, Exec. of Estate of Alexandra Ewing Stone to Thomas E. Noyes
Dec. 2, 1966	(Book V-86, p. 308) Survey for above Buist deed
June 7, 1968	(Book N-90, p. 93) Thomas E. Noyes to the Vestry and Church Wardens of The Episcopal Church of the Parish of Christ Church, their successors and assigns (includes survey recorded 6/20/1968 at Book N-90, p. 13)
May 4, 1970	(Book K-94, p. 281) George A. Herrin to The Vestry and Wardens of the Episcopal Church of the Parish of Christ Church, their successors in office and assigns
Oct. 4, 2011	Recorded Nov. 23, 2011 (Book 0219, p. 313) Quit Claim deed of The Right Rev. Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina; The Standing Committee of the Episcopal Diocese of South Carolina, and The Protestant Episcopal Church in the Diocese of South Carolina, a South Carolina non-profit religious corporation to The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a South Carolina non-profit religious corporation

A.D. 1706.

The Lords Proprietors ratification of the Repealing Act.

His Excellency JOHN *Lord* GRANVILLE, *Palatine, the Right Hon.* WILLIAM *Lord* CRAVEN, *the Rt. Hon.* JOHN *Lord* CARTERET, *the Honourable* MAURICE ASHLEY, *Esq. Sir* JOHN COLLETON, *Baronet,* JOHN ARCHDALE, *Esq., and the rest of the true and absolute Lords and Proprietors of Carolina,*

To all to whom it may Concern, send Greeting.

WHEREAS the following Act, entituled, *An Act to Repeal the Several Acts within mentioned,* was read three times and ratified and passed in open Assembly at South Carolina, the thirtieth day of November, one thousand seven hundred and six, and signed and sealed by the Honourable Sir Nathaniel Johnson, Kt. as Governour, Thomas Broughton, Nicholas Trott and Henry Noble, Esqrs. as our Deputies, viz.

Be it enacted by his Excellency John Lord Granvile, Palatine, and the rest, &c.

We the said Palatine and Lords Proprietors aforesaid, do hereby approve of, finally enact, ratify and confirm this present Act, entituled as aforesaid, *An Act to Repeal the several Acts within mentioned,* and the said Act is hereby finally enacted, ratified and confirmed. Given at St. James's, under our hands and the Great Seal of our Province, this 27th day of February, Anno Dom. one thousand seven hundred six and seven.

GRANVILLE. PALATINE,
GRANVILLE FOR LORD CARTARET,
JO. ARCHDALE.
{ *Magnum* } CRAVEN,
{ *Sigillum* } M. ASHLEY,
M. ASHLEY FOR JOS. BLAKE.
J. COLLETON,

By Command of his Excellency the Lord Palatine and Lords Proprietors.

JAMES GRIFFITHS, Secr.

No. 256. *AN ACT* FOR THE ESTABLISHMENT OF RELIGIOUS WORSHIP IN THIS PROVINCE, ACCORDING TO THE CHURCH OF ENGLAND, AND FOR THE ERECTING OF CHURCHES FOR THE PUBLICK WORSHIP OF GOD, AND ALSO FOR THE MAINTENANCE OF MINISTERS AND THE BUILDING CONVENIENT HOUSES FOR THEM.

Preamble.

FORASMUCH as in a well grounded Christian commonwealth matters concerning religion and the honour of God ought in the first place to be taken into consideration, and honest endeavours to attain to such good ends countenanced and encouraged, as being not only most acceptable to God, but the best way and means to obtain his mercy and a blessing upon a people and country;

That the Book of Common Prayer be established in this Province.

Be it therefore enacted, by his Excellency John Lord Granville, Palatine, and the rest of the true and absolute Lords and Proprietors of this Province, by and with the advice and consent of the rest of the members of the General Assembly, now met at Charlestown for the south-west part of this Province, and by the authority of the same, That the Book of Common Prayer, and administration of the Sacraments, and other rites and ceremonies of the Church, according to the use of the Church of England, the Psalter or Psalms of David, and Morning and Evening

PLAINTIFF'S EXHIBIT
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Prayer therein contained, be solemnly read by all and every Minister or Reader in every Church which now is or hereafter shall be settled and by law established within this Province; and that all congregations and places for the publick worship, according to the usage of the Church of England, within this Province, for the maintenance of whose ministers and the persons officiating therein, any certain income or revenue is, or shall by the laws of this Province be established and enjoined to be raised or paid, shall be deemed Settled and Established Churches. A. D. 1706.

II. *And whereas*, it is necessary and for the better accommodation and conveniency of the inhabitants of this Province that the same be divided into parishes, and the bounds of the several parishes ascertained, *Be it therefore enacted* by the authority aforesaid, That Charlestown, and the Neck between Cooper and Ashley rivers, as far up the Neck as the plantation of John Bird, Gent., on Cooper river, inclusive, and the plantation of Christopher Smith, Esq. on Ashley river, inclusive, is and shall for ever be a distinct parish of itself, and be called by the name of the Parish of St. Philip's, in Charlestown. The Province divided into ten parishes.

III. *And be it further enacted* by the authority aforesaid, That Berkley county shall be divided into six more parishes besides Charlestown, that is to say, one upon the South-east of Wandoe river, which shall be called by the name of the parish of Christ Church; one upon that neck of land lying on the North-west of Wandoe, and South-east of Cooper river, which shall be called by the name of St. Thomas; one upon the Western branch of Cooper river, which shall be called by the name of St. John's; one upon Goose creek, which shall be called by the name of St. James Goose creek; one upon Ashley River, which shall be called by the name of St. Andrews; and one in the Orange quarter for the use of the French Settlement there, which shall be called by the name of the parish of St. Dennis. Berkley county divided into six more Parishes.

IV. *And be it further enacted* by the authority aforesaid, That Colleton county shall be divided into two parishes, that is to say, one on the South side of Stono River, to extend to the North side of South Edisto, which shall be called by the name of St. Paul's; and the other on the North of St. Helen's, which shall be called by the name of St. Bartholomew. Colleton county divided into two Parishes.

V. *And be it further enacted* by the authority aforesaid, That one parish shall be erected in Craven county, in that part of it which is commonly known by the name of the French Settlement on Santee River; and the Church which is now built in Jamestown, in the said settlement, or any new church hereafter to be built or erected in the said place instead thereof, is hereby made, erected and declared to be the parish church of St. James on Santee River, and shall be and so continue forever, in all things as the other parishes erected in this Province are or ought to be. Craven county one Parish.

VI. *And whereas*, it was thought necessary that six churches should be built for the publick worship of God, according to the Church of England; that is to say, one upon the South-east of Wandoe river, one upon that neck of land lying on the North-west of Wandoe, and South of Cooper river, one upon the Western branch of Cooper river, one upon Goose creek, one upon Ashley river, and one on the South side of Stono river in Colleton county, and six several messuages or tenements to be built upon the several parcels of land allotted for a glebe for the said parishes: *And whereas*, in order to defray the charges of the building of the said six churches, and the said six messuages or tenements, and also for the purchasing of lands for the several sites of the several churches, and the cœmetaries or church-yards for the burial of christian people, and also the glebe lands for the several places above mentioned, for the use of the Six Churches and six houses for the several rectors of the parishes ordered to be built, and £2000 appropriated to defray the charges thereof.

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A. D. 1706.

rectors or ministers of the several parishes, by one act of Assembly in this Province, intituled an Act to continue an Act entituled an Act for laying an Imposition on Skins and Furs, and for appropriating the same, ratified in open Assembly the fourth day of November, seventeen hundred and four, amongst other things it was enacted, that two thousand pounds of the money which by the said Act should be raised after the ninth day of May next ensuing the ratification thereof, should be equally divided to the building the said six churches, and convenient tenements and out-houses for the several rectors or ministers, as before mentioned; *Be it therefore enacted* by the authority aforesaid, That if any part of the said sum of two thousand pounds is behind and unpaid, that the same shall be paid to the Commissioners hereafter named, or to such supervisors as they shall appoint, in order to defray the charges of the building of such churches and tenements, as are not already finished, or not begun to be built.

Commissioners to appoint supervisors.

VII. *And be it further enacted* by the authority aforesaid, That in case any church or churches, or tenement or tenements, which are for the several rectors or ministers of the said several parishes, be not already begun to be finished, that then, and in such case, it shall be lawful for the Commissioners hereafter named, to appoint one or more persons, inhabitants of the parishes, in the several places where the church or churches, or house or houses for the several rectors or ministers are to be built, to be supervisors for the building of the said several churches, and the inclosing the several cœmetaries or church-yards, and the several buildings to be built on the said glebe or glebes; the place or places in the parishes aforesaid, where the church or churches, or the buildings on the glebe or glebes, is not begun or fixed upon, the same shall be in such place or places, in the precinct or parishes aforesaid, as shall be agreed upon by the majority of the Commissioners hereafter named, and by and with the advice and consent of the major part of the inhabitants of the said precincts or parishes, who are of the profession of the Church of England.

Commissioners impowered to take a grant of lands for the several sites of the several churches and church-yards.

VIII. *And be it further enacted* by the authority aforesaid, That the Commissioners hereafter named shall have power to take up by grant from the Lords Proprietors, or purchase the same from them, or any other person, and have, take and receive so much land as they shall think necessary for the several sites of the said several churches, and the cœmetaries or church yards, for the burial of christian people there, in the several places above mentioned, and shall also direct and appoint the building of the said several churches, not already built, according to such dimensions, and of such materials as they shall think fitting, and also the pulpit, desk and pews in the said several churches, and also the inclosing the several cœmetaries or church-yards.

And for the several glebes; and upon each of the glebes to order the building a house for the rector.

IX. *And be it further enacted* by the authority aforesaid, That the Commissioners hereafter named shall have power to take up by grant from the Lords Proprietors, or purchase, have, take or receive the same from them or any other person, so much land as they shall think fitting for the several glebes above mentioned, and in such places as they shall think convenient; and upon each of the said glebes shall order and appoint the building (where not already built) of one messuage or tenement for a dwelling house for the rector or minister, together with convenient out-houses, according to such dimensions, and of such materials as they shall think fitting.

One other parish constituted in Colleton county.

X. *And whereas*, by this Act it is appointed, that one parish be constituted in Colleton county, on the north side of St. Helens, called St. Bartholomew; *And whereas*, it is necessary that one church should be

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built for the publick worship of God, acccording to the Church of England, that is to say, at the north side of St. Helens, the said church to be built in such place in the precinct or parish above named, as shall be agreed on by the majority of the Commissioners hereafter named, by and with the advice and consent of the major part of the inhabitants of the said precinct or parish, who are of the profession of the Church of England. *Be it therefore enacted* by the authority aforesaid, that the Commissioners hereafter named shall have power to take up by grant from the Lords Proprietors, or purchase the same from them or any other person, and have, take and receive so much land as they shall think necessary for the site of the said church, and the cœmetary or church-yard for the burial of christian people there, in the place above mentioned, and shall also direct and appoint the building of the said church according to such dimensions and of such materials as they shall think fitting, and also the pulpit, desk and pews in the said church, and also the inclosing the said cœmetary or church-yard. A. D. 1706. Commissioners impowered to take a grant of land for the site of the said church and church-yard.

XI. *And whereas*, it is necessary that there be one messuage or tenement built, and one parcel of land allotted for a glebe for the said rector or minister of the said parish or precinct last mentioned; *Be it therefore enacted* by the authority aforesaid, That the Commissioners hereafter named, shall have power to take up by grant from the Lords Proprietors of this Province, or purchase, have, take and receive the same from them or any other person, so much land as they shall think fit for the said glebe, and in such place as they shall think convenient, and upon the said glebe shall order and appoint the building of one messuage or tenement for a dwelling house for the said rector or minister, together with convenient out-houses, according to such dimensions and of such materials as they shall think fitting. And lands for the glebe.

XII. And in order to defray the charges of the said tract of land, and the building the said church, and inclosing the said cœmetary or church-yard, and the said tract of land for the glebe, and the building the said messuage or tenement and convenient out-houses on the same for the use of the rector or minister of the said parish, *Be it enacted* by the authority aforesaid, That the Commissioners hereafter named, or the major part of them, shall be enabled to have, take and receive all such sum and sums of money as any charitable and well disposed christians shall freely and voluntarily give towards the building the said church and inclosing the said cœmetary or church-yard; and shall also have power to nominate and appoint one or more persons, inhabitants of the said parish, in the place where the said church is to be built, to be supervisors for the building of the said church, and the incloseing the said cœmetary or church-yard, and the buildings that are to be upon the said glebe; and in order to defray the charges thereof, the said Commissioners shall have power to draw out of the publick Treasury of this Province, which the publick Receiver thereof is hereby required to pay unto them, the full and just sum of three hundred thirty-three pounds six shillings and eight pence, currant money of this Province. To receive all charitable gifts, appoint supervisors, and draw out of the publick Treasury.

XIII. *And be it further enacted* by the authority aforesaid, That the church situate in Charlestown aforesaid, and the ground thereunto adjoining, inclosed and used for a cœmetary or church yard, shall be the church and church-yard of St. Philip's in Charlestown; and the several churches already built, or to be built in the several parishes of this Province, mentioned in this Act, together with the cœmetaries or church yards already inclosed, or to be inclosed, shall be the church and church yards for the several parishes mentioned in this Act; and the said several churches and The church and church-yard in Charlestown shall be the parish church of St. Philip's Charlestown.

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A. D. 1706.

church yards are hereby enacted and declared to be forever separated and dedicated to the service of God, and to be appointed therein to the use of the inhabitants from time to time inhabiting and to inhabit in the several parishes that are of the religion and profession of the Church of England, and conforme to the same.

Rectors for each of the several parishes.

XIV. And for the encouragement of faithful ministers labouring in the work of the gospel, to come and reside in this Province, *Be it enacted* by the authority aforesaid, that there shall be a rector or minister for each of the several parishes mentioned in this Act, to have care of the souls of the inhabitants of the several parishes, and a perpetual succession of rectors there, to be elected, nominated and appointed, as hereafter is directed in this Act.

Their enjoyments.

XV. *And be it further enacted* by the authority aforesaid, That the rectors or ministers of the several parishes of this Province, mentioned in this Act, that at any time after the ratification of this Act, shall, according to the direction of this Act, be elected, nominated and appointed rectors or ministers of the several parishes, and their successors, rectors of the said several parishes, shall be incorporate, and each of them shall have capacity and succession, by the name of the rector of that parish of which he is the minister, and shall be hereby enabled to sue and be sued by that name, in all Courts and places in this Province, and shall have the care of the souls of the inhabitants within the parish committed to his charge; and the rectors and ministers of the several parishes shall have and enjoy, to them and their successors, the several glebe lands already obtained or appointed, or to be hereafter obtained and appointed pursuant to this Act, and the several messuages or tenements for their several habitations, together with all the out-houses and buildings already erected, or to be erected, on the said several glebe lands, excepting one room in Charlestown parsonage-house, reserved for the Provincial Library, and which is hereby appropriated for that use; and the rectors or ministers of the several parishes shall have and enjoy to them and their successors, all such negroes and their increase as have beenalready purchased, given and allotted, or that shall be hereafter purchased, given and allotted to any of the several parishes by the Society founded by Royal Charter in the Kingdom of England, by the name of the Society for the Propagation of the Gospel in Foreign Parts, or by any other charitable disposed persons; and shall also enjoy all such cattle and their increase, as hath been already purchased, given and allotted, or shall be hereafter purchased, given and allotted to any of the several parishes.

The rector of St. Philip's to receive 150*l.* per annum.

XVI. *And be it further enacted* by the authority aforesaid, That the rector or minister of the parish of St. Philip's in Charlestown, that at any time after the ratification of this Act, shall, according to the direction of this Act, be elected, nominated and appointed rector or minister of the said parish, and his successors, shall have and receive from the publick Receiver, for the time being, who is hereby required to pay the same, the full and just sum of one hundred and fifty pounds per annum, current money of this Province, to be paid him half yearly.

The several other rectors of the other parishes 50*l.* per annum for three years.

XVII. *And be it further enacted* by the authority aforesaid, That the several rectors or ministers of the other parishes mentioned in this Act, that at any time after the ratification of this Act, shall, according to the direction of this Act, be elected, nominated and appointed rectors or ministers of the said several parishes, and their succcessors, shall each of them have and receive from the publick Receiver, for the time being, who is hereby required to pay the same, the full and just sum of fifty pounds per annum, current money of this Province, to be paid to them half yearly, for and during the term of three years after the ratification of this Act.

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A. D. 1706.

XVIII. *And be it further enacted* by the authority aforesaid, That three years after the ratification of this Act, as aforesaid, the said several rectors or ministers of the said several parishes, and their successors, shall each of them have and receive from the publick Receiver, for the time being, who is hereby required to pay the same, the full and just sum of one hundred pounds per annum, current money of this Province, to be paid to them half yearly, excepting the parish of St. Dennis for the French Settlement in Orange Quarter, the rector or minister of which parish shall be allowed but fifty pounds per annum, which shall be paid to him and his successors forever.

And after the term of three years 100*l.* per annum, excepting the rector of St. Dennis, who shall be allowed but 50*l.* per annum.

XIX. *And be it further enacted* by the authority aforesaid, That if it shall happen, that for any urgent and necessitous reason, all the money in the public treasury should be disposed of for other uses, so as that there should not be left sufficient in the publick Receiver's hands, to pay the said sum of one hundred and fifty pounds to the rector or minister of the parish of St. Philip's, Charlestown, and the several sums to the several rectors or ministers of the other parishes, according to the times before appointed, then, and in such case, the commissioners hereafter named, or the major part of them, that shall meet upon publick notice, as hereafter in this Act is directed, shall order the publick Receiver to pay the same, as soon and as often as any publick moneys shall come into his hands. But if the commissioners, or the major part of them, as aforesaid, shall have reason to believe that money will not come into the Receiver's hands in such time as the same ought to be paid in, that then and in such case, the commissioners hereafter named, or the major part of them, so met as aforesaid, shall have power, and they are hereby impowered, to cause the said sum of one hundred and fifty pounds, for the rector or minister of the parish of St. Philip's in Charlestown, and also the several sums for all or any the rectors or ministers in the other parishes of this Province, mentioned in this Act, to be assessed and levied by any two or more freeholders of the several parishes; which freeholders, so ordered and appointed by them, are hereby required and commanded, upon their oaths, to assess and levy any the aforesaid sums, of one hundred and fifty pounds, upon all and singular the inhabitants of Charlestown and the adjacent parts, within the limits aforesaid, and also the several sums, as by this Act directed, upon all and singular the inhabitants of the other parishes, equally and indifferently, according to the several estates, stocks and abilities of the several inhabitants. And the said commissioners, hereafter named, or any three or more of them, by their warrant, under their several hands and seals, directed unto any of the constables belonging to any of the particular parishes aforesaid, shall order the sum or sums of money so assessed, to be collected from the said several inhabitants; and in case of refusal to pay, the same to be levied by distress and sale of the offender's goods, returning the overplus, after reasonable charges deducted. And the several constables of this Province are hereby required to execute such warrants from the said commissioners, upon the penalty of the forfeiture of fifty pounds for every neglect, to be recovered and disposed of as hereafter is directed in this Act.

Receiver to pay the same as soon as the money comes into his hands.

XX. *And be it further enacted* by the authority aforesaid, That the several rectors or ministers of the several parishes mentioned in this Act, shall have and receive all such fees and perquisites arising within their several parishes, as are of right due to any rectors or ministers by the laws and customs of this Province.

The Rectors to have all fees and perquisites of right their due.

XXI. *And be it further enacted* by the authority aforesaid, That the rectors or ministers of the several parishes, that shall be qualified and have

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right to receive the publick moneys, required to be paid to them by this Act, shall, after the ratification of this Act, be chosen by the major part of the inhabitants of the severall parishes, that are of the religion of the Church of England and do conform to the same, and that are either freeholders within the said several parishes, or that contribute to the publick taxes and charges thereof; or such of them as shall think fit to attend and repair to their respective parish churches, or other publick place appointed, upon a meeting ordered by the commissioners hereafter named, or the major part of them, of which publick notice shall be given, at least ten days before the time of such meeting appointed as aforesaid.

The Rectors to be chosen by the inhabitants that are of the Church of England.

The French Translation of the Common Prayer to be used in the parishes of St. Dennis and St. James, and how long.

XXII. *Whereas*, the far greater part, if not all, of the inhabitants belonging to the parish of St. Dennis, in Orange Quarter, and also the inhabitants belonging to the parish of St. James, on Santee river, were born in the kingdom of France, and have not the advantage to understand the English tongue, so as to receive any benefit or edification if the divine service, prayers and sermons were performed in the English tongue; *Be it therefore enacted* by the authority aforesaid, That it shall and may be lawful for the rectors or ministers of the said parishes, during such time and as long as the major part of the inhabitants of the said parishes shall think fit and convenient, to perform and read the common prayers, and to administer the sacraments, and to use all the other rites and ceremonies according to the use of the church of England, as also all other proper prayers and sermons in the French tongue, and no longer. *Provided* always, that they use the translation of the said book of common prayers, &c. which was translated into the said French tongue by Dr. John Durrell, by the express command and order of his late Majesty King Charles Second, for the use of his Majesty's Chapel of the Savoy and his Islands of Jersey and Guernsey, and such other parts of his said Majesty's dominions as should want the same; which translation was, with the approbation of the Lord Bishop of London, by his said Majesty's order, ordered to be set forth, and no other.

Names of the commissioners

XXIII. *And be it further enacted* by the authority aforesaid, That the Right Honourable Sir Nathaniel Johnson, Knt., the Honourable Thomas Broughton, Esq., Nicholas Trott, Esq., Col. Robert Gibbes, Henry Noble, Esq., Ralph Izard, Esq., Col. James Risbee, Lieut. Col. William Rhett, Lieut. Col. George Logan, Mr. Arthur Middleton, Capt. David Davis, Mr. Thomas Barton, Mr. John Abraham Motte, Capt. Robert Seabrook, Mr. Hugh Hicks, Mr. John Woodward, Mr. Joseph Page, John Ashby, Esq., Richard Beresford, Esq., Mr. Thomas Wilkinson, Capt. Jonathan Fitch, Mr. William Bull, Mr. Rene Ravenel, and Mr. Philip Gendron, or the major part of them, who shall meet upon publick summons, as is hereafter directed by this Act—provided the persons that meet are not less than eleven—be and are hereby nominated and appointed to be the Commissioners mentioned in this Act, and to exercise all the authorities and powers given them as commissioners by this Act, in the several parts thereof. And in case of the death, absence or resignation of the said commissioners, the remaining commissioners, or so many of them as will meet, (provided they exceed the number of ten,) being summoned at least six days before they meet, at some convenient place appointed for that purpose, such commissioners as shall so meet upon such summons, or the major part of them, shall and may choose a person or persons, of the profession of the church of England, to be commissioner or commissioners in the room of such person or persons dead, gone off, or resigning, as to them shall seem meet; which persons so choosen shall and are hereby

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declared to be commissioners for this Act, as fully and amply as if they had by name been mentioned in this Act. A. D. 1706.

XXIV. *And be it further enacted* by the authority aforesaid, That it shall and may be lawful for the commissioners of this Act to meet to transact the business of this Act twice in the year, that is to say, on the second Tuesday in January and on the second Tuesday in July, at the church at Charlestown, without any notice or warning to be given thereof, and oftener if occasion shall require it, upon publick notice thereof, or summons signed by the Governour, six days before such meeting, appointing a convenient time and place; or in case the Governour shall refuse to issue out such summons upon the application of any three commissioners to him for the same, that then it may be lawful for the said three commissioners, or any other three commissioners of this Act, to issue out their summons, appointing the time and place of the meeting of the commissioners; and so many of them as shall meet by virtue of such summons, provided they are not less than eleven, and the majority of them eleven consenting, may put in force and execution any of the powers granted to the commissioners by this Act. When the commissioners are to meet.

XXV. *And be it further enacted* by the authority aforesaid, That the commissioners before named, or the major part of them, shall, and hereby are authorized and impowered, by an order under their hands, to draw out of the public treasury such sum or sums of money as shall by them, or the major part of them, be estimated a convenient salary to their clerk, the same to be continued to him untill all the churches and houses, and all other the buildings mentioned in this Act, shall be finished, and to make him convenient allowance for pen, ink and paper and other necessary expenses to be made in and about the execution of this Act. Commissioners' clerk to be paid out of public treasury.

XXVI. And to prevent all illegal and unlawful marriages, not allowed by the Church of England, but forbidden by the table of marriage, *Be it enacted* by the authority aforesaid, That no minister in this Province, knowing the same, shall presume to join together in marriage any persons whatsoever contrary to the table of marriages, by this Act appointed to be set up in every parish church within this Province, under the penalty of one hundred pounds; nor shall any person forbidden to marry by such table of marriage, presume to be joined in marriage, under the penalty of fifty pounds, or twelve months imprisonment. No minister to marry contrary to the Table of Marriages.

XXVII. *And be it further enacted* by the authority aforesaid, That no justice or magistrate, being a layman, shall presume to join any persons in marriage, under the penalty of one hundred pounds currant money of this Province, to be recovered and disposed of as hereafter in this Act is directed. No layman to marry.

XXVIII. And the better to promote the execution of the good laws of this Province so far as concerns the respective parishes, and for the more easy dispatch of parish business, *Be it further enacted* by the authority aforesaid, That there be vestries in each parish of this Province; and in every parish where any rector, minister or incumbent shall lawfully be according to the laws and usage of this Province appointed, and in possession of any living, and residing therein, he shall, during the continuance aforesaid and no longer, be one of the vestry of each parish. Vestries how to be chosen.

XXIX. *And be it further enacted* by the authority aforesaid, That there shall be seven more vestrymen in each parish, who shall be inhabitants in each respective parish for which they are chosen, and shall conform to and be of the religion of the church of England, and shall be chosen by the inhabitants of each parish, as hereafter in this Act is directed. Seven more vestry-men to be chosen.

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Vestry-men to be chosen on Easter Monday of every year.

XXX. *And be it further enacted* by the authority aforesaid, That on Easter Monday, which shall be in the year of our Lord one thousand seven hundred and seven, the inhabitants of each parish, that are of the religion of the church of England and that do conform to the same, and that are either freeholders within the same parish or that contribute to the publick taxes and charges thereof, or so many of them as shall think fit to attend, shall meet at their parish church, or for want of a parish church, at such place as the commissioners above named in this Act, or the major part of them that shall meet upon publick summons shall appoint, and shall there elect seven sober and discreet persons, inhabitants of the parish, that are of the religion of the church of England and do conform to the same, and that are either freeholders within the same parish or that do contribute to the publick taxes and charges thereof, to be vestrymen for the said parish for the space of one year. And so on Easter Monday yearly for ever, the inhabitants of each parish, qualified as aforesaid, shall choose seven persons, qualified also as aforesaid, to be vestrymen for that parish for which they are elected; and in case of the death or resignation or other legal discharge of any of the seven of the vestrymen of any of the parishes choosen as aforesaid, the remaining part of such vestries shall with all convenient speed summon and appoint a general meeting of all the inhabitants of the said parish, who are of the religion of the church of England and conform to the same, and that are either freeholders within the same parish and that do contribute to the publick taxes and charges thereof, who by majority of voices shall choose one or more sober and discreet person or persons, that are also inhabitants of the said parish, and of the religion of the church of England and conform to the same, and that are either freeholders within the said parish and that do contribute to the publick taxes and charges thereof, to supply such vacancies.

The vestry-men to take the several oaths.

XXXI. *And be it further enacted* by the authority aforesaid, That all such persons that shall be so elected and chosen, shall take the usual oaths appointed by Act of Parliament instead of the oaths of allegiance and supremacy, and likewise subscribe the test, and shall also take the following oath, viz. I, A. B. do solemnly swear and declare that I will justly and truely execute the trust or office of a vestryman of this parish, according to the best of my skill, knowledge and power, without prejudice, favour or affection. Which said oaths, at the election of any vestrymen as aforesaid, are to be administered by any Justice of the Peace of the County where such vestry is, who are hereby required and impowered to administer the same; and every person being so elected and chosen a vestryman as before by this Act is directed, having taken the oaths and subscribed the test, as required by this Act, and not before, shall be deemed and taken as one of the vestry to all intents and purposes.

The Vestry to provide a fit person for their Register.

XXXII. And for the keeping a fair register of all such vestry's proceedings, and for registering of all births, christenings, marriages and burials in each respective parish, *Be it further enacted* by the authority aforesaid, That each vestry shall, and is hereby obliged to provide a fit person for a Register, who shall at all times keep a true and fair register of the several proceedings of such vestry from time to time in executing their trust and authority, and make just and true entries thereof; which person so to be appointed for keeping such register, shall take the oaths appointed by Act of Parliament, instead of the oaths of Allegiance and Supremacy, and subscribe the test, and also an oath for the true and faithful execution of his office, which said oath shall be taken before the said vestry, who are hereby impowered and required to administer the same accordingly; and having so done, and not before, the said Register shall then be admitted into

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the said office, and shall make true entry of all vestry proceedings, and of all births, christenings, marriages and burials, (negroes, mollatoes and Indian slaves excepted,) that is to say, the christian and sir-name, with the day and month and year of every such births, christenings, marriages and burials; to which purpose all and every the inhabitants of each parish, that are either parents, guardians, overseers, masters, mistresses, or executors or administrators of any persons born, christened, married or buried within this Province, (except such before excepted,) are hereby enjoined and required to give notice to the Register of such parish, within two months after such birth, christening, marriage or burial, and pay him one royal for entering it at the time of giving notice aforesaid, under the penalty of five shillings, to be forfeited by such inhabitant aforesaid refusing or neglecting as aforesaid, and under the penalty of five pounds to be forfeited by such Register refusing or neglecting to enter it, having received his fee for the same. And such Register is hereby obliged to shew any person or persons, reasonably desiring it, any such register, or give a certificate of any register of any births, christenings, marriages or burials, that shall be reasonably required of him, and shall have for his fees from such persons one royal for any search and two royals for any copy or certificate given as aforesaid, and no more; hereby ratifying and confirming as valid all registers and entries of births, christenings, marriages or burials, heretofore made in this Province by any person lawfully authorized, commissioned and impowered to do the same, by any law or custom in this Province, before the making of this Act.

Penalty.

Register's fees.

XXXIII. And that the Register of each parish may be enabled to perform the charge hereby required of him, *Be it further enacted* by the authority aforesaid, That the church wardens of each parish within twelve months after the ratification of this Act shall, at the parish charge, provide good and substantial writing books, well bound, sufficient for registering such proceedings in, according to the directions of this Act, under the penalty of five pounds for each church warden's neglecting the same.

Register books to be provided at the parish charge.

XXXIV. *And be it further enacted* by the authority aforesaid, That the respective vestries of each parish, with all convenient speed, and within twelve months at the most after the ratification of this Act, shall procure a fair table of marriages, transcribed and set up in their respective churches, and the same keep continually in the said churches, that persons being thereby informed what marriages are forbidden, may avoid the contracting of any such unlawful marriages.

Table of Marriages to be provided and set up.

XXXV. *And be it further enacted* by the authority aforesaid, That on Easter Monday in the year one thousand seven hundred and seven, and so yearly on every Easter Monday for ever, the inhabitants of each parish that are qualified by this Act to choose vestrymen, shall meet at their parish church, or for want of a parish church, at such place as the commissioners above named in this Act, or the major part of them that shall meet upon publick summons shall appoint, and shall there make choice of and appoint two sober and discreet persons, inhabitants of the parish, that are of the religion of the church of England and do conform to the same, and that are either freeholders within the same parish or that do contribute to the publick taxes and charges thereof, to be church-wardens for that year; which church-wardens so chosen shall take the usual oaths appointed to be taken instead of the oaths of allegiance and supremacy, and likewise subscribe the test, and likewise declare on his oath, to be administered unto him by the vestry, to whom power is hereby given to administer the same accordingly, well and faithfully to execute the office, for the ensuing year, according to the laws and usages of the said Province, to the best of

Church-wardens to be chosen yearly on every Easter Monday.

And to take the oaths.

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his skill and power, and until he shall be thereof duly discharged. And any such person or persons so chosen church-wardens and that shall wilfully refuse to serve in the said office and take the oaths aforesaid shall forfeit the sum of ten pounds, to be recovered as hereafter by this Act is directed. And in case any person chosen for church-warden, as above prescribed, shall happen to dye before the expiration of the year for which he is chosen, that then the major part of the vestry of the parish, with all convenient speed, shall summon and appoint a meeting of all the inhabitants of the parish, qualified as before directed, to choose a person qualified also as is before directed, to be church-warden the remaining part of the year, in the room of such church-warden so deceased.

Penalty on refusal to serve.

XXXVI. *And be it further enacted* by the authority aforesaid, That the clerk of each parish church and the sexton shall be chosen by the major part of the vestry of each parish, which said clerk and sexton shall continue in their offices during their lives, if they shall so long inhabit in the parish, excepting the vestry for the time being shall think fitting to remove either of them, which they are hereby impowered to do, and upon such removal the said vestry, or the major part of them, may appoint another in the room of the person so removed.

The Clerk and Sexton to be chosen by the Vestry.

XXXVII. *And be it further enacted* by the authority aforesaid, That the church-wardens of each parish for the time being shall and are hereby required, from time to time, to pay yearly, at the charge of the parish, any sum not exceeding ten pounds currant money of this Province, to the clerk of each parish to be appointed as aforesaid; and any sum not exceeding five pounds, like currant money, to the sexton of each parish.

Their salaries.

XXXVIII. And that there may be no neglect in the several vestries or those employed under them, in the lawful and conscionable performance of their several charges, and also for the preventing of delay and other inconveniencies which might happen if there were a necessity for the expecting the attendance and presence of all the said vestry-men, and at the same time to prevent the doing any thing of consequence by surprise, by a small number of them; *Be it hereby enacted* by the authority aforesaid, That the first Tuesday in January, in April, in July and in October, shall be and is hereby fixed and ascertained for the holding of a vestry at eleven of the clock in the forenoon, in the usual place for that purpose, without any notice or warning to be given thereof; at which time and place, the major part of the vestry-men then present (so as such majority be not under the number of five persons) shall be esteemed as a vestry, and shall have full power to order, direct and act in all things by this Act appointed to be done, according to this Act, as a vestry; and the said several vestries are not only obliged to meet once in every of the said months, as before by this Act is directed, but also as often as need shall require, upon publick notice given either by the rector or minister of each parish or by any three of the vestry-men of the parish, to consult of the methods and ways of performing the several authorities reposed in them; and from which vestry so appointed, no vestry-man, being personally summoned, shall, without a reasonable and lawful excuse, absent himself, under the penalty of such fine or mulct as the residue of the said vestry meeting shall lay upon him, so as the same never exceed ten shillings. And that in case any vestry-man shall remove or withdraw himself from the parish, or voluntarily frequently neglect to give his attendance and absent himself from the vestry, or otherwise become unfit or uncapable to continue to execute such office or trust, that in any such case the residue of the said vestry or the majority of them (so as such majority be not under five persons) shall and may have power, (after personal notice given to such party, if it con-

A Vestry to be holden four times a year, without notice.

And as often as need shall require, upon public notice.

Penalty for neglect.

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veniently may be, or the affixing of a publick notice upon the great door of the church for three several Sundays successively, if publick notice cannot be given without great difficulty, charge or delay, of their intentions to proceed in such manner,) to remove such person from being a vestryman, and to declare his office void, and to summon a meeting of the parishioners, qualified as is above directed, for the electing of another in the place of such person, and shall (after allowing a reasonable time to such person to make his complaint, if he apprehend himself injured, not exceeding a fortnight) proceed to a new election accordingly.

Parochial charges and repairs of the church to be paid out of charitable gifts and by assessment.

XXXIX. *And be it further enacted* by the authority aforesaid, That the church-wardens and vestry of each parish be authorized and required to take constant care to satisfie and pay the parochial charges, and all necessary repairs and amendments of their respective churches, chappels or church yards, and cause the same at all times to be repaired and amended as need shall require, out of such gifts, goods or chattels as shall come to their hands, for the church or parish use, and also out of such fines, forfeitures and mulcts by this law incurred, and afterwards by the same given to the church wardens to be applied to the said uses; and in case they shall not have sufficient effects to pay parochial charges as aforesaid, or to make such necessary repairs as are required, then, and not otherwise, it shall be lawful for the respective vestry of each parish to order three sober and discreet persons to assess such sum as shall be necessary to repay the parish charges aforesaid, (provided the same exceed not one hundred pounds,) by an equal assessment of the estate, real and personal, of all and every the inhabitants, owners and occupiers of lands, tenements and hereditaments, or any personal estate, within the several parishes; which assessment being returned, to the said vestry upon oath, who are hereby impowered to administer an oath accordingly, and being by them approved in open vestry, it shall then be lawful for any Justice of the Peace of the county, by a warrant under his hand and seal, directed to any of the constables of the several parishes, to levy the sum assessed upon each person by distress and sale of such person's goods as shall refuse the same, returning the overplus after reasonable charges deducted; and for want of such sufficient distress to commit the person to prison till payment be made; and the several constables of this Province are hereby required to execute such warrants under the penalty of the forfeiture of ten pounds for every neglect.

Every parishioner may see the vestry books and accounts and take copies thereof by paying a fee.

XL. And that there may not be any oppression or misapplication of the publick revenue of such vestries, or just cause of complaint against them without redress, *Be it enacted* by the authority aforesaid, That all and every parishioner or parishioners whatsoever, who contribute to the publick taxes and charges of the parish, shall and may require the Register herein before mentioned, at any reasonable and convenient time or times, to give them an inspection of the vestry books and accounts of all and every their orders and proceedings, and shall and may take copies thereof, (paying a reasonable fee for the same, according to the length thereof and the trouble of attendance;) and that all and every person or persons whatsoever, who shall find or apprehend him, her or themselves grieved or injured, or that the body of the said parish is injured or oppressed by any acts, orders, rules, accounts or other proceedings of any such vestry, the parties so injured, or any others in their behalf, or in the right of the whole body, may from time to time appeal for redress against all and every such orders, accounts and other proceedings, to the Commissioners above named, which Commissioners, or the major part of them that shall meet as aforesaid upon publick summons, are hereby required and impowered to examine, hear and determine all and every such appeals and complaints

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for redress, and to give redress as they in their judgments shall think agreeable to justice and equity; and such their order, judgment and decree shall be final, and bind all parties.

Fines and forfeitures how to be recovered.

XLI. *And be it further enacted* by the authority aforesaid, That all the fines and forfeitures mentioned in this Act, that do not exceed the sum of forty shillings, shall be recovered, prosecuted, adjudged, levied and distrained by any one Justice of the Peace in this Province, as in the Act for the Tryall of Small and Mean Causes is directed, and the same being so recovered, shall be paid to the church wardens of that parish where the person inhabits, against whom the forfeiture is recovered, to be disposed of towards the defraying the public charges of the said parish. And all the fines and forfeitures mentioned in this Act, exceeding the sum of forty shillings, the half of such fines and forfeitures shall be paid into the hands of the church wardens of the parish where the person inhabits, against whom the forfeiture is recovered, to be disposed of towards the defraying the publick charges of the said parish, as the Commissioners above named, or the major part of them, that shall meet upon publick summons, shall order and direct; and the other half to him or them that will sue for the same, by action of debt, suit, bill, plaint or information, in any Court of Record in this Province, wherein no essoign, protection, privilege, injunction, or wager of law, or stay of prosecution by *non vult ulterius prosequi*, or otherwise, shall be admitted or allowed.

Persons may plead the general issue and receive treble costs.

XLII. *And be it further enacted* by the authority aforesaid, That if any action, plaint, suit or information shall be commenced or prosecuted against any person or persons, for what he or they shall do in pursuance or execution of this Act, such person or persons, so sued, may plead the general issue of not guilty, and upon issue joined, give this Act and the special matter in evidence; and if the plaintiff or prosecutor shall become non-suit, or suffer discontinuance, or if a verdict pass against him, the defendant or defendants shall recover his or their treble costs, for which they shall have the like remedy as in any case where costs by law are given to the defendants.

Read three times and ratified in open Assembly, this 30th of November, 1706.

N. JOHNSON,
THOMAS BROUGHTON,
NICHOLAS TROTT,
HENRY NOBLE.

See Act of April 8, 1710, Sec. 8.

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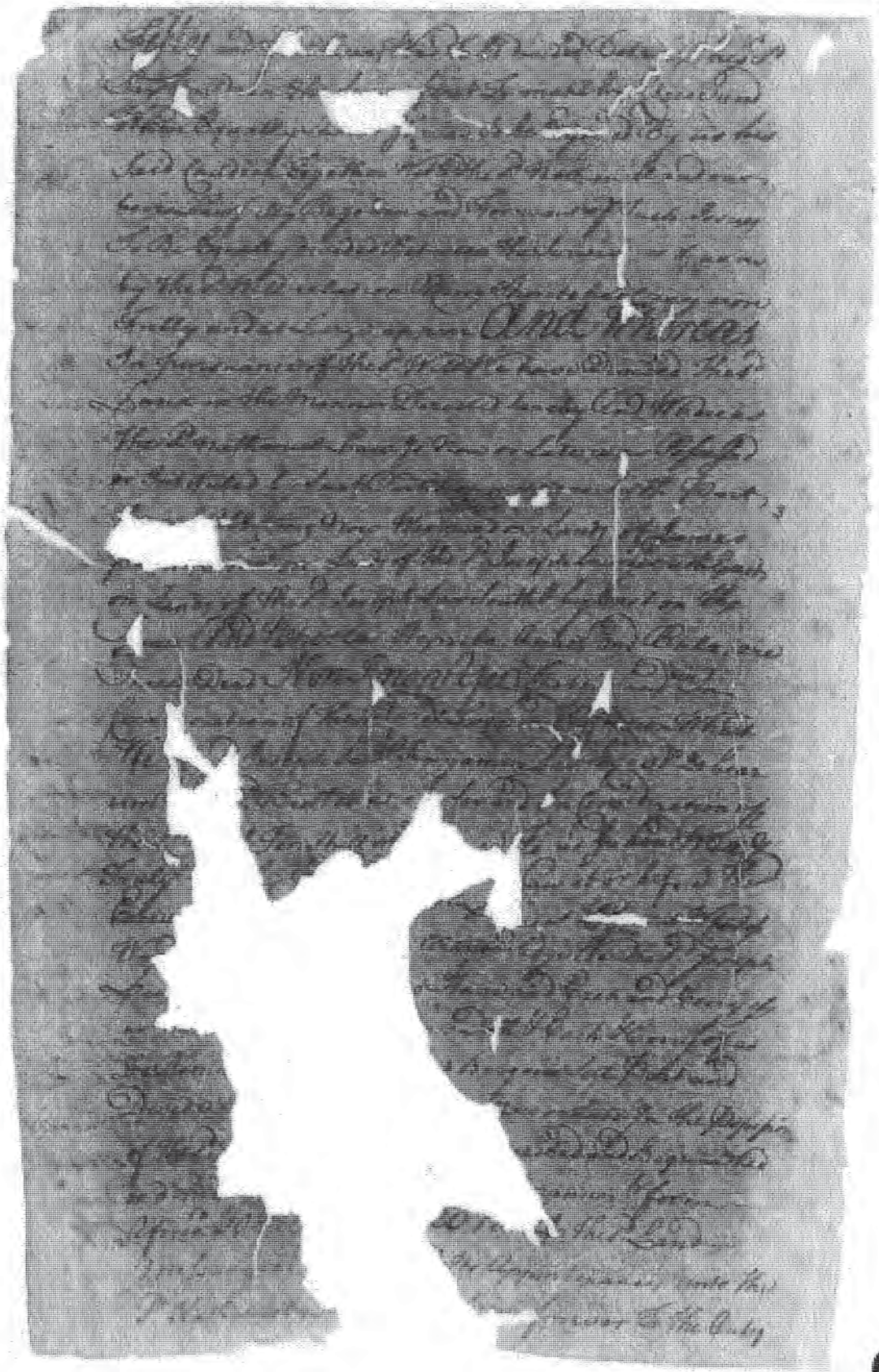
Ratification.

His Excellency JOHN *Lord* GRANVILLE, *Palatine, the Right Hon.* WILLIAM *Lord* CRAVEN, *the Right Honourable* JOHN *Lord* CARTERET, *the Honourable* MAURICE ASHLEY, *Esq.*, *Sir* JOHN COLLETON, *Baronet*, JOHN ARCHDALE, *Esq.*, *and the rest of the true and absolute Lords and Proprietors of the Province of* CAROLINA,

To all to whom it may concern, Greeting

WHEREAS, an Act entituled an Act for the Establishment of Religious Worship in this Province, according to the Church of England, and for the Erecting of Churches for the Publick Worship of God, and

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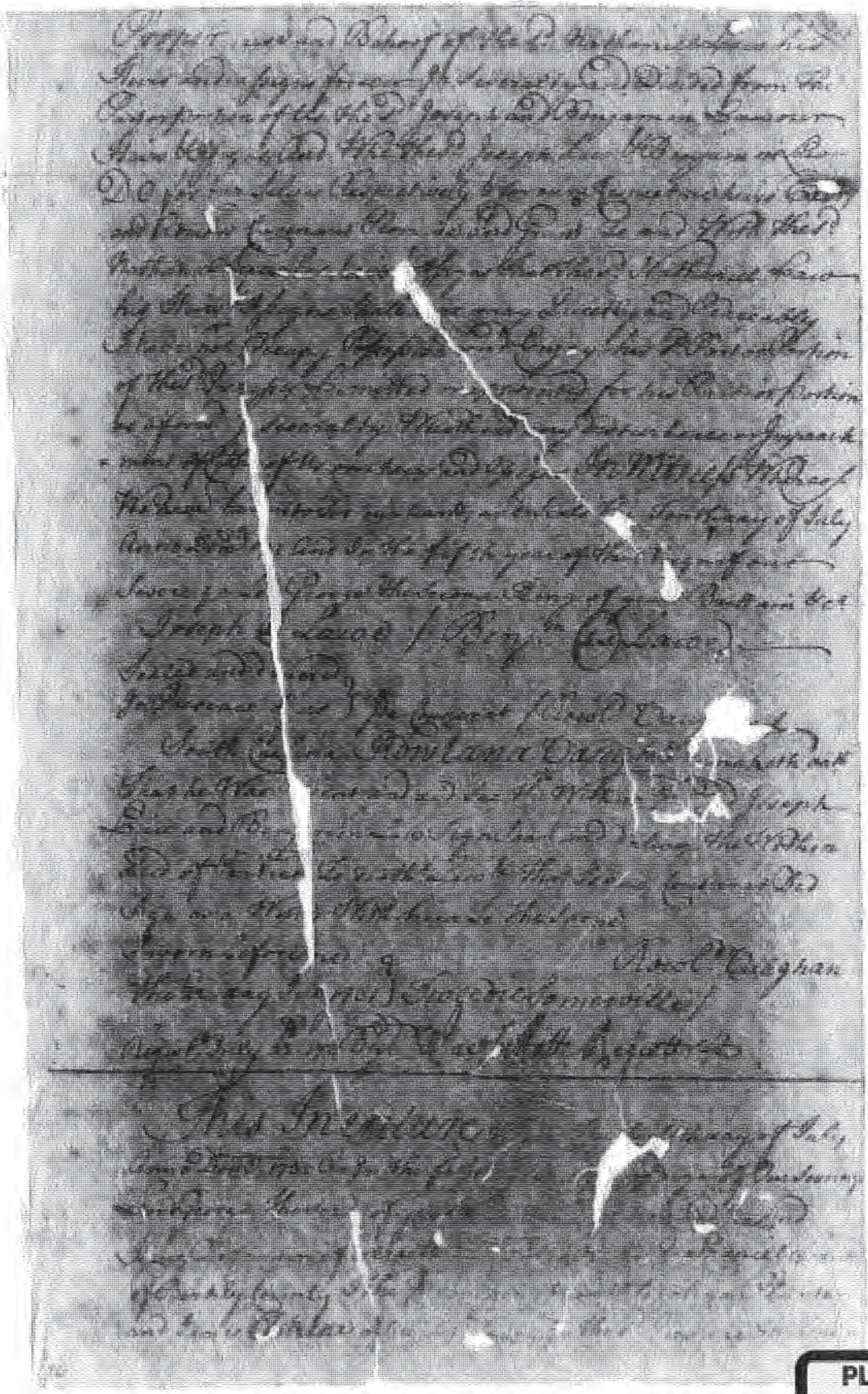


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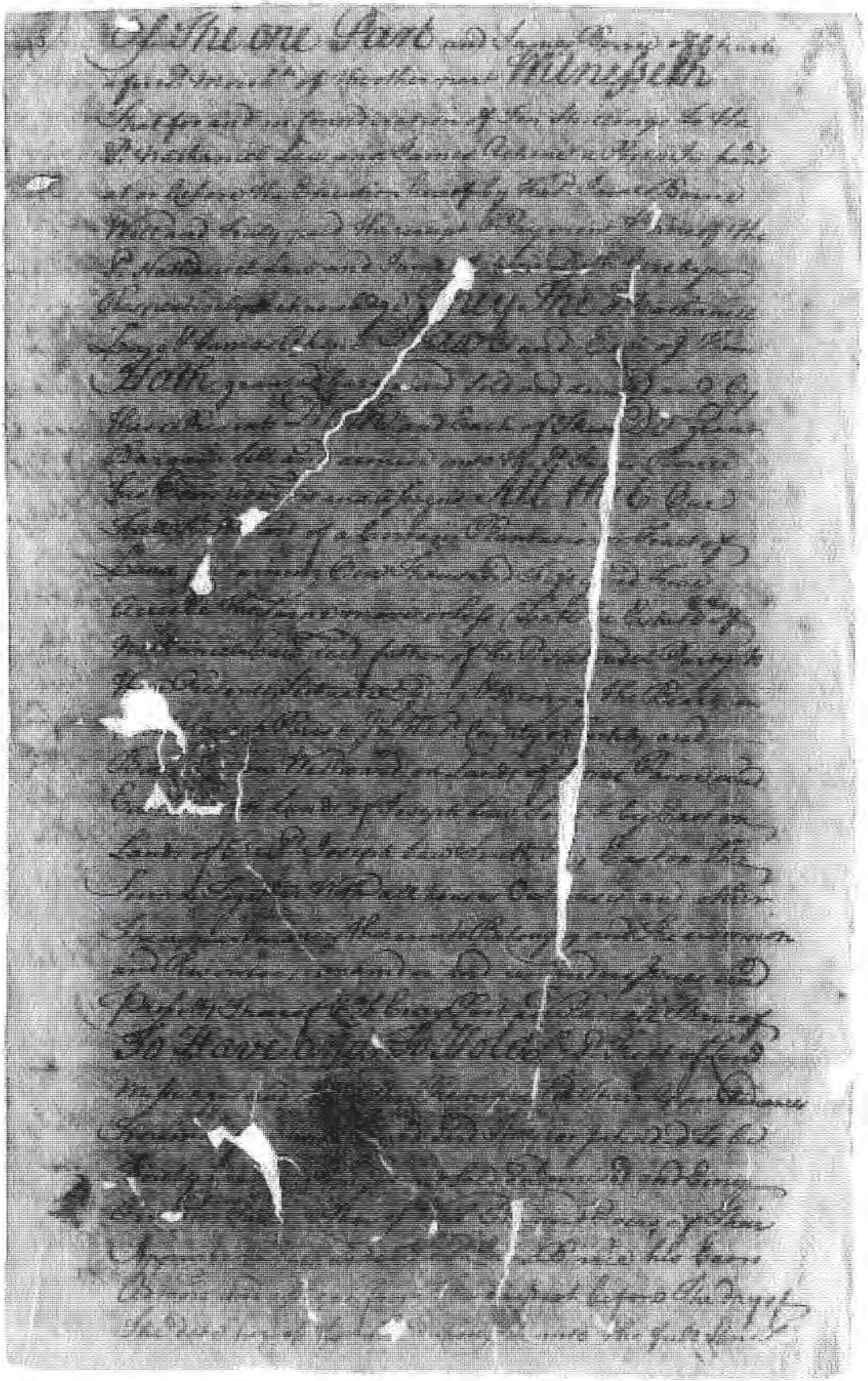
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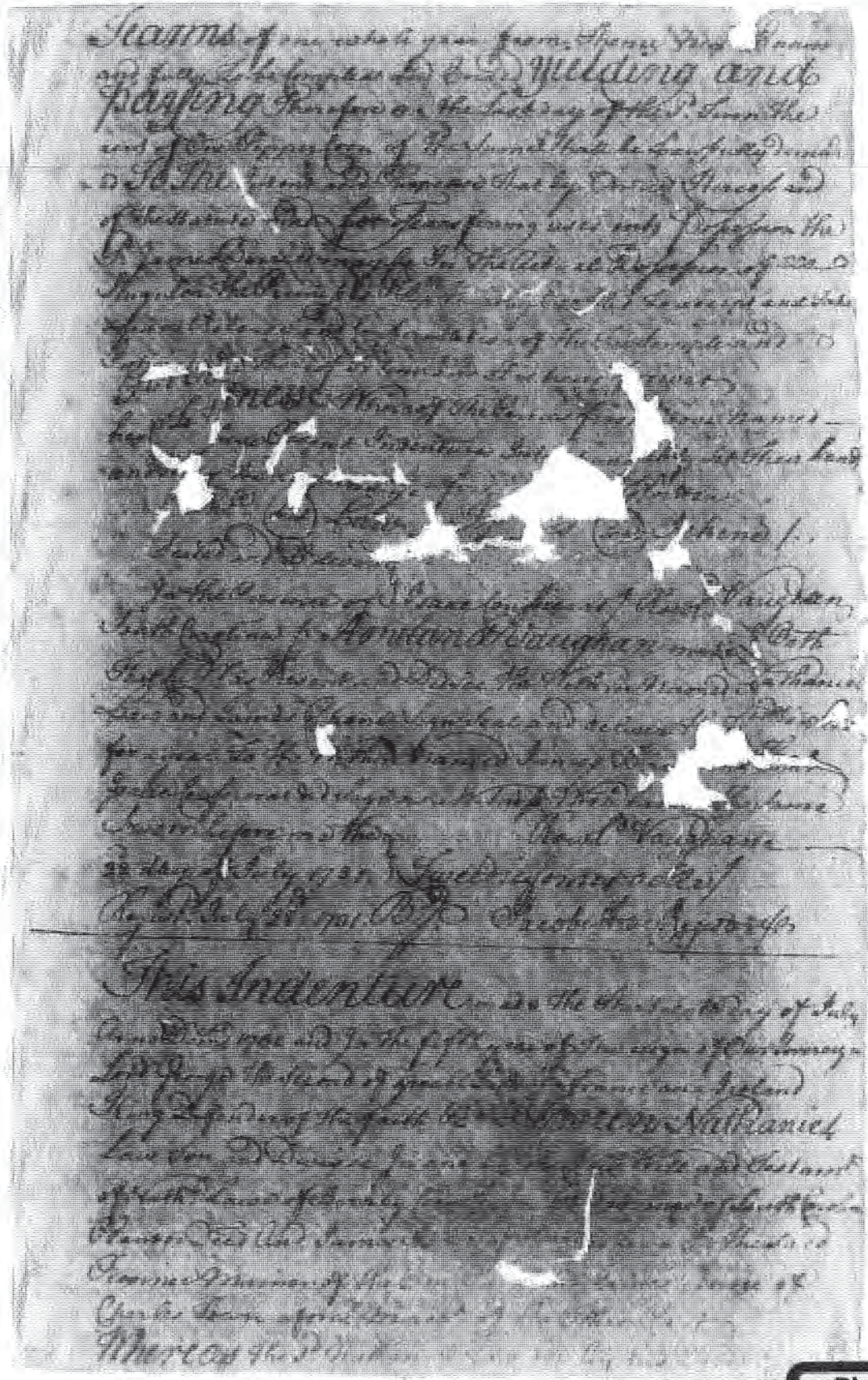
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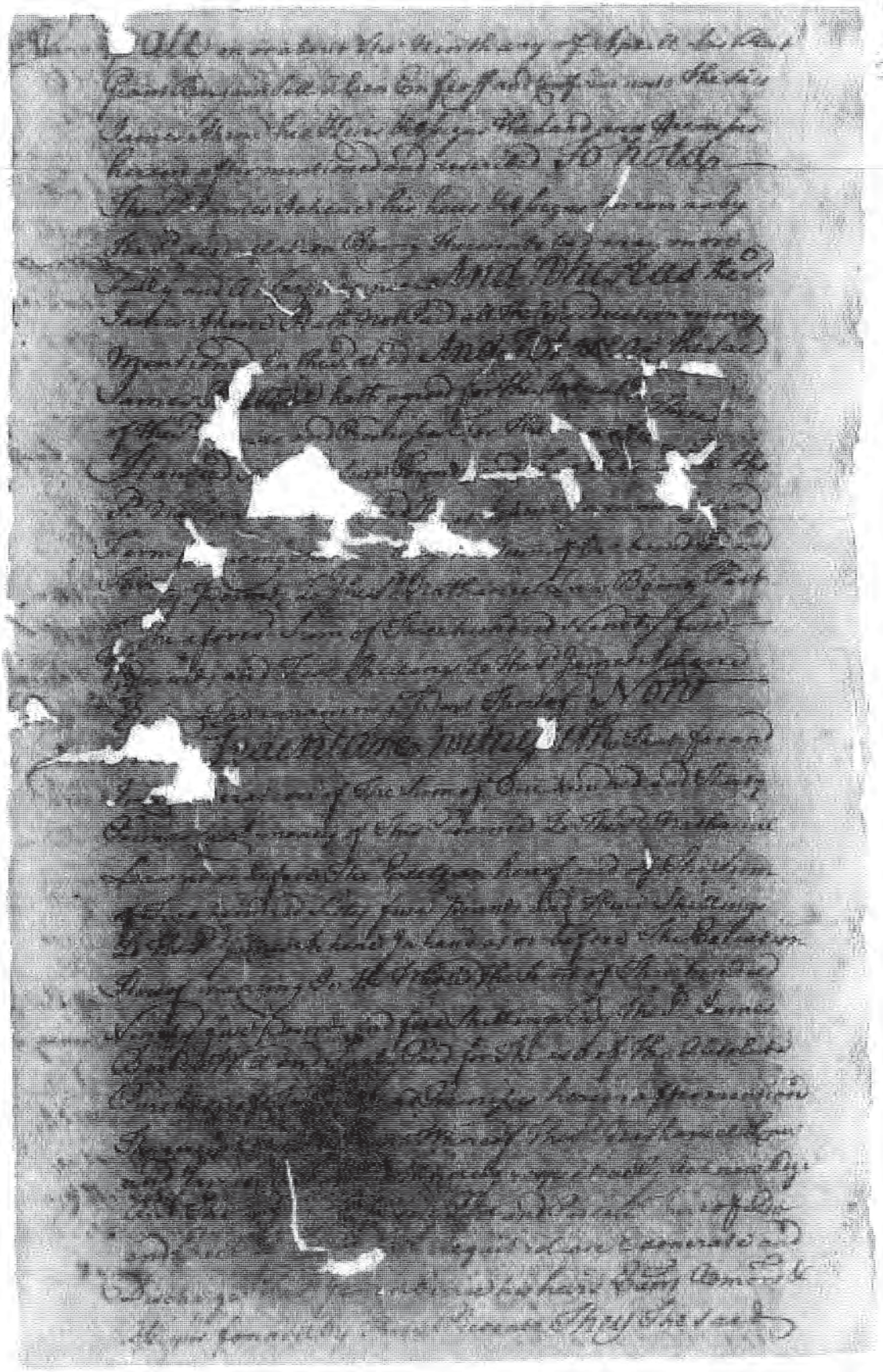
BK I
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18 B96
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This Indenture

CC-523-002427

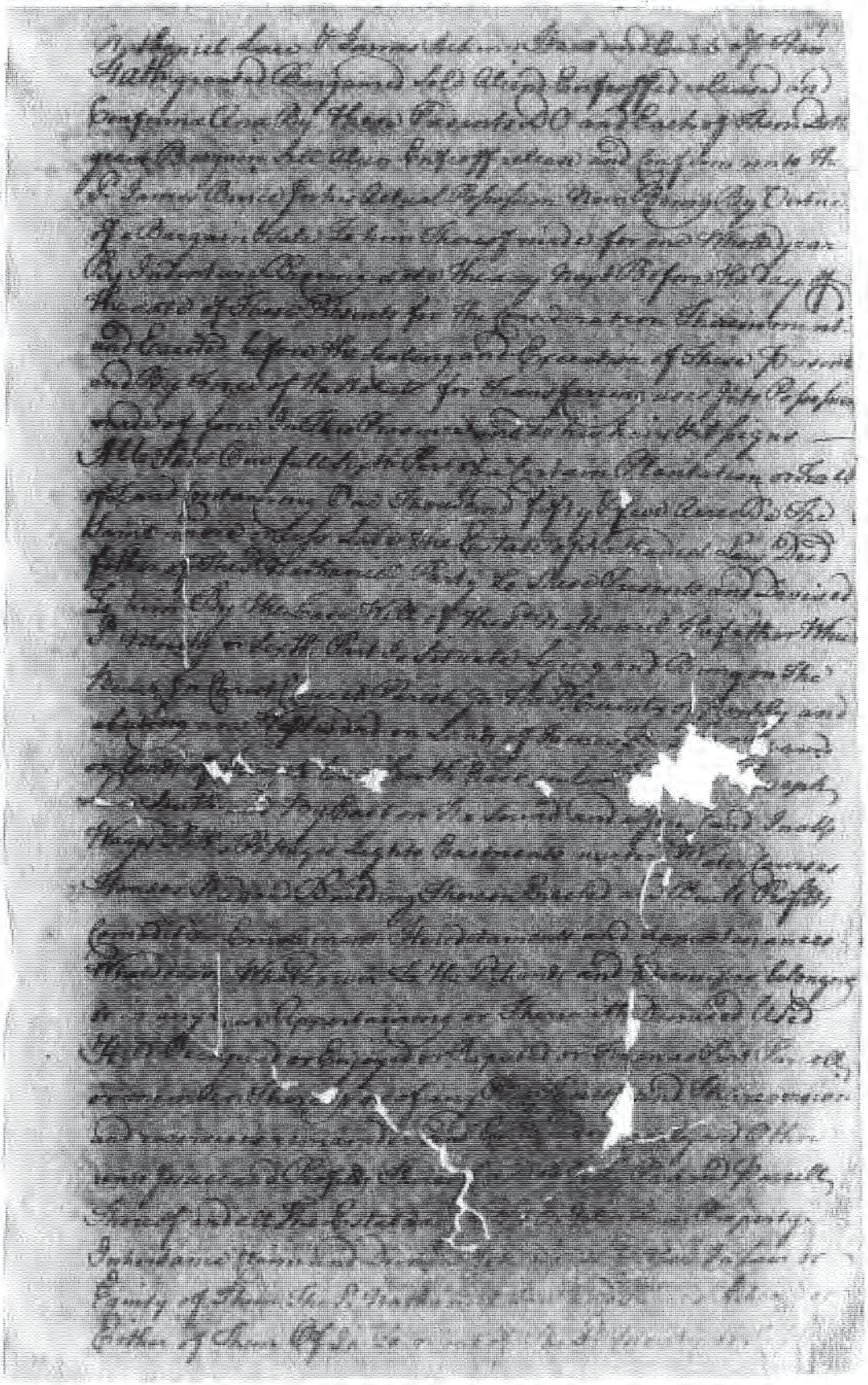
PLAINTIFF'S EXHIBIT
tabbies
ROA - 8218



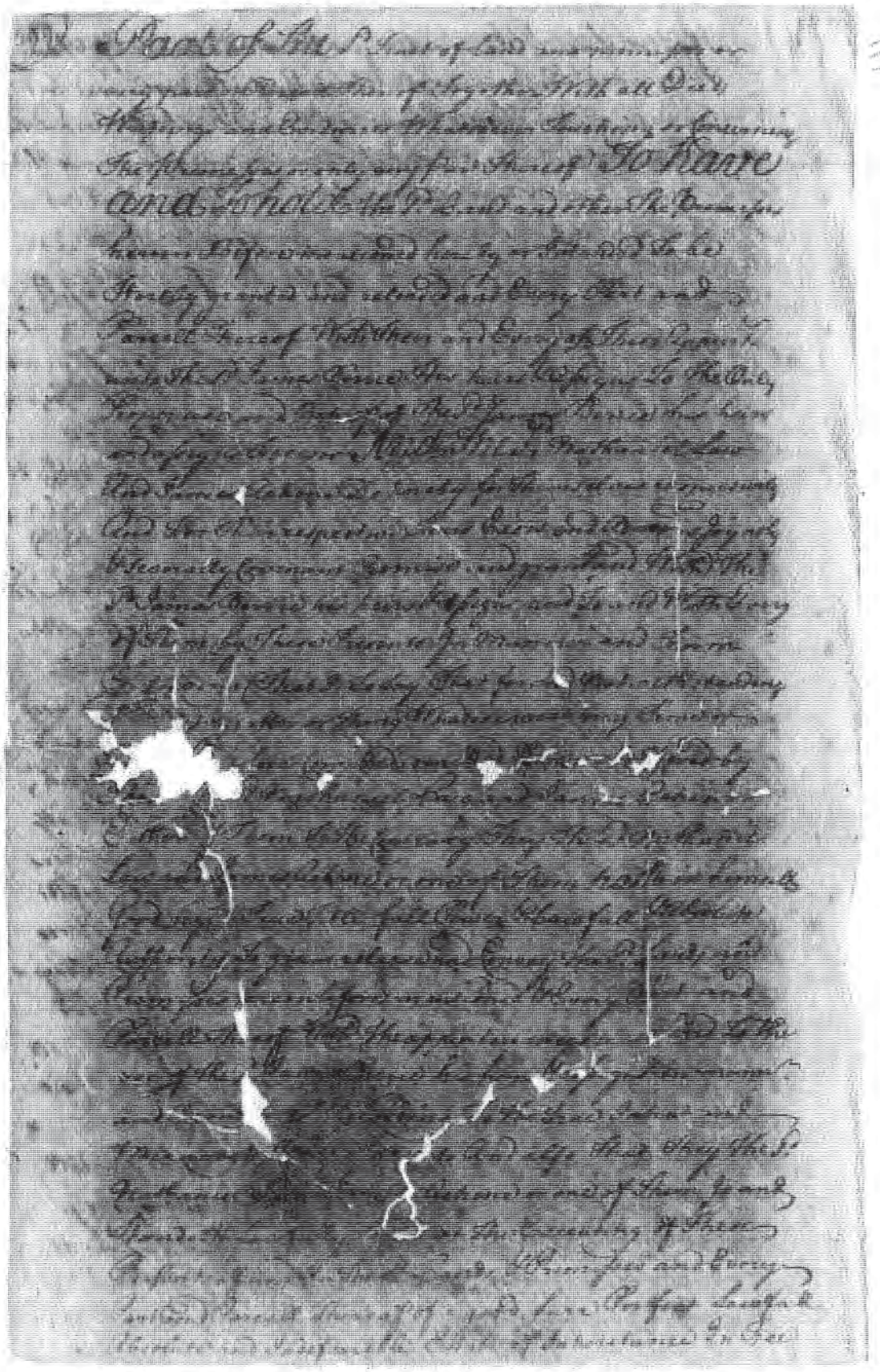
BK I
PG
217
CWB

CC-523-002428

BK I
18
373
EBB



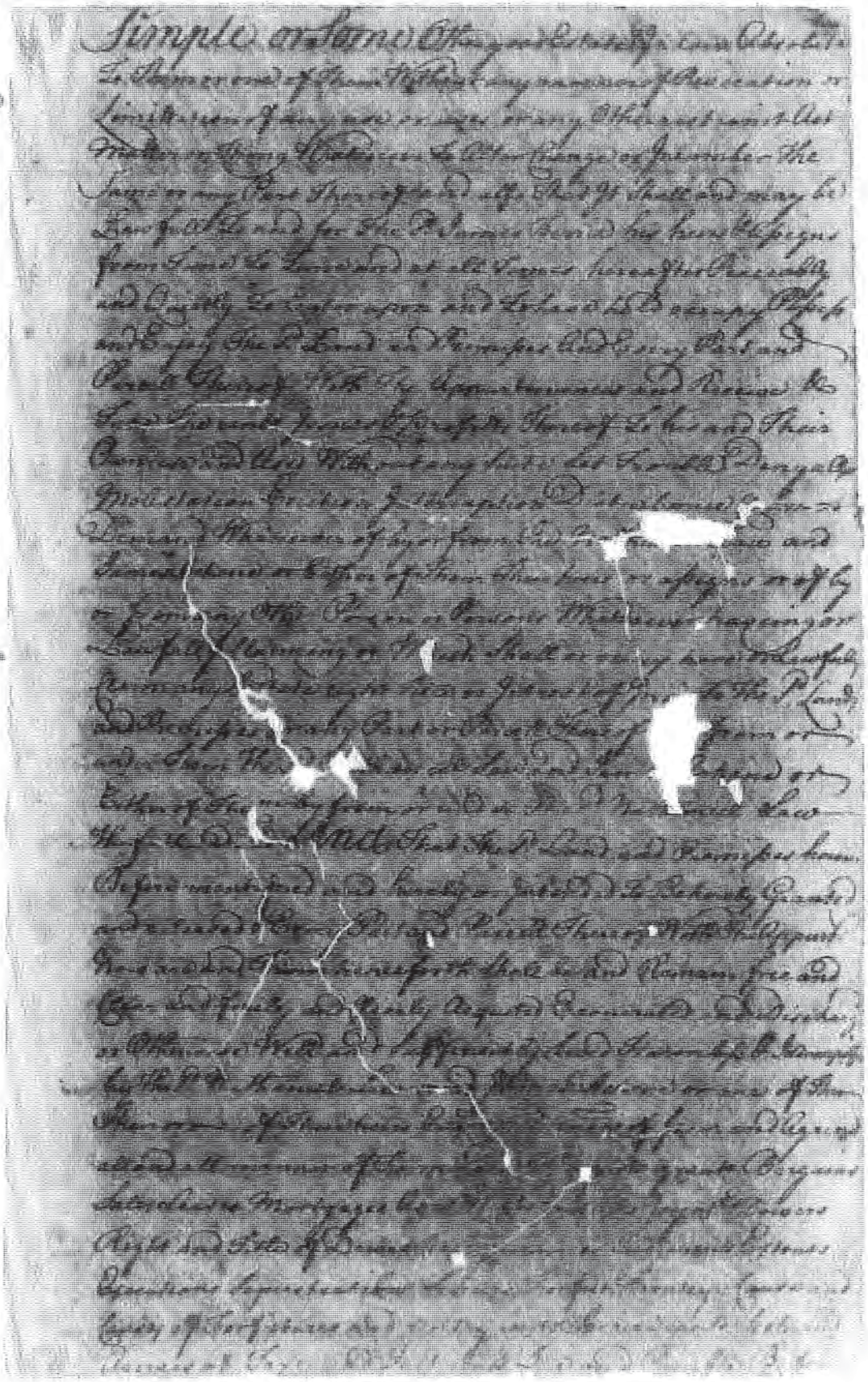
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BK F
PG
279
EEHB

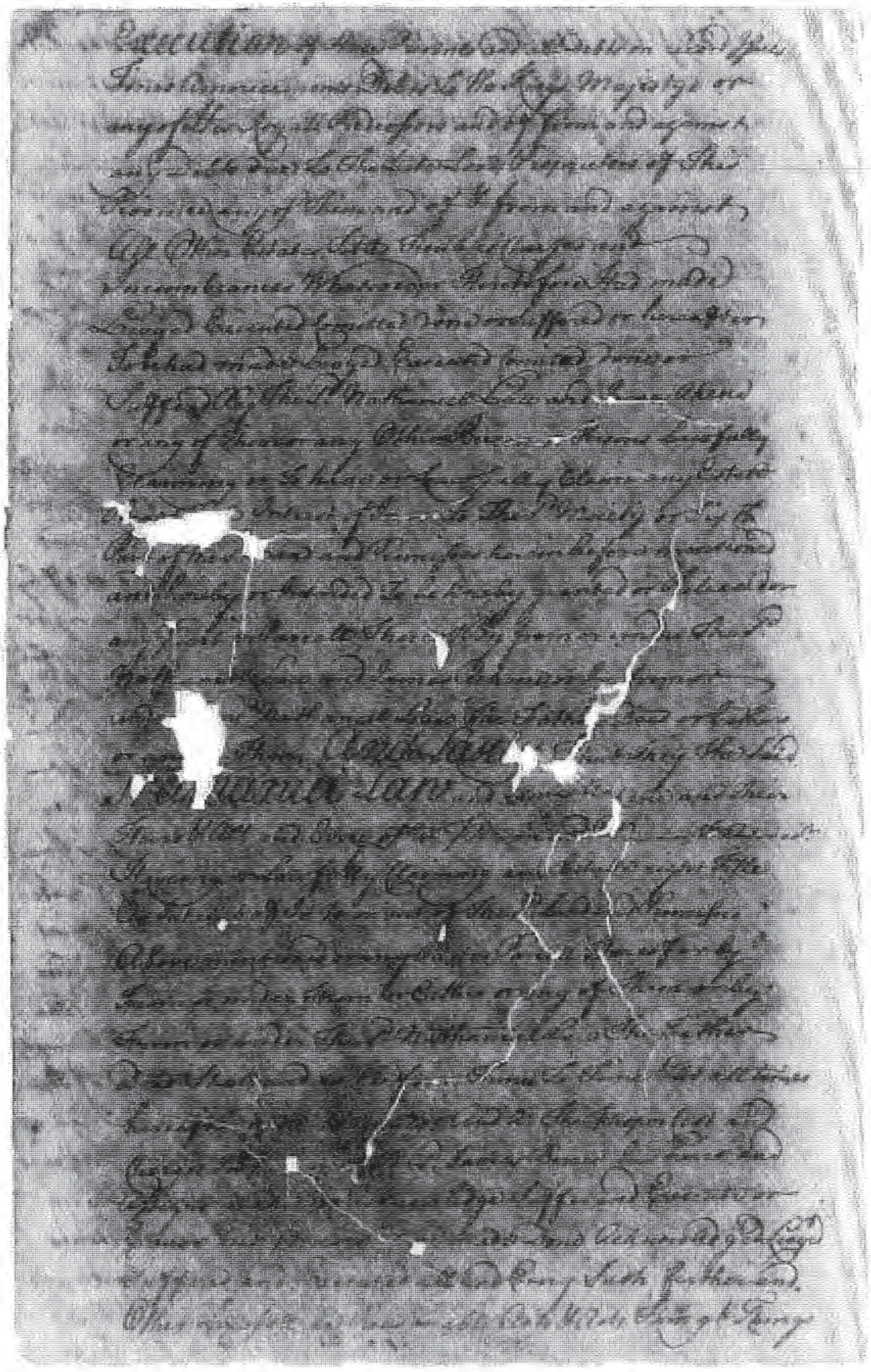
CC-523-002430

BK I
PG
440



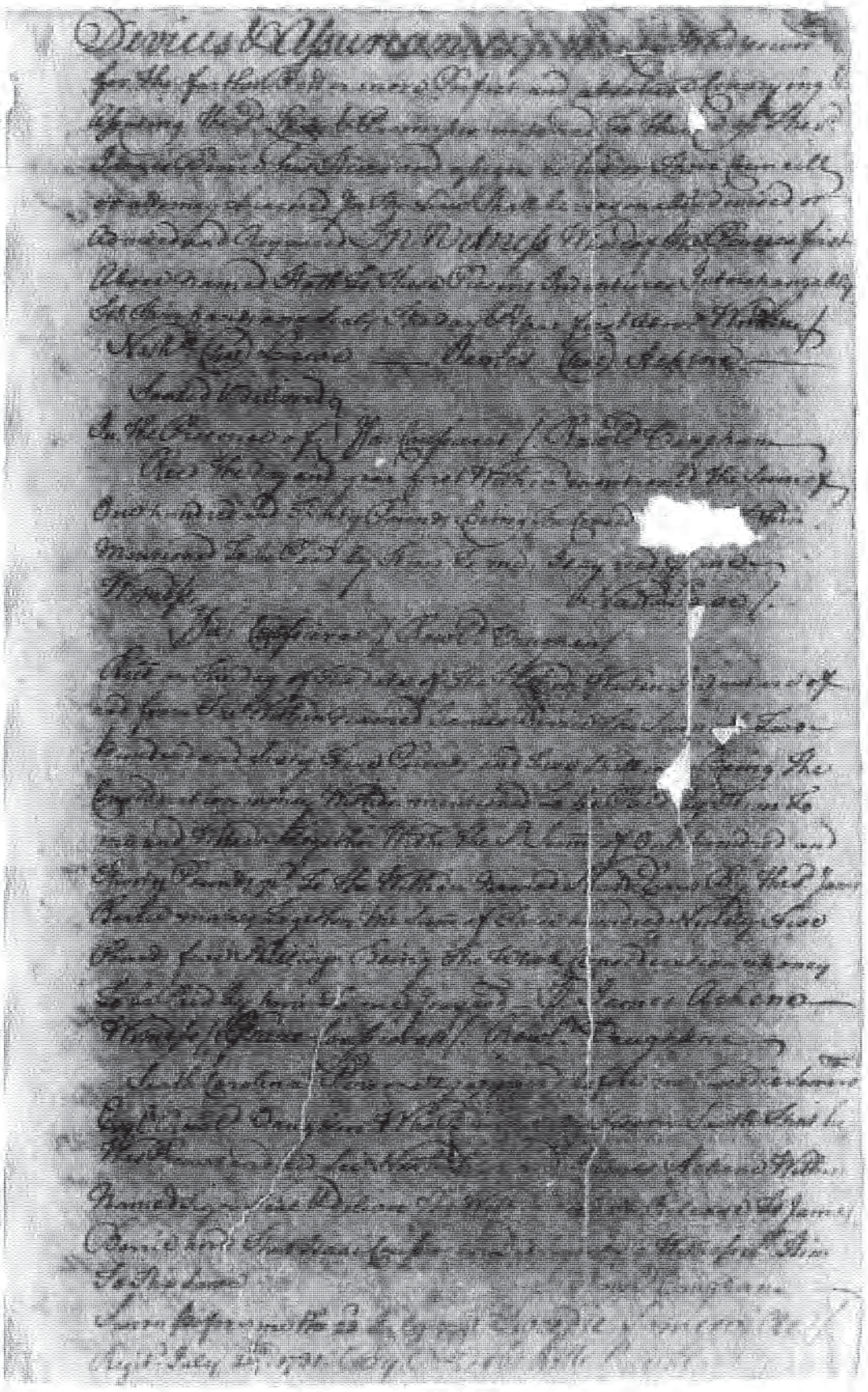
CC-523-002431

BK I
PG
401
ALB

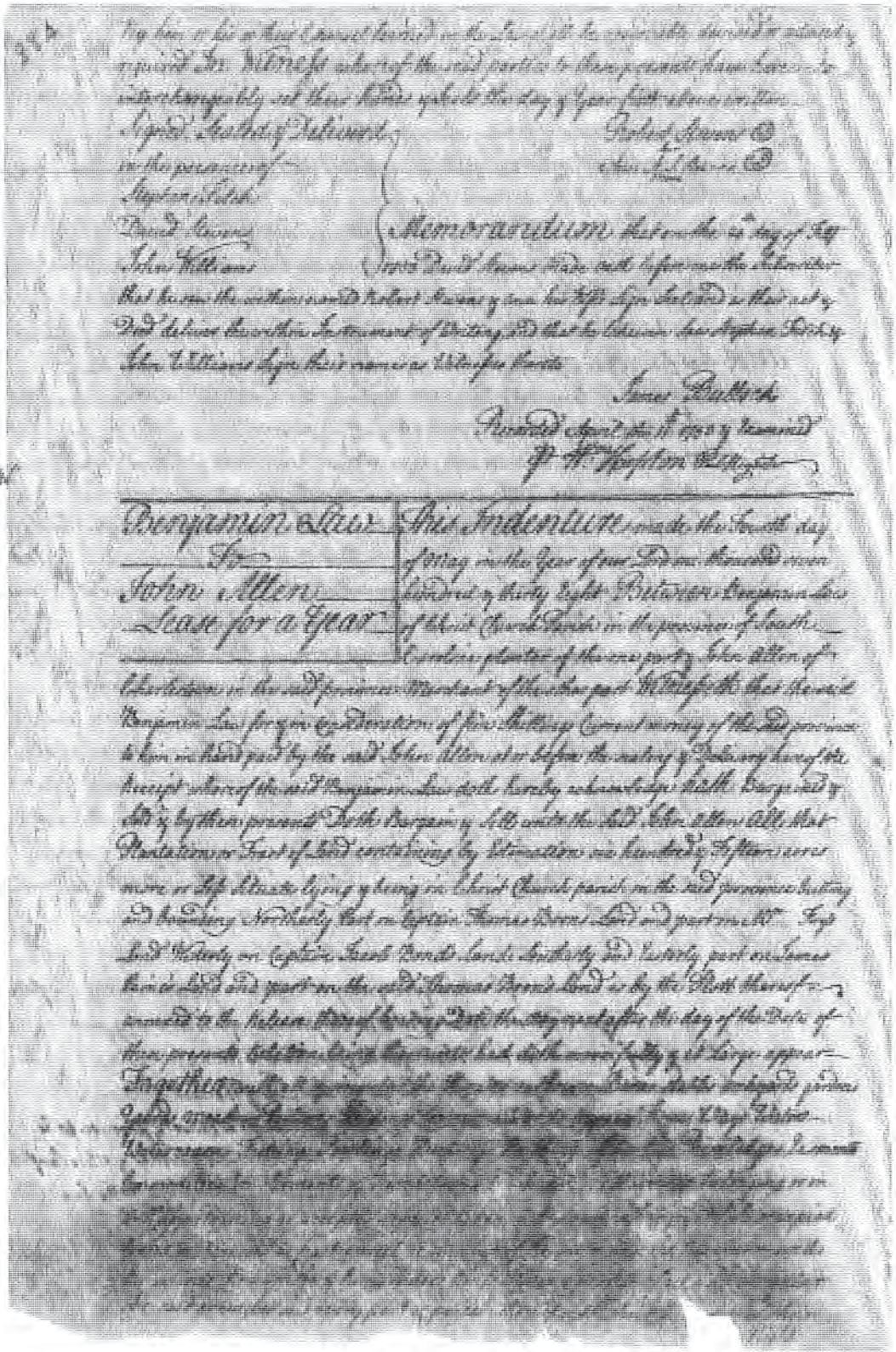


CC-523-002432

BK I
PS
402



CC-523-002433



Benjamin Allen
To
John Allen
Lease for a Year

This Indenture made the first day of May in the Year of our Lord one thousand seven hundred & sixty Eight Between Benjamin Allen of [illegible] in the province of South Carolina planter of the one party & John Allen of Charleston in the said province Merchant of the other part Witnesseth that the said Benjamin Allen for & in Consideration of the Rents Covenants & Agreements of the said John Allen to be paid by the said John Allen his Executors & Assigns hath Granted & by these presents Doth Grant & Demise unto the said John Allen his Executors & Assigns All that Plantation or Tract of Land containing by Estimation one hundred & fifteen acres more or less lying & being on Wando River parish in the said province Bounding Northerly part on Captain Thomas Bowes Land & part on Mr Fyfe's Land Westerly on Captain Isaac Bonds Land Southerly & Easterly part on Thomas Bowes Land & part on the said Thomas Bowes Land as by the Plat thereof annexed to these Presents more fully & at large appears To have & to hold the said Plantation & all & singular other the premises hereby granted or mentioned or intended so to be with the Appurtenances unto the said John Allen his Executors & Assigns from the day of the Date hereof for & during & unto the full End & Term of one whole year from thence next ensuing & fully to be compleat & ended Yielding & paying therefore unto the said Benjamin Allen his Executors & Assigns the Rent of [illegible] Pounds Current Money of the said Province on the Feast Day of the Annunciation of the Blessed Virgin Mary commonly called Lady Day in every year during the said Term without any Deduction Defalcation or Abatement for any Taxes Charges or Impositions whatsoever to be assessed or imposed upon the said Premises by Authority of the General Assembly of the said Province or otherwise howsoever And the said John Allen for himself his Executors Administrators & Assigns doth Covenant Promise & Grant to & with the said Benjamin Allen his Executors & Assigns by these Presents that he the said John Allen his Executors Administrators & Assigns shall & will well & truly pay or cause to be paid unto the said Benjamin Allen his Executors & Assigns the said Yearly Rent of [illegible] Pounds Current Money of the said Province on the Feast Day of the Annunciation of the Blessed Virgin Mary commonly called Lady Day in every year during the said Term without any Deduction Defalcation or Abatement for any Taxes Charges or Impositions whatsoever to be assessed or imposed upon the said Premises by Authority of the General Assembly of the said Province or otherwise howsoever And the said John Allen for himself his Executors Administrators & Assigns doth Covenant Promise & Grant to & with the said Benjamin Allen his Executors & Assigns by these Presents that he the said John Allen his Executors Administrators & Assigns shall & will well & truly pay or cause to be paid unto the said Benjamin Allen his Executors & Assigns the said Yearly Rent of [illegible] Pounds Current Money of the said Province on the Feast Day of the Annunciation of the Blessed Virgin Mary commonly called Lady Day in every year during the said Term without any Deduction Defalcation or Abatement for any Taxes Charges or Impositions whatsoever to be assessed or imposed upon the said Premises by Authority of the General Assembly of the said Province or otherwise howsoever

Sealed Signed & Delivered
in the presence of
Stephen Bull
Wm Bull Junr
John Allen

Memorandum that on the 2nd day of May Anno Domini 1768 Benjamin Allen the within named Robert Evans & Wm Bull Junr did appear before me the Honble Robert Wm Bull Esqr one of His Majesties Honble Council for this Province & Chief Justice of the Court of Sessions & Common Pleas & Wm Bull Junr Esqr Attorney General for His Majesty in this Province & severally make Oath that they did see the within named Benjamin Allen sign seal & as his Act & Deed deliver the within Indenture for the uses & purposes therein mentioned & that they did see Robert Evans & John Allen the other witnesses thereto subscribe their names as witnesses in their presence

Wm Bull
Sworn before me this day & year above written
R. W. Bull

Recorded the 2nd day of May 1768
in Book [illegible] Page 284

Br. M.M. Bk. 284 1768

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15, 2013
BY: [illegible]

CC-523-002434

PLAINTIFF'S EXHIBIT
tabbies
CC-6
ROA_8225

SPMM 285 PG 285 NP21

Right members & appurtenances to have and to hold the said plantation or tract of land containing by estimation one hundred & fifteen acres more or less with all and singular other the premises hereinbefore mentioned or intended to be hereby bargained & sold with their and every of their Rights Members & appurtenances unto the said Lt Allen his Executors & Administrators & assigns from the Day next before the day of the Date of these presents for & During & unto the full end and term of one whole year from thence next ensuing and fully to be compleat and ended Yielding and Paying therefore unto the said Benjamin Law his heirs & assigns the rent of one pepper corn only on the last Day of the said Term if the same shall be demanded To the Intent and purpose that by virtue of these Presents and of the statute for Transferring Uses into Possession the said Lieu Allen may be in the actual possession of all & singular the hereby bargained and sold premises with their Appurtenances and may be thereby enabled to accept & take a grant or Release of the Reversion and Inheritance thereof to him and his heirs for ever in such manner & form & use Intent & purpose as the said Benjamin Law doth intend to grant or release the same by Indenture intended to bear Date the day next after the day of the Date of these presents In Witness Whereof the said parties to these presents have hereunto interchangeably set their hands & seals the Day & Year first above written.

Benjamin Ld Law

Sealed and Delivered
In the Presence of
James Paine
Robert Paine
Borgan Reynaldy

Memorandum That on this Tenth Day of may Anno Domini 1763 Personally Came and appeared before me Thomas Lamboll Esq. one of his majesties Justices of the Quorum Mr James Paine one of the subscribing Witnesses to the above Indented Lease and being Duely Sworne on the holy Evangelists made oath that he was personally present and saw Mr Benjamin Law Signe Seal and as his act & Deed deliver the said Lease for the uses therein mentioned and that he also saw the other two Witnesses Robert Paine and Borgan Reynaldy Signe their names respectively as Wicks to the same.

Sworne the day and Year aforesaid before me. Thomas Lamboll

Recorded April the 11th 1764 & Examined
per Wm Hopton Regr

Benjamin Law To Lieu Allen Release	This Indenture made the fifth Day of in the Year of our Lord One thousand seven hundred Sixty eight Between Benjamin Law of Christ

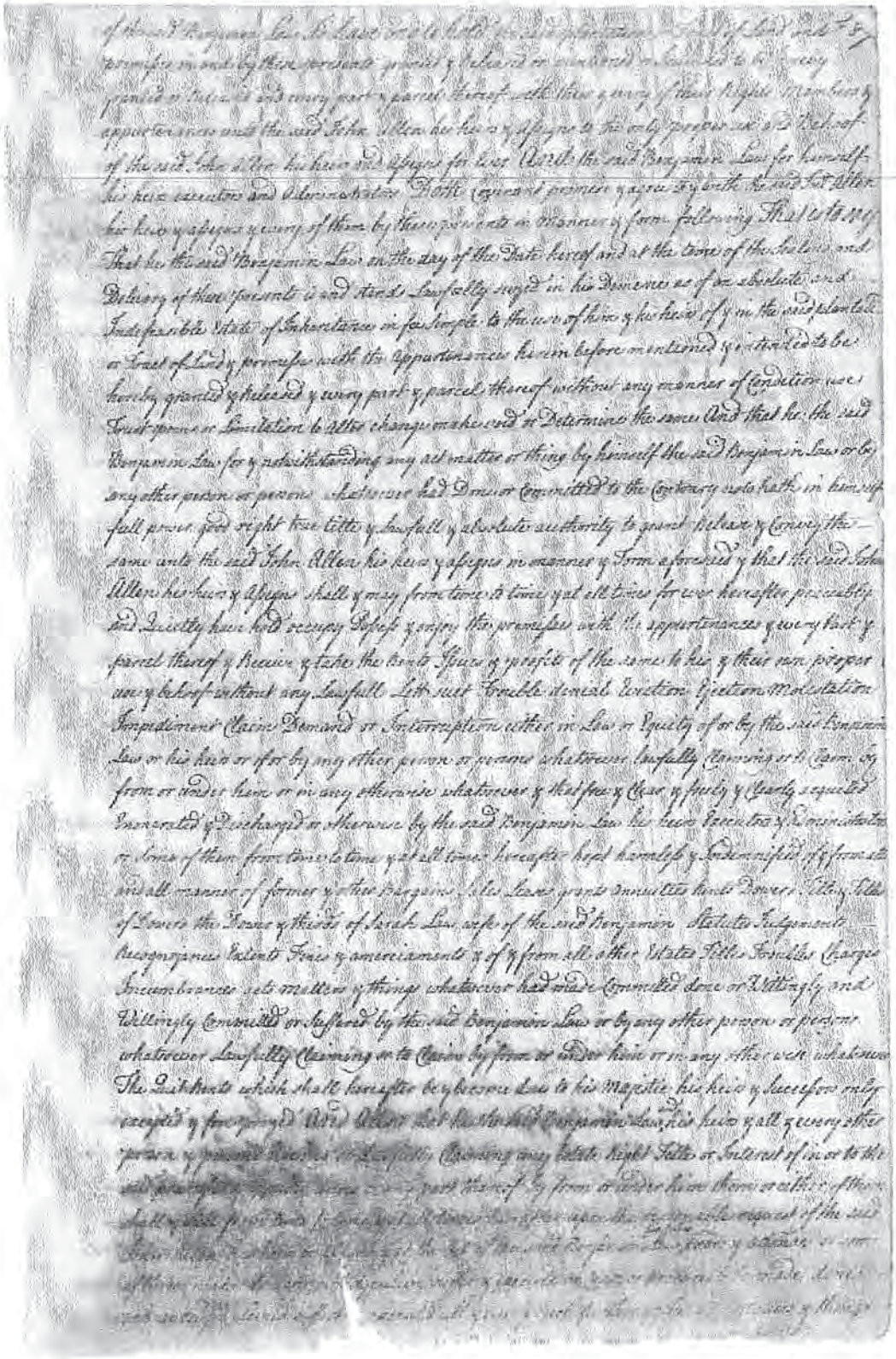
CC-523-002435

BrMM 43 286 NYPL

thereof fully satisfied contented and paid and thereof and of every
every part and parcel thereof doth acquit release and discharge the said John
Allen his heirs executors and Administrators for ever by these presents He the
said Benjamin Carr hath granted bargained sold aliened Assigned
Released and Confirmed and by these presents Doth grant Bargain
Sell Alien Assign Release and Confirm unto the said John Allen (in his
actual possession now being by virtue of a bargain and sale to him thereof
made by the said Benjamin Carr by Indenture bearing date the day next
before the day of the date of these presents for the term of one whole year
commencing from the day next before the day of the date of the same
Indenture and by virtue of the Statute for transferring uses into
possession) and to the Heirs and Assigns of the said John Allen for ever
All that Plantation or Tract of Land containing by estimation Four
hundred and fifteen Acres more or less scituate lying and being in
Christ Church Parish in the said Province bulting and bounding
Northerly part on Captain Thomas Broome's Land and part on Mrs
Bridget Frys Land, Westwardly on Captain Jacob Bonds Land Southerly
and Easterly part on James Paynes Land and part on the said Thomas
Broom's Land as by the Plott thereof hereunto annexed relation being
thereunto had Doth more fully and at large appear Together with
all and singular the Houses Outhouses Barns Stables Orchards Gardens
Yards Meadows Pastures Feedings Commons Woods Coppices Fences Ways
Waters Water courses Fishings Fowlings Huntings Hawkings Liberty
Privileges Easements Commodities Emoluments and Hereditaments
whatsoever thereunto belonging or in anywise appertaining or accepted
reputed taken or known used enjoyed held occupied leased or demised
as part parcel or member of the same and the Reversion and Reversions
Remainder and Remainders Rents Issues and Profits of all and singular
the said Premises and every part and parcel thereof with their and every
of their Rights Members and Appurtenances and all the Estate Right
Title Interest possession property Claim and demand whatsoever of
him the said Benjamin Carr of in and to the said Plantation or Tract of
Land and Premises herein before granted and Released or mentioned and
intended to be hereby granted and Released and every or any part or parcel
thereof Together with all Houses Edifices and Buildings
Hereditaments thereunto belonging or appertaining and every
part thereof fully and

CC-523-002436

BRMA
PP 287
1924



CC-523-002437

BB MM pg 288

Conveyance & Assurance in the Law that may be for the further better & more effectual Granting & Assuring all & singular the premises herein before mentioned & intended to be hereby granted Released & Confirmed & every part & parcel thereof with their & every of their rights Members & appurtenances to the only proper use & behoof of the said John Allen his heirs & assigns for ever & by the said John Allen his heirs or assigns or his or their Counsel Learned in the Law shall be reasonably devised or Desired & Required And Lastly that he the said Benjamin Law and his heirs the said plantation or Tract of Land & premises herein before mentioned or intended to be hereby granted Released & Confirmed & every part & parcel thereof with their & every of their rights Members & appurtenances unto the said John Allen his heirs & assigns against him self the said Benjamin Law his heirs & assigns and against all & every other person & persons whatsoever Lawfully claiming or to Claim the same shall & will from time & time & at all times hereafter Warrant & for ever Defend by these presents In Witness Wherof the said parties to these Presents have hereunto interchangeably set their Hands & Seals the Day & Year first above written.

Sealed & Delivered the words [illegible] against himself the said Benjamin Law his heirs and assigns being first Interlined between the third & fourth line from the End of the last Sheet in the presence of us

James Paine
Robert Paine
Bryan Hyanday

Benjamin Law

Received the day & year first within written Three Thousand Eight hundred Pound Lawfull Current money of South Carolina being the within mentioned Consideration money to have been paid to me

Benjamin Law

Witness James Paine
Robert Paine, Bryan Hyanday

Memorandum That on this present Tenth day of May Anno Domini 1788 Personally came & appeared before me Thomas Lambell Esqr one of his Majesty's Justices of the Quorum Mr James Paine one of the Witnesses to the within Indented Deed of Release and above Receipt and being Duely Sworn on the Holy Evangelists of Almighty God declared that he was Personally present & saw Mr Benjamin Law Sign Seal & as his act & Deed deliver the said Deed of Release & also Sign the said Receipt for the sum therein mentioned and that he the deponent Likewise saw Mr Robert Paine & Mr Bryan Hyanday the other two witnesses respectively sign their names as such as well to the said Deed as the said Receipt.

Sworn before me the Day & year above written

Thomas Lambell

[illegible]

South Carolina } Before me the Subscriber a Justice of the Peace
Berkley County } for the County aforesaid Personally came
Robert Paine Esqr } and made Oath that he saw the within named
Benjamin Law Sign Seal & as his Act & Deed Deliver the within
Deed of Release for the uses & purposes therein Mentioned
and that he with James Paine Esqr the other Witness Did
Subscribe their Names as Witnesses thereto in the Presence
of the said Benjamin Law

Sworn to before me this 10th day of August 1788

Thomas Lambell

Recorded 10th August

CC-523-002438

of Christ Church parish in the Province of South Carolina Planter dated 25
Jordain Greening &c. Whereas the said Benjamin Law late Husband
of the said Sarah during the Coverture, did by certain Indentures of Lease
and Release made and executed between the said Benjamin Law of the one
part and John Allen of Charles Town in the Province aforesaid Merchant of the
other part the Lease bearing date the Fourth day of May Anno Dom 1739 and
the Release the day next (then) following, for the consideration therein respectively
mentioned, Grant Bargain Sell Release and Confirm unto the said John Allen
his heirs and Assigns for ever All that Plantation or Tract of Land
containing by Estimation Six hundred and fifteen Acres more or less Scituate
lying and being in the Parish aforesaid butting and bounding Northerly part
on Captain Thomas Boones land and part on Mrs. Bridget Frys land
Westerly on Captain Jacob Bonds land, Southerly and Easterly part on Mr.
James Paynes land, and part on the said Thomas Boon's land as by a Plat
thereof annexed to the said Indenture of Release appeared Together with
all and singular the Houses Outhouses Barns Stables Woods Fences Comodities
Emoluments and Hereditaments whatsoever thereunto belonging or in any
wise appertaining To have and To Hold the said Plantation and
Premises with the Appurtenances unto the said John Allen his heirs and
Assigns to the only proper use and behoof of the said John Allen his heirs &
Assigns for ever as in and by the said Indentures relation being thereunto
had doth and may more fully and at large appear Now Know Ye
that the said Sarah Law for and in consideration of the Sum of Five hund.
pounds Current money of the said Province to her in hand at & before the sealing and Delivery
of these presents by the said John Allen well & truly paid the Receipt whereof is hereby acknowledged
And the said John Allen, his Heirs Executors Administrators and Assigns thereof and of and from
every part and parcel thereof exonerated acquitted & discharged for ever by these presents hath
Remised Released and for ever quit Claimed, and by these presents Doth fully freely clearly &
absolutely Remise Release & for ever quit Claim unto the said John Allen, All & all manner
of Dower & Right and Title of Dower whatsoever which she the said Sarah Law now hath
may might should or of right ought to have or Claim of, in, to or out of all or any and every
part & parcel of the said plantation or Tract of Land and premises, with the appurtenances
herein above mentioned and all manner of actions and Writs of Dower whatsoever or
in any wise she the said Sarah Law now may have for her or in her name, any Manner of
Dower or Writ or Writs of Dower and all manner of Right or Title of Dower of or in the said
plantation or Tract of Land & premises with the appurtenances or of or in any part or
parcel thereof so that neither she the said Sarah Law nor any person or persons in her name
or behalf shall or may have or Claim or prosecute against the said
John Allen his heirs or Assigns the same shall be void, Released and for
ever Acquitted by these presents In Witness whereof she the said Sarah Law hath hereunto
set her hand and seal this twenty ninth day of September in the Year of
Our

CC-523-002439

30

Reign of his majesty King George the Second Anno Domini 1733
Seized and Delivered in the presence of } Sarah Law
the within mentioned
Thomas Lambolt
Thomas Barksdal } Received the day and year with in mention of
the within named John Ballentine Two hundred
Pounds being the Consideration money within mentioned Received p
Law Sarah Law
Witness
Thomas Lambolt
Thomas Barksdal } Before Jacob Motte Esqr one of his majestys Justices
assigned to keep the peace for Berkley County personally appeared
Thomas Lambolt one of the Subscribing Witnesses to the within Deed of Release of Dower &
Receipt thereon Indorsed and made oath that he was present and did see the within named
Sarah Law Sign Seal and as her act & Deed deliver the said Deed of Release of Dower and
also Signe the said Receipt for the uses therein Mentioned and that he the Deponent likewise did See Thomas Barksdal the other Witness subscribe his Name as such to
the said Deed & the said Receipt.
Sworn before me the 3. day of April 1733. Jacob Motte
Recorded April the 12th 1733 & Examined
p Wm Hopton Secry

John and James Ballantine To Solomon Middleton Lease for a Year	This Indenture made the fifth Day of June in the Year of our Lord one thousand Seven hundred and thirty three And in the Sixth Year of the Reign of our Sovereign Lord

George the Second by the grace of God of Great Britain France and Ireland King Defender of the Faith &c Between John Ballantine and James Ballantine both of Charlestown In the province of South Carolina Gent.n of the one part and Solomon Middleton of said Town and province afsd of the other part Witnesseth that for and in Consideration of the sume of Ten Shillings Current Money of South Carolina To the said John Ballantine and James Ballantine Inhand at or before the sealing and Delivery of these presents well & truly paid by the said Solomon Middleton the receipt whereof is hereby acknowledged They the said John Ballantine and James Ballantine have and either of them hath granted Bargained Sold and by these presents Do and either of them Doth Grant Bargain Sell unto the said Solomon Middleton his Executors and Administrators and the one of them Survivor of them Heirs during the Term of one whole Year from the Day next before the Day of the Date hereof yielding and paying therefor the Rent of one Pepper Corn if the same be lawfully demanded the first Payment thereof to begin from the first Day of the Term aforesaid and so to be paid yearly during the Term aforesaid and the said John Ballantine and James Ballantine for themselves their Heirs Executors and Administrators do Covenant Promise and Grant to and with the said Solomon Middleton his Executors Administrators and Assigns by these presents that they the said John Ballantine and James Ballantine or one of them shall and will Warrant and Defend the premises hereby granted unto the said Solomon Middleton his Executors Administrators and Assigns against the Claim or Demand of any person or persons whatsoever for the Term aforesaid and that the said Solomon Middleton his Executors Administrators or Assigns shall and may peaceably and quietly have hold occupy possess and enjoy the premises hereby granted for the Term aforesaid without any Let Suit Trouble Molestation Eviction or Disturbance of them the said John Ballantine and James Ballantine or either of them their Heirs Executors Administrators or Assigns or any other person or persons whatsoever lawfully claiming or to claim by from or under them or any of them And the said John Ballantine and James Ballantine for themselves their Heirs Executors and Administrators do Covenant Promise and Grant to and with the said Solomon Middleton his Executors Administrators and Assigns by these presents that they the said John Ballantine and James Ballantine or one of them shall and will during the Term aforesaid at their own proper Costs and Charges make do and Execute or cause to be made done and Executed all and every such further and other reasonable Act or Acts Thing or Things Device or Devices in the Law whatsoever for the further better more perfect and absolute Granting and Assuring the premises hereby granted unto the said Solomon Middleton his Executors Administrators and Assigns for the Term aforesaid as by the said Solomon Middleton his Executors Administrators or Assigns or his or their Counsel learned in the Law shall be reasonably Devised Advised or required and that

312

John Savage & Wife
To
William Scott
Lease for a Year

BKMM
312
B&B

This Indenture made the first day of February in the year of our Lord One thousand Seven hundred and Fifty Four Between John Savage of Charles Town in the Province of South Carolina Merchant and Anne his Wife of the one part and William Scott of the same Town and Province Merchant of the other part Witnesseth That the said John Savage & Anne his Wife for & in Consideration of the sum of ten Shillings Lawfull money of the said Province to them or One of them in hand paid by the said William Scott at or before the Sealing and Delivery of these Presents the Receipt whereof is hereby Acknowledged Have Granted, Bargained, Sold and by these Presents Do grant, bargain & Sell unto the said William Scott his Exors, Administrators and Assigns All that Part or Parcel of a Town Lott Situate lying and being in Charles Town aforesaid and known in the Genetal Plan of the said Town by the Number two hundred and Ninety Seven with a Messuage or Tenement built thereon Situate on the East side of a certain great Street, that Leadeth from Ashley River Northwardly to the Great Street commonly called Broad Street, which part or Parcel of the said Town Lott Measures and Contains in Breadth from North to South forty one feet of Assize and in depth from the first mentioned Street One hundred and thirteen Feet and an half or near thereabout, and is butting and bounding to the Northward on other part of the same Lott heretofore belonging to Edmond Holland and now to Daniel Cranford to the Eastward on Land now or heretofore of John Vanderhost to the Southward on Land belonging to or in possession of the Heirs of John Ballentine and to the Westward on the great Street Leading from Ashley River aforesaid Also All that Plantation or Tract of Land containing by Estimation Seven Hundred and fifteen Acres (little) more or less scituate lying and being in Christ Church parish in the Province aforesaid butting and bounding Northerly part on Land now or heretofore of Captain Thomas Boone and part on Land now or heretofore of Mr. Bray Westerly on Captain Jacob Bonds Land Southerly and Easterly part on Land heretofore of James Peirs and the said Thomas Scott [illegible] all those Messuages or Parcels of Land in Granville County [illegible] Bounding [illegible] all the part on each side [illegible] North and South East on Land heretofore of Captain Thomas Boone and part on Land formerly of Noah Serjeant & South West on Land [illegible] and John Wright [illegible]

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: 5-16-13
BY: Paul Thomas

CC-523-002441

PLAINTIFF'S EXHIBIT
tabbies
CCROA 8232

Creek and the Mouth of Nine Miles River and the said Farmers
Land Together with all Houses, Outhouses, Edifices, Sheds, Buildings, Barns
Stables, Gardens, Orchards, Trees, Woods, Lakes, Ponds, fishings, Mills, Waters
Water Courses, Ways, Paths, Passages, Lights, Easements, Rights, Liberties
Privileges, Improvements, Hereditaments and Appurtenances whatsoever
thereunto belonging or in any Wise Appertaining and the Reversion and
Remainder thereof To Have and to Hold the said part or Parcel of a
Town Lott N° 297 and all those Plantations or Tracts of Land Containing Seven
Hundred & fifteen Acres, four hundred Acres & Six hundred Acres of Land
and Premisses above bargained Sold or Mentioned & Intended to be here-
by bargained & Sold with their and every of their Rights members and
Appurtenances unto the said William Scott his Executors Administrators
and Assigns from the day next before the day of the date hereof for and
during and unto the full end & Term of One whole Year from thence next
Ensuing and fully to be Compleat & Ended Yielding and Paying
therefore the Rent of One Pepper Corn if Demanded To the Intent that by
Virtue of these Presents, and by force of the Statute made for trans-
ferring of uses into Possession the said William Scott may be in the
Actual Possession of all and singular the said Premisses and thereby
Enabled to take and Accept a Grant & Release of the Reversion &
Inheritance thereof to him his heirs & Assigns Absolutely for ever
In Witness whereof the said Parties have hereunto Interchangeably
set their Hands & Seals Dated the Day & year first above Written.

Sealed & Delivered
In the Presence of
James Mackay
Jnº. Remington

John Savage (L.S.)
Ann Savage (L.S.)

John Remington Maketh Oath, That he was Present & did see the within
named John Savage and Ann his wife sign seal and as their Act and
Deed Deliver the within Indenture of Lease for a Year, to & for the Uses
and Purposes therein mentioned. That James Mackay was also
Present & with the Deponent subscribed his Names as Witness to
the same.

Sworn the [illegible]
of April A.D. 1753
[illegible]

Recorded [illegible] April 1753
Exam. [illegible]

BK MM
PR 313

CC-523-002442

ROA_ 8233

BK mm
PB 314
EWB

John Savage & Ann his Wife
To
William Scott
Release & Fee

This Indenture made the second day of February in the Year of our Lord One Thousand seven hundred and fifty three Between John Savage of Charles Town in the Province of South Carolina Merchant & Ann his wife of the one Part and William Scott of the same Town & Province Merchant of the other Part Whereas John Allen late of Charles Town in the said Province Jent. Deceased in his life time was Seized in his Demesne as of fee & and in a certain Part or Parcel of a Town Lott situate lying and being in Charles Town aforesaid and known in the General plan of the said Town by the Number two hundred & Ninety seven with a Messuage or Tenement Built thereon situate on the East side of a certain great Street that leadeth from Ashley River Northward-ly to the great street commonly called broad Street which Part or Parcell of the said Town Lott Measures and Contains in breadth from North to South forty one feet of Assize and in depth from the first mentioned Street One hundred and thirteen feet and a half or near thereabouts and is butting & bounding to the Northward on other Part of the same Lott heretofore belonging to Edmund Hollard now to Daniel Crawford to the Eastward on Land now or heretofore of John Vanderhoost to the southward on Land belonging to or in Possession of the Heirs of John Ballantine & to the Westward on the great Street leading from Ashley River aforesaid. Also of and in a certain Plantation or Tract of Land Containing by Estimation Six hundred & fifteen Acres more or less situate lying & being in Christ Church Parish in the said Province butting and bounding Northwardly Part on Land now or heretofore of Captain Thomas Boone and Part on Land now or heretofore of Mr. Fry Westerly on Capt. Jacob Bonds Land Southerly & Easterly Part on Land heretofore of James Paine & the said Thomas Boons Land which Plantation or Tract of Land Benjamin Savage by Indentures of Lease & Release bearing date the fourth & fifth days of May 1720 granted to the said John Allen his heirs and Assigns forever as by the said Indentures of Lease & Release Relation being thereunto had may more fully & at large appear Together with all & singular the Houses Buildings Orchards Gardens Ways Waters Water Courses Rights Members Profits Commodities Hereditaments & Appurtenances whatsoever to the said Messuage or Tenement Lott or Parcell of Land & Premises hereby granted or mentioned or intended to be hereby granted or any Part or Parcell thereof belonging or in any wise appertaining And the Reversion & Reversions Remainder & Remainders Rents Issues & Profits thereof & all the Estate Right Title Interest Use Trust Property Possession Claim & Demand whatsoever of him the said John Savage & Ann his wife of in & to the same & every Part & Parcell thereof And also all Deeds Evidences & Writings touching or concerning the same or any Part thereof which now are or hereafter shall be in the Custody or Power of the said John Savage & Ann his wife or either of them or any other Person or Persons whatsoever Claiming or to Claim the same or any Part thereof by from or under them or any of them And which they can come by without Suit in Law And all the Estate Right Title Interest Use Trust Property Possession Claim & Demand whatsoever of them the said John Savage & Ann his wife of in & to the same & every Part & Parcell thereof To have & to hold the said Messuage or Tenement Lott or Parcell of Land & Premises hereby granted or mentioned or intended to be hereby granted with the Appurtenances unto the said William Scott his heirs & Assigns to the only proper use & behoof of him the said William Scott his heirs & Assigns forever And the said John Savage & Ann his wife for themselves their heirs Executors & Administrators do Covenant Promise & Grant to & with the said William Scott his heirs & Assigns by these Presents that they the said John Savage & Ann his wife or their heirs the said Messuage or Tenement Lott or Parcell of Land & Premises hereby granted or mentioned or intended to be hereby granted with the Appurtenances unto the said William Scott his heirs & Assigns against them the said John Savage & Ann his wife & their heirs & against all & every Person & Persons whatsoever Claiming or to Claim the same or any Part thereof by from or under them or any of them shall & will Warrant & forever Defend by these Presents And the said John Savage & Ann his wife for the Consideration aforesaid & for the further Consideration of the Sum of Five Shillings Current Money aforesaid to them in hand paid by the said William Scott at & before the Ensealing & Delivery hereof the Receipt whereof they do hereby Acknowledge & therefrom & from every Part & Parcell thereof do Release & Discharge the said William Scott his heirs Executors & Administrators by these Presents And the said John Savage & Ann his wife for themselves their heirs Executors & Administrators do Covenant Promise & Grant to & with the said William Scott his heirs & Assigns by these Presents that they the said John Savage & Ann his wife or their heirs the said Messuage or Tenement Lott or Parcell of Land & Premises hereby granted or mentioned or intended to be hereby granted with the Appurtenances unto the said William Scott his heirs & Assigns against them the said John Savage & Ann his wife & their heirs & against all & every Person & Persons whatsoever Claiming or to Claim the same or any Part thereof by from or under them or any of them shall & will Warrant & forever Defend by these Presents And the said John Savage & Ann his wife for the Consideration aforesaid & for the further Consideration of the Sum of Five Shillings Current Money aforesaid to them in hand paid by the said William Scott at & before the Ensealing & Delivery hereof the Receipt whereof they do hereby Acknowledge & therefrom & from every Part & Parcell thereof do Release & Discharge the said William Scott his heirs Executors & Administrators by these Presents And the said John Savage & Ann his wife for themselves their heirs Executors & Administrators do Covenant Promise & Grant to & with the said William Scott his heirs & Assigns by these Presents that they the said John Savage & Ann his wife or their heirs the said Messuage or Tenement Lott or Parcell of Land & Premises hereby granted or mentioned or intended to be hereby granted with the Appurtenances unto the said William Scott his heirs & Assigns against them the said John Savage & Ann his wife & their heirs & against all & every Person & Persons whatsoever Claiming or to Claim the same or any Part thereof by from or under them or any of them shall & will Warrant & forever Defend by these Presents And the said John Savage & Ann his wife for the Consideration aforesaid & for the further Consideration of the Sum of Five Shillings Current Money aforesaid to them in hand paid by the said William Scott at & before the Ensealing & Delivery hereof the Receipt whereof they do hereby Acknowledge & therefrom & from every Part & Parcell thereof do Release & Discharge the said William Scott his heirs Executors & Administrators by these Presents And the said John Savage & Ann his wife for themselves their heirs Executors & Administrators do Covenant Promise & Grant to & with the said William Scott his heirs & Assigns by these Presents that they the said John Savage & Ann his wife or their heirs the said Messuage or Tenement Lott or Parcell of Land & Premises hereby granted or mentioned or intended to be hereby granted with the Appurtenances unto the said William Scott his heirs & Assigns against them the said John Savage & Ann his wife & their heirs & against all & every Person & Persons whatsoever Claiming or to Claim the same or any Part thereof by from or under them or any of them shall & will Warrant & forever Defend by these Presents And the said John Savage & Ann his wife for the Consideration aforesaid & for the further Consideration of the Sum of Five Shillings Current Money aforesaid to them in hand paid by the said William Scott at & before the Ensealing & Delivery hereof the Receipt whereof they do hereby Acknowledge & therefrom & from every Part & Parcell thereof do Release & Discharge the said William Scott his heirs Executors & Administrators by these Presents

CERTIFIED TRUE COPY
CHARLESTON COUNTY, SC
REGISTER MESNE CONVEYANCE
DATE: 2-14-13
BY: Charles Hyland EB

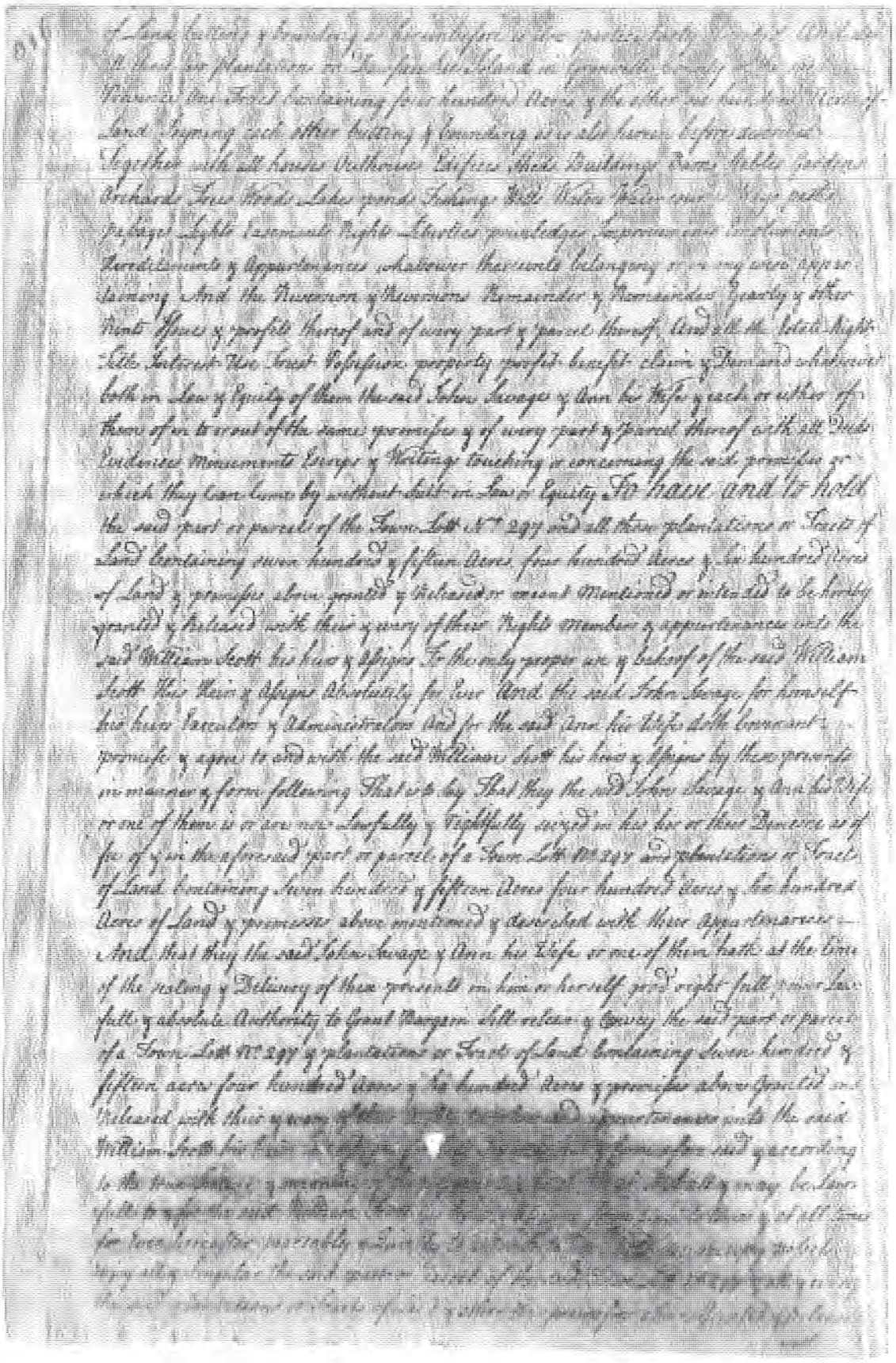
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PS 315
CH13

Heirs and Assigns for ever which said Two Plantations or Tracts of Land of One
Hundred and fifteen Acres and One hundred Acres made up that one Plantation or
Tract of Seven hundred and fifteen Acres of Land And Also of and in the other
Plantation on Daufauskie Island in Jasper County in the said Province and
Tract containing Four hundred Acres of Land and the other Two hundred Acres of
Land running in all respects on each other the aforesd Extreams lying and bounding
to the North and North East on Land heretofore of Elizabeth Farmer and part now
formerly of Hugh Evans, on the South East on part of said Evans Land and John
Wrights Land and on the South East and South West on Days Creek and the mouth
of New River and West River and the said Farmers Land And Whereas the said
John Allen being Seized of and in the abovementioned part or parcel of the Demised
Number 297 and of and in the several Plantations or Tracts of Land above particularly
described, did on or about the Fifth day of March was in the year of our Lord One
Thousand Seven hundred and Forty Seven make and duly Publish his Last Will &
Testament in Writing and thereby did Devise To his dearly beloved Wife Ann Allen
(now Ann Savage party to these presents) All his real Estate whatsoever & wheresoever
the same shall be found To holde to the said Ann Allen her heirs and Assigns
for ever as in and by the said Will duly proved and remaining of Record in the
Secretarys Office of the Province aforesaid relation thereunto being had may more
fully appear Now this Indenture Witnesseth that the said John Savage
and Ann his Wife for and in consideration of the Sum of Five Thousand Pounds
Currant money of the said Province by the said William Scott to them or one of them in
Hand paid at or before the Sealing and delivery of these presents, the Receipt whereof
the said John Savage and Ann his Wife do hereby acknowledge and therewith
to be therewith fully satisfied contented and paid, and thereof and from every
part and parcel thereof do and each of them doth Release Acquit Exonerate and
discharge the said William Scott his Executors Administrators and Assigns by
these presents They the said John Savage and Ann his Wife Have and each
of them Hath Granted Bargained Sold Aliened, Remised, Released and
confirmed, and by these presents Do and each of them Doth Grant Bargain
Sell alien remise release and confirm unto the said William Scott in his actual
possession now being by Virtue of a Bargain and Sale to him thereof made for the
term of One year by Indentures of Lease bearing date the day next before the day
of the date hereof and by [illegible] made for transferring of the reversion
[illegible]

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P 317
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With their and every of their Rights Members and Appurtenances whatsoever to the said Lot of Land belonging Let said Trouble Eviction Molestation Interruption or Denial of them the said John Savage and Ann his Wife of either or any of them or the Heirs of them or either of them or any other person or persons Lawfully Claiming or to Claim by from or under them any or either of them and that free & discharged of and from all manner of Incumbrances Other Quit Rents hereafter to grow Due only Excepted And that they the said John Savage and Ann his Wife & their Heirs & all & every person or persons Claiming or to Claim by from or under them or either of them shall & will from time to time and at all times hereafter at the Reasonable request and at the Proper Costs & Charges in the Law of the said William Scott his heirs or Assigns make do acknowledge & Execute or cause or procure to be Made done Acknowledged and Executed all & every such further & other reasonable Act & Act Deed & Deeds Conveyances and Assurances in the Law for the further better & more perfect granting Conveying & assuring the said part or parcel of a Town Lott No 297 and all & singular the Plantations or Tracts of Land above Granted & Released with their & every of their Rights Members & appurtenances unto the said William Scott his Heirs & Assigns To the only proper use & behoof of the said William Scott his Heirs & Assigns for ever as by him or them or his or their Council Learned in the Law shall be Reasonably devised or Advised & Required In Witness whereof the said Parties have hereunto Interchangeably set their hands and Seals Dated the day & Year first above written.

Sealed and Delivered
in the Presence of us
James Mackay
John Remington

John (LS) Savage
Ann (LS) Savage

Received the day & Year within Written of the within named William Scott the sum of five thousand pounds Currency in full the Consideration Money within Mentioned

£5000.0.0

Witness
James Mackay
John Remington

John Savage
Ann Savage

John Remington maketh Oath That he saw Personally and Did See the within named John Savage and Ann his Wife Severally sign Seal & as their Act and Deed Deliver the within Indenture of Release to & for the uses & purposes therein mentioned and Also Sign the Receipt hereon Indorsed That James Mackay was also present and with the Deponent Subscribed his Name as Witness to the Execution of the said Deed and the Signing the Receipt aforesaid

Sworn the third day of [illegible]
April 1770 before me
Jacob Ford

John Remington Jr.

CC-523-002446

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eb B

313

William Scott
to
John Savage
Lease for a Year

This Indenture made the Ninth day of February in the Year of our Lord one thousand seven hundred & fifty three Between William Scott of Charlestown in the province of South Carolina Merchant of the one part & John Savage of the same Town & province Merchant of the other part Witnesseth That the said William Scott for & in Consideration of the sum of ten Shillings Lawfull money of South Carolina to him in hand paid by the said John Savage at or before the Sealing & Delivery of these presents the Receipt whereof is hereby acknowledged hath granted Bargained & Sold and by these presents doth grant Bargain & Sell unto the said John Savage his Executors Administrators & Assigns All that part or parcel of a Town Lott Situate lying & being in Charlestown aforesaid and known in the General Plan of the said Town by the Number two hundred & Ninety Seven with a Messuage or Tenement built thereon Situate on the East side of a certain great Street that leadeth from Ashley River Northwardly to another great Street Commonly Called Broad Street which part or Parcel of the said Town Lott measures and Contains in breadth from North to South forty one feet of Assize and in Depth from the first Mentioned Street one hundred thirteen feet and a half or near thereabouts and is butting & bounding to the Northward on other part of the same Lott heretofore belonging to Edmund Holland now to Daniel Broadfoot to the Eastward on Land now or heretofore of John Vanderhast to the Southward on Land belonging to or in Possession of the Heirs of John Ballantine and to the Westward on the great Street leading from Ashley River aforesaid Also all that plantation or Tract of Land containing by Estimation Seven hundred and fifteen Acres little more or less Situate lying and being in Christ Church parish in the Province aforesaid butting and Bounding Northwardly Partly on Lands now or heretofore of Capt. Thomas Boone and Part on Land now or heretofore of M. Frey Westerly on Capt. Jacob Bonds Land Southerly and Easterly Part on Land heretofore of James Paine and the said Thomas Boones Land Also all those two Plantations on Daufuskie Island in Granville County in the said Province One Tract Containing Four hundred Acres of Land and the Other Six Hundred Acres of Land Adjoyning each Other the Utmost Extreams butting & bounding to the Northeast on Land heretofore of Elizabeth Vernor & part on Land formerly of Neighbours On the Southeast on part of the said Tract and Land of John Wights Land on the South East [illegible] Creek & the Mouth of New River & West River [illegible] Houses & Out Houses Barns Stables Sheds Buildings Orchards Gardens Trees Woods Underwoods Timber Timber Trees Ways Passages Paths Waters Watercourses Rights Members Hereditaments Profits Commodities Advantages Emoluments whatsoever to the said Messuage or Tenement Plantations & Premises belonging or in any wise appertaining

CC-523-002447

CERTIFIED TRUE COPY
CHARLES TOWN
BERKELEY COUNTY
DATE: 5-16-13
ROA_ 8238

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thereunto belonging or in any wise Appertaining & the Reversions & Remainders thereof To Have and to hold the said part or Parcel of a Town Lott No. 207. & all those Plantations or Tracts of Land containing seven Hundred & fifteen Acres, four hundred Acres & six hundred Acres of Land & Premises above bargained & Sold or meant & Mentioned or intended to be hereby bargained & Sold with their & every of their Rights Members and Appurtenances unto the said John Savage his Executors & Assigns from the day next before the day of the date hereof for and During and unto the full end and term of One whole Year from thence next Ensuing & fully to be Compleat & Ended Yielding and Paying therefor the Rent of One pepper Corn if Demanded to the Intent that by Virtue of these Presents and by force of the Statute made for Transferring of Uses into Possession the said John Savage may be in the Actual Possession of the said Premises & thereby Enabled to Accept of a Grant & Release of the Reversion & Inheritance thereof to him his Heirs & Assigns for ever In Witness whereof the said Parties have hereunto Interchangeably set their Hands & Seals Dated the day & year first above Written.

Sealed & Delivered
In the Presence Of
James Mackay
John Remington

William Scott (LS)

John Remington One of the Subscribing Witnesses to the within Deed being duly Sworn Maketh Oath that he was present & did see the within named William Scott sign seal & as his Act & Deed Deliver the within Deed of Lease for a year to and for the Uses & purposes therein mentioned & that James Mackay was also Present & with the Deponent Subscribed his Name as Witness to the same.

Sworn the 3d. Day of April
1753. Before me
Jacob Motte

Recorded the 24. April 1753
Exam. per W. Stapleton Regr.

William Scott
to
John Savage
Release

This Indenture made the Tenth day of

BLMM
PB320
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390

Savage et ux before the ensealing and Delivery of these Presents to the Lessee of
whereof is hereby Acknowledged Hath granted bargained, sold alien-
ed Enfeoffed released and Confirmed and by these Presents Doth
grant, bargain, sell Alien, Enfeoffe, release and Confirm unto the
said John Savage in his Actual Possession now being by Virtue of a
Bargain Sale to him thereof made by Indenture bearing Date the
day next before the day of the Date of these Presents and by force of
the Statute made for transferring of Uses into Possession & to his heirs
and Assigns All that part or parcel of a Town Lot Situated lying and
being in Charles Town aforesaid and known in the General plan of
the said Town by the Number Two Hundred & Ninety Seven with a
Messuage or Tenement built thereon Situate on the East side of a
certain Great Street that leadeth from Ashley River Northward
to another Great Street commonly called Broad Street which Part or
Parcel of the said Town Lot Measures & Contains in breadth from
North to South forty one feet of Assize and in Depth from the
first mentioned Street One Hundred & thirteen feet & a half or
near thereabouts and is butting and bounding to the Northward on
on other part of the same Lott heretofore belonging to Edmund
Holland now to Daniel Crawford to the Eastward on Land now or
heretofore of John Vanderhost to the southward on Land belonging
to or in Possession of the heirs of John Valentine and to the Westward
on the Great Street leading from Ashley River aforesaid Also all
that plantation or Tract of Land Containing by Estimation Seven
hundred and fifteen Acres little more or less situate lying & being
in Christ Church Parish in the province aforesaid butting and
bounding Northwardly part on Land now or heretofore of Capt.
Thomas Boone & part on Land now or heretofore of Mr. Fitz Wester-
ly on Capt. Jacob Bonds Land Southerly & Easterly part on Land
heretofore of James Paine & the said Thomas Boones Land Also
all those two Plantations on Daufauskie Island in Granville
County in the said Province One Tract Containing Four hundred
Acres of Land & the other six hundred Acres of Land Adjoyning
each other the whole of the said Tracts lying to the North & East on Land here-
tofore of Wyatt Bryan & on the South & South East on Land heretofore
in part of Thomas Jones Esq. on the South West & South West
by Land heretofore of Mr. Samuel Eveleigh & on the North West
with the Broad Path & Navigable Creek that Divides the said Tracts
from Land heretofore of Mr. Daniel Cannon & on the North East
by Land heretofore of Mr. Daniel Cannon & on the South East
by Land heretofore of Mr. Daniel Cannon & on the South West
by Land heretofore of Mr. Daniel Cannon & on the North West
by

BK MM
P 321
etc

321

Appurtenances whatsoever thereunto belonging or in any wise appertaining and the Reversion & Remainder & Remainders Rents Issues & Profits of the said Premises & of every part & parcel thereof And all the Estate Right Title Interest Use Trust Property Possession Claim & Demand whatsoever both in Law and Equity or otherwise howsoever of him the said William Scott of in to or out of the said premises & every part & parcel thereof With all Deeds Evidences & Writings only touching or concerning the said premises in his Custody power or possession or which he may or can come by without Suit in Law or Equity To have and to hold the said part or parcel of the said Town Lott No 299 and all those plantations or Tracts of Land of Seven Hundred & fifteen Acres four hundred Acres and Six hundred Acres of Land and premises above granted & Released or meant Mentioned or Intended to be hereby Granted & Released with their & every of their Rights Members & appurtenances and every part & Parcel thereof unto the said John Savage his heirs & Assigns To the only proper use & behoof of the said John Savage his heirs & Assigns Absolutely for Ever In Witness whereof the said parties have hereunto Interchangeably set their hands and Seals Dated the Day & Year first above written

Sealed and Delivered in the presence of
James Mackay
Jno Remington

William Scott (LS)

Received the Day & Year within written of the within Named John Savage five thousand one hundred pounds Currency in full the Consideration Money within Mentioned I Say Rec'd by me

William Scott

Witness
James Mackay
John Remington

John Remington one of the Subscribing Witnesses to the within Deed being duly Sworn Maketh Oath that he was present and did See the within named William Scott Sign Seal & as his Act & Deed Deliver the within Deed of Release &c for the Uses & purposes therein Mentioned That James Mackay was then also present and with him the Deponent Subscribed his Name as Witness thereto And that he Deponent also saw the said William Scott Sign the Receipt hereon indorsed for the Consideration Money that the said James Mackay and the Deponent also Subscribed their names as Witnesses thereto

Sworn the Third day of April 1752 Before me

Jacob Motte

Recorded April the 25 1753 & Examined

R. Hepburn Pr Regr

CC-523-002450

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John Savage
To
Chas. Pinckney Jun.
Lease for a Year

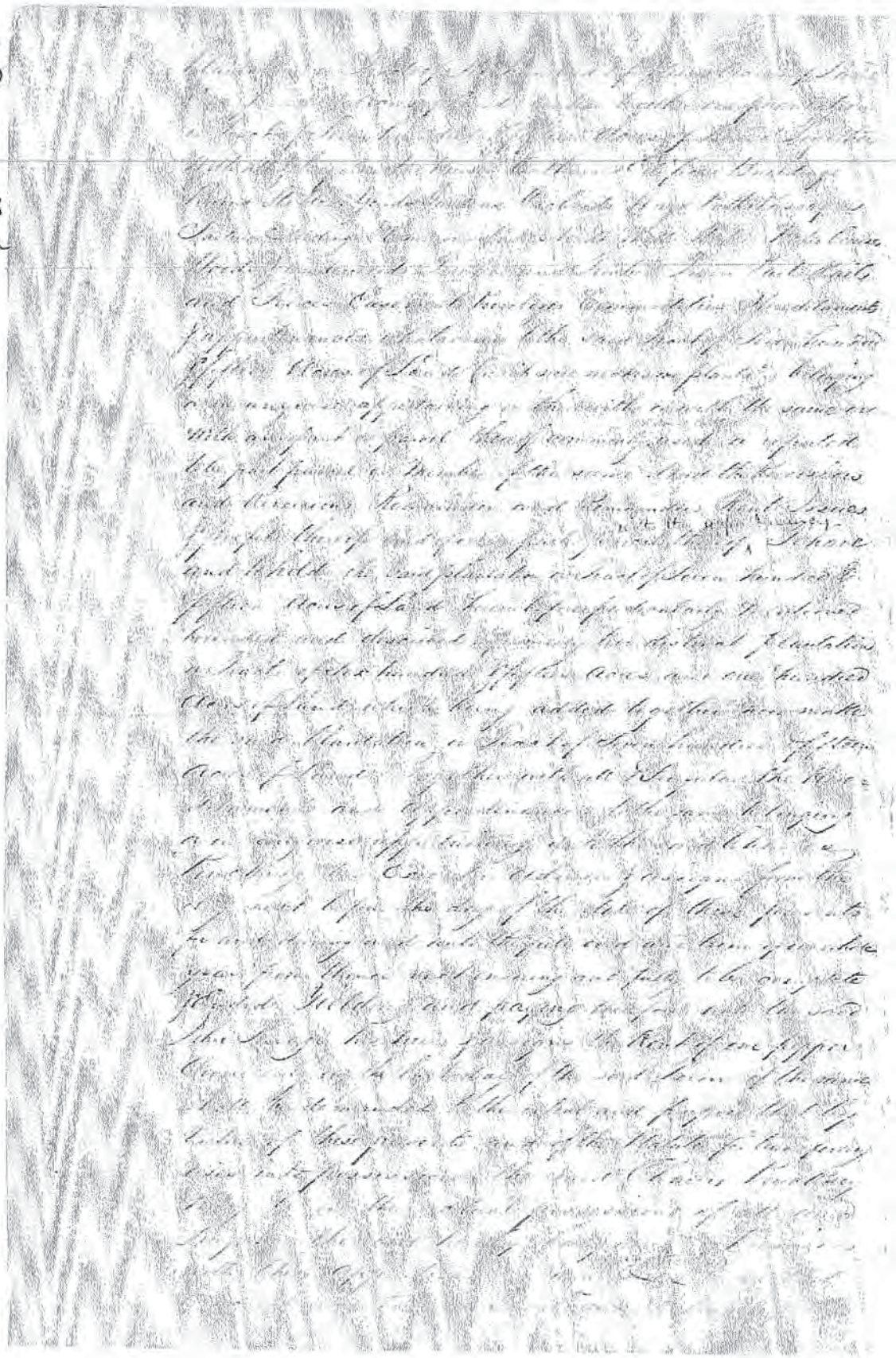
This Indenture made the Thirtieth day of September in the year of our Lord One Thousand Seven hundred and Eighty five between John Savage of Charles Town in the State of South Carolina Merchant of the one part & Charles Pinckney Junr. Esquire of the same place of the other part Witnesseth that the said John Savage for & in consideration of the sum of Ten Shillings Current Money of the said State to him in hand paid by the said Charles Pinckney at and before the ensealing and delivery of these presents the receipt whereof he the said John Savage doth hereby acknowledge Hath Bargained Sold Granted Released & Confirmed & by these presents doth Bargain Sell grant release & confirm unto the said Charles Pinckney All that Plantation or Tract of Land containing Two hundred & fifty Acres be the same more or less situate lying & being on Wando River in the Parish of St. Thomas & St. Denis in the County aforesaid bounding to the Eastward on Land now or late the property of Thomas Lamboll Esquire deceased to the Southward on Land now or late the property of Daniel Horry Esquire deceased to the Westward on Land now or late the property of Peter Gaillard Esquire deceased & to the Northward on Land now or late the property of Daniel Horry Esquire deceased which Plantation was granted by Warrant from the Honorable William Bull Esquire Lieutenant Governor & Commander in Chief of this Province bearing date the Twenty Second day of January One thousand seven hundred & Seventy four & Recorded in the Secretary's Office in Book [illegible] Page [illegible] Together with all & singular the Houses Buildings Orchards Gardens Ways Woods Waters Water Courses Profits Commodities Hereditaments & Appurtenances whatsoever to the said Plantation belonging or appertaining or with the same or any part thereof now or heretofore used occupied or enjoyed To have & to hold the said Plantation & all & singular other the premises hereby granted or mentioned or intended so to be with their & every of their Appurtenances unto the said Charles Pinckney his Executors Administrators & Assigns from the Day next before the Day of the date of these presents for & during the full Term of One Year from thence next ensuing & fully to be complete & ended Yielding & paying therefor unto the said John Savage his Executors Administrators & Assigns the Rent of One Pepper Corn if the same shall be lawfully demanded And the said John Savage for himself his Executors & Administrators doth Covenant Promise & Grant to & with the said Charles Pinckney his Executors Administrators & Assigns by these presents that he the said Charles Pinckney his Executors Administrators & Assigns shall & may peaceably & quietly have hold occupy & enjoy the said Plantation & all & singular other the premises hereby granted or mentioned or intended so to be with their & every of their Appurtenances during the said Term of One Year without any Let Suit Trouble Eviction or Interruption of him the said John Savage his Executors Administrators or Assigns or of any other person or persons whatsoever lawfully claiming or to claim the same or any part thereof by from or under him her or them And the said John Savage for himself his Executors & Administrators doth Covenant Promise & Grant to & with the said Charles Pinckney his Executors Administrators & Assigns by these presents that he the said Charles Pinckney his Executors Administrators & Assigns shall & may peaceably & quietly have hold occupy & enjoy the said Plantation & all & singular other the premises hereby granted or mentioned or intended so to be with their & every of their Appurtenances during the said Term of One Year without any Let Suit Trouble Eviction or Interruption of him the said John Savage his Executors Administrators or Assigns or of any other person or persons whatsoever lawfully claiming or to claim the same or any part thereof by from or under him her or them And the said John Savage for himself his Executors & Administrators doth Covenant Promise & Grant to & with the said Charles Pinckney his Executors Administrators & Assigns by these presents that he the said Charles Pinckney his Executors Administrators & Assigns shall & may peaceably & quietly have hold occupy & enjoy the said Plantation & all & singular other the premises hereby granted or mentioned or intended so to be with their & every of their Appurtenances during the said Term of One Year without any Let Suit Trouble Eviction or Interruption of him the said John Savage his Executors Administrators or Assigns or of any other person or persons whatsoever lawfully claiming or to claim the same or any part thereof by from or under him her or them

Sworn before me
May 16, 2013
Charlie Engbrand

Recorded 21st Sept 1785 and Examined per Wm. Hyrne Pr.

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PLAINTIFF'S EXHIBIT
tabbies
CC-8



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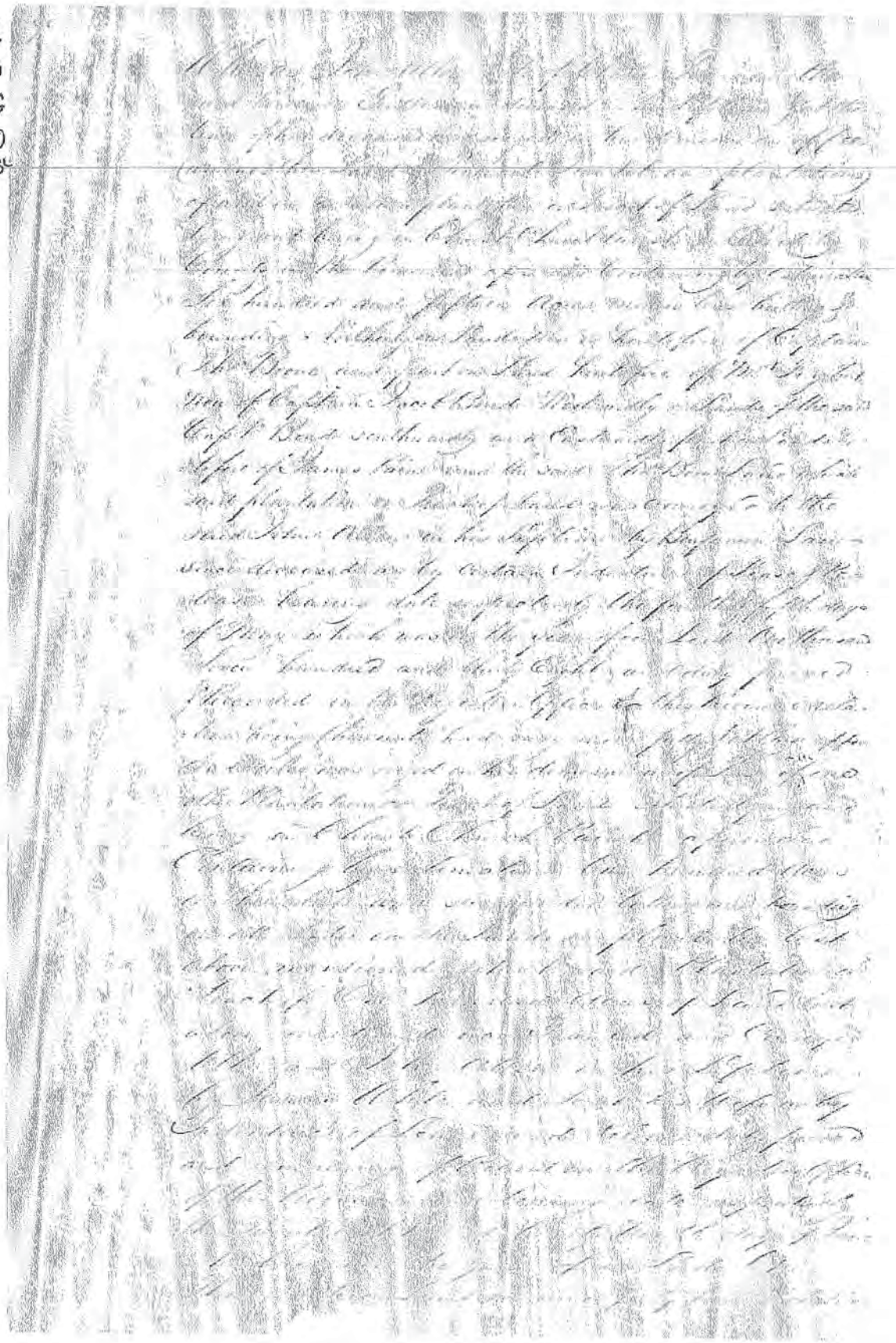
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South Carolina
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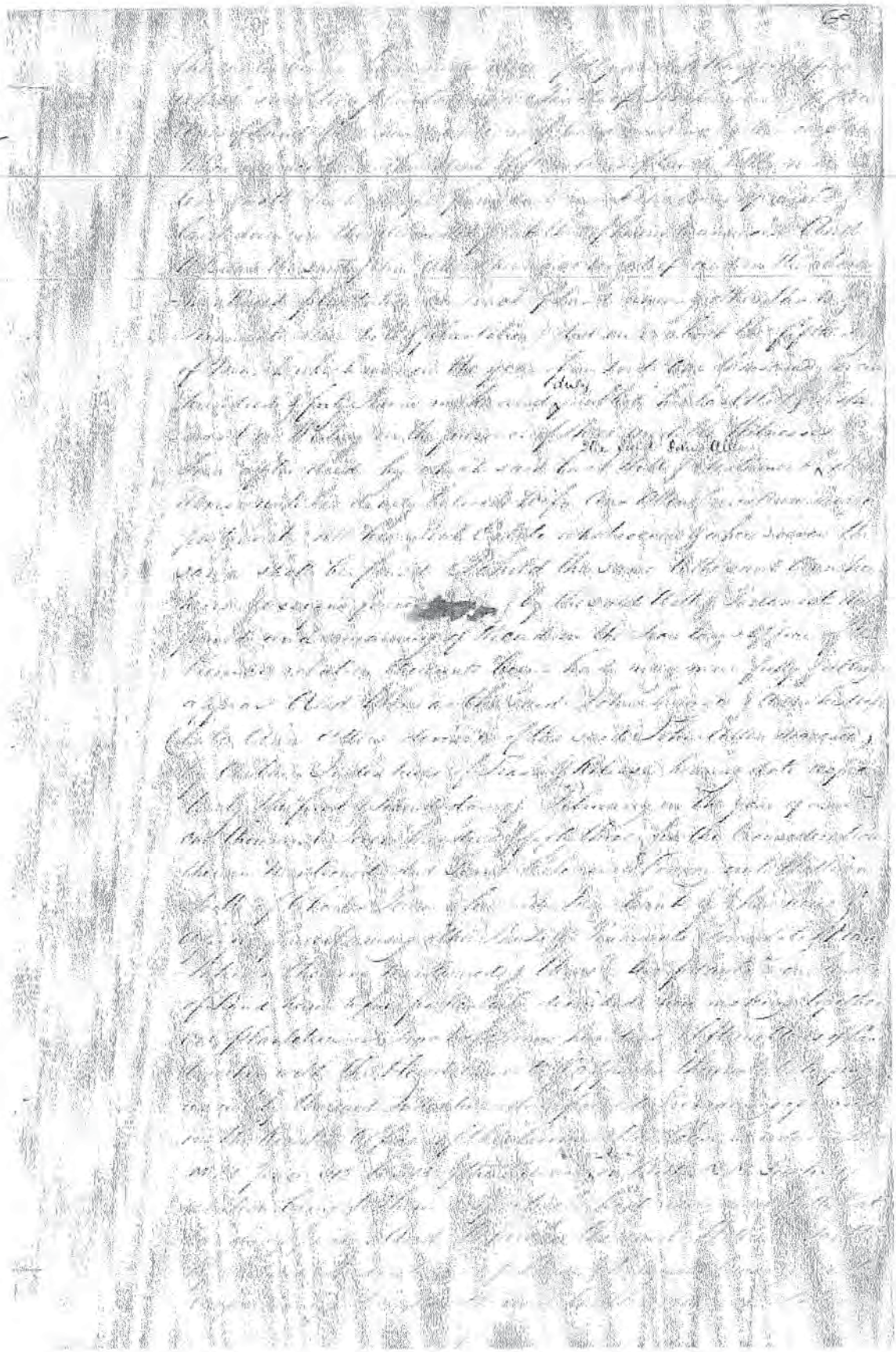
Charles Jackson
Release

May 16, 2013
Charles Gilliard
B.P.

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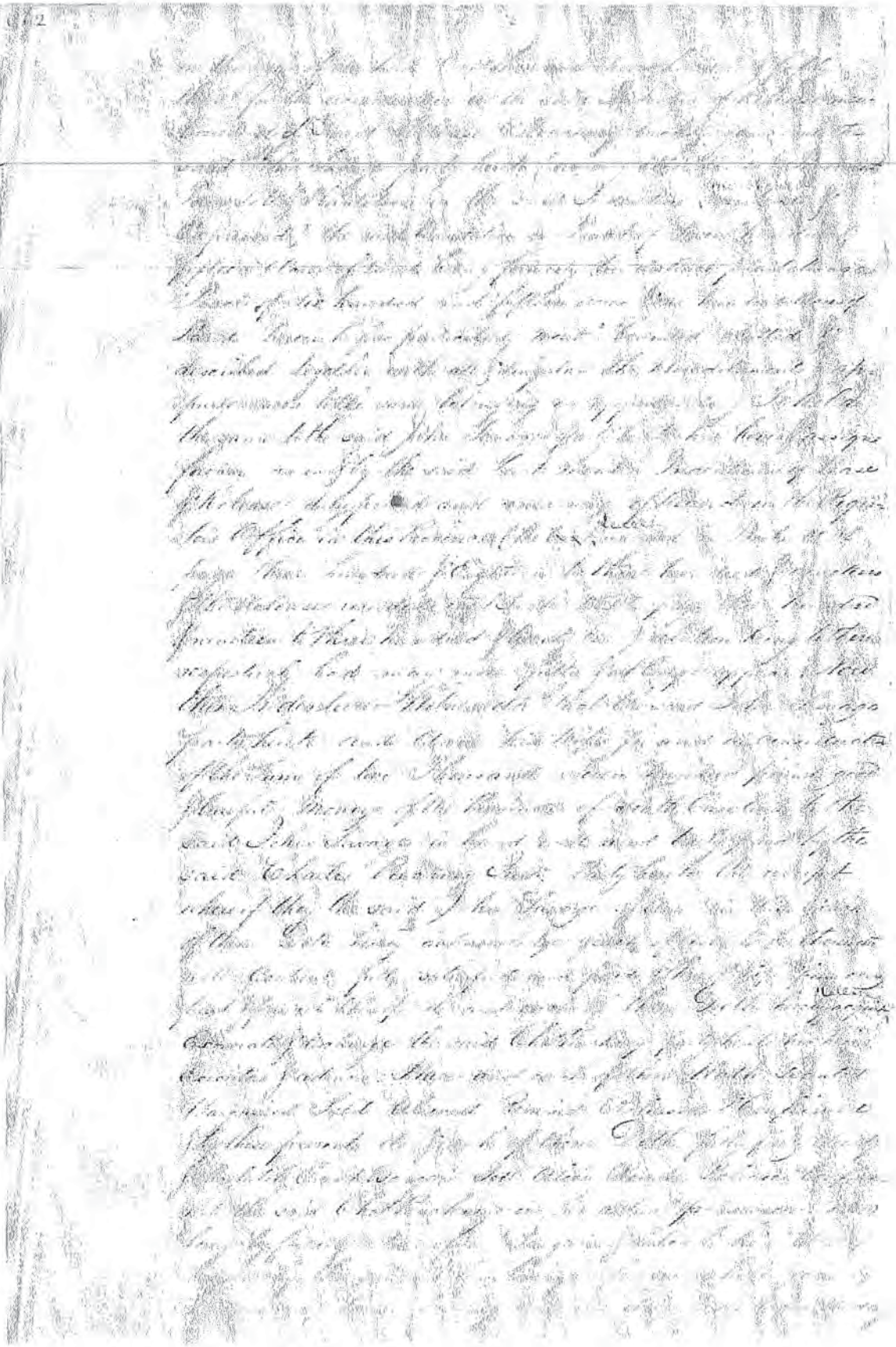


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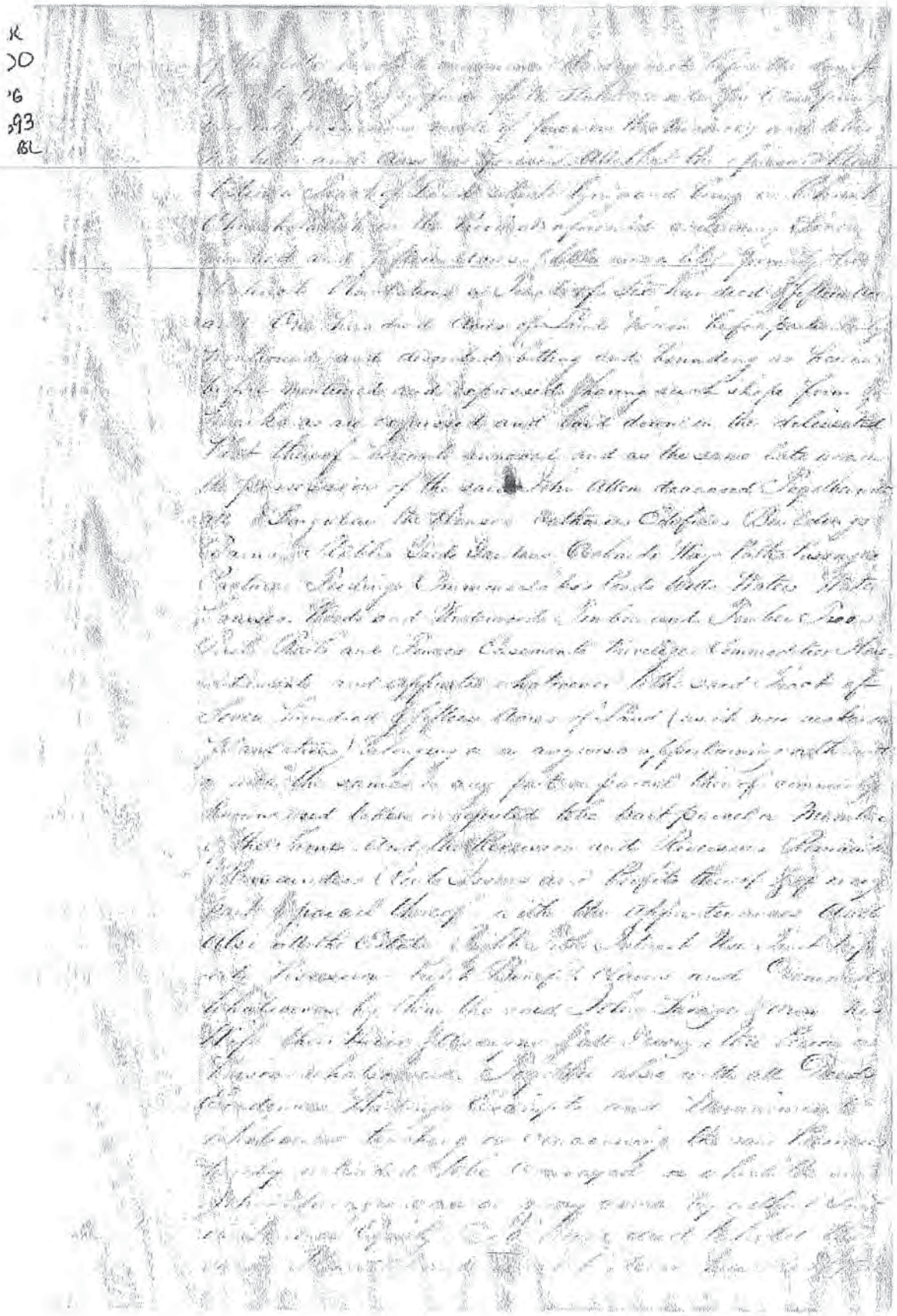


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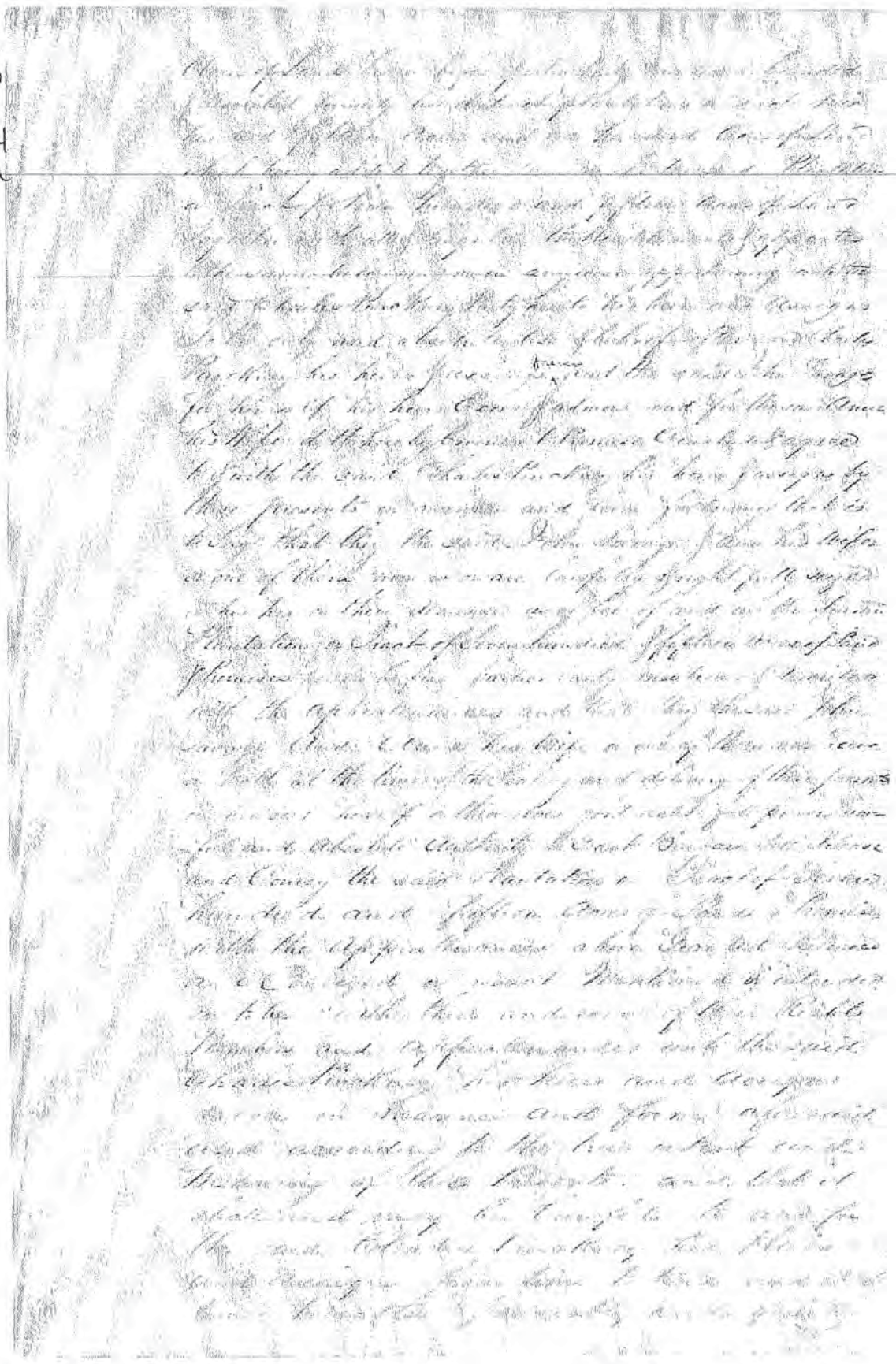


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78 Vol

Dated this Twelfth day of January in the Year of our Lord one Thousand Eight Hundred & Eighteen between John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the Estate of Thomas Boselli Jones late of the City of Charleston Merchant deceased of the one part and Frances Gibbes Deliesseline of the City of Charleston Spinster of the other part Witnesseth that the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased for and in consideration of the sum of Five Thousand Dollars to them in hand paid by the said Frances Gibbes Deliesseline at and before the ensealing and delivery of these presents the receipt whereof is hereby acknowledged have granted bargained sold aliened released and confirmed and by these presents do grant bargain sell alien release and confirm unto the said Frances Gibbes Deliesseline her heirs and assigns forever All that Messuage or Tenement and Lot of Land situate lying and being in Charleston aforesaid on the Eastern side of Meeting Street and known by the number Seventy Four (74) in the Plan of the City of Charleston bounded to the Northward by Lot No. 75 belonging to the Estate of the late Mrs. Mary Bull deceased to the Southward by Lot No. 73 belonging to the Estate of the late Mrs. Elizabeth Rose deceased to the Eastward by Lot No. 93 belonging to the Estate of the late Mrs. Mary Bull deceased and to the Westward by Meeting Street aforesaid which said Messuage or Tenement and Lot of Land was granted by Grant from the Lords Proprietors of Carolina to Thomas Smith dated the [illegible] day of [illegible] and by the said Thomas Smith duly devised to his Son Thomas Smith who by Lease and Release bearing date the 12th & 13th days of August 1717 conveyed the same to Thomas Boselli Esquire deceased Father of the said Thomas Boselli Jones deceased and by the said Thomas Boselli duly devised to his Son the said Thomas Boselli Jones deceased Together with all and singular the Rights Members Hereditaments and Appurtenances to the said Messuage or Tenement and Lot of Land belonging or in any wise appertaining And the Reversion and Reversions Remainder and Remainders Rents Issues and Profits thereof And also all the Estate Right Title Interest Claim and Demand whatsoever of them the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased of in and to the same To have and to hold all and singular the said Messuage or Tenement and Lot of Land and all and singular other the premises hereby granted or mentioned or intended so to be with their and every of their Appurtenances unto the said Frances Gibbes Deliesseline her heirs and assigns forever To the only proper use and behoof of the said Frances Gibbes Deliesseline her heirs and assigns forever And the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased for themselves their heirs executors administrators and assigns do covenant promise and grant to and with the said Frances Gibbes Deliesseline her heirs and assigns by these presents that they the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased have not done committed or knowingly or willingly suffered to be done any act matter or thing whatsoever whereby or by means whereof the said Messuage or Tenement and Lot of Land and premises hereby granted or mentioned or intended so to be or any part or parcel thereof now are or shall or may be in any wise impeached charged or incumbered in Title Estate or otherwise howsoever And the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased for themselves their heirs executors administrators and assigns do covenant promise and grant to and with the said Frances Gibbes Deliesseline her heirs and assigns by these presents that they the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased shall and will from time to time and at all times hereafter upon the reasonable request and at the proper costs and charges in the Law of the said Frances Gibbes Deliesseline her heirs or assigns make do and execute or cause to be made done and executed all and every such further and other reasonable Act and Acts Thing and Things Device and Devices Conveyance and Conveyances in the Law whatsoever for the better more perfectly and absolutely conveying and assuring the said Messuage or Tenement and Lot of Land and premises hereby granted or mentioned or intended so to be with their and every of their Appurtenances unto the said Frances Gibbes Deliesseline her heirs and assigns forever as by the said Frances Gibbes Deliesseline her heirs or assigns or her or their Counsel learned in the Law shall be reasonably devised advised or required and so that the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased be not compelled to travel more than twenty miles from the City of Charleston for the doing thereof the said Frances Gibbes Deliesseline her heirs or assigns first paying or tendering to the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased their heirs executors administrators or assigns the reasonable charges and expences thereof And the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased for themselves their heirs executors administrators and assigns do covenant promise and grant to and with the said Frances Gibbes Deliesseline her heirs and assigns by these presents that they the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased shall and will warrant and forever defend the said Messuage or Tenement and Lot of Land and premises hereby granted or mentioned or intended so to be with their and every of their Appurtenances unto the said Frances Gibbes Deliesseline her heirs and assigns forever against the Claim or Claims of all and every person or persons whatsoever lawfully claiming or to claim the same or any part or parcel thereof by from or under the said Thomas Boselli Jones deceased or by from or under the said John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of the said Thomas Boselli Jones deceased or any of them

Sealed & Delivered
in the Presence of
Wm Mitchell
Wm Mitchell Junr

John Ewen Boselli Jones & Co. [illegible] Executors and Executrix of the last Will & Testament of Thomas Boselli Jones deceased

Recorded the 13th August 1817
J. Dellesseline Clk

Recorded & Examined the 13 August 1817
Wm Mitchell Dep. Sec.

Master in Equity
To
Frances G Deliesseline
Conveyance

State of South Carolina Eastern Circuit
This Indenture made the
[illegible]

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE May 16, 2013
BY Charlie Lybrand D.R.C.

CC-523-002461

PLAINTIFF'S EXHIBIT
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orable Court of Equity for the Eastern District at Charleston in the said State of South Carolina and Maurice G Dulignon of Charleston aforesaid & the other Justices of Common Pleas and Orphans Court of Said District Hugh Swinton Legare & William and Robert G Hayne Esquires Executors of the Estate of Charles Pinckney Esquire, on or about the Eighth day of March 1816 and Exhibit their Bill of Complaint, in the Court of Equity at Charleston in the said State against Henry Laurence and Daniel Doyley Executors under the Will and Testament of Charles Pinckney and Henry Laurence Executor of the Estate of his Father Henry Laurence deceased wherein they Stated that the said Charles Pinckney by a certain Deed, assigned all his Estate Real and Personal Present and Contingent with Power to dispose of the same absolutely for the benefit of his family to make provision for them equally to his Son and Daughter and also for the benefit of his Creditors and Whereas it has since appeared that the said Charles Pinckney had no power to authorize his said assignees to make good and sufficient Titles for his property conveyed to be sold by them under the said deed to the Trustees aforementioned or to appropriate the proceeds of the sales thereof to the benefit of his Creditors without the Order and sanction of the Honorable Court of Equity upon the reasons especially set forth in said Bill of Complaint by the answers of the said Daniel Doyley and Henry Laurence, all which sufficiently appear by reference to the same, with the Exhibits thereunto filed in the Registers of the said Court and the cause being at Issue before the Honorable Court came on to be heard at March Term 1816 when the said Court after full hearing thereof and mature deliberation in the premises did order adjudge and decree that the said Tract of Land should be sold at public auction by the Master of the said Court on the Terms and for the purposes mentioned in their decree and Order and by reference thereto in the Register of the said Court will appear, and the said William Hasell Gibbes as master of the said Court after having duly advertised the said Tract of Land proceeded to sell the same on the said third day of March for the above mentioned Debt &c and publickly

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and according to the custom of London dull and dispose of the said Tract of Land by an Indenture to the said Francis Delleplaine for Four Hundred and Eighty dollars lawful money of this Province for the same, Now this Indenture witnesseth that the said William Hasell Gibbes as Agent of the said Court Under and by Virtue of the said Decree and in consideration of the sum of Four Hundred and Nine pounds Current Money of this Province by the said Francis the Receipt whereof is hereby acknowledged Hath granted bargained sold and Released and by these Presents doth grant bargain sell and release unto the said Francis and his heirs and assigns All that Plantation or Tract of Land called Spring Hall late belonging to the Estate of Charles Pinckney Esquire deceased & lying and being in Christ Church Parish and Charleston District, particularly represented and delineated in a Plan thereunto annexed to a deed made by John Savage and Ann his Wife to the said Charles Pinckney dated the 17th January 1754. Containing about Seven hundred and Fifteen Acres Butting and Bounding as represented by the said plan but now

together with all and Singular the Hereditaments rights Members and Appurtenances whatsoever to the said Plantation or Tract of Land belonging or in any wise appertaining and the Reversions and Remainders Rents Issues and Profits thereof, and all the Estate right title interest Claim and demand possession and property whatsoever both at law and in Equity of the heirs & representatives of the said Charles Pinckney and of all the parties to this suit, and of all other persons rightfully claiming or to claim the same, or any part thereof by from or under them or either of them to Have and to Hold the said Plantation or Tract of Land with the Hereditaments and Appurtenances unto the said Francis his heirs and assigns to the only proper use and behoof of the said Francis his heirs and assigns forever. And the said

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by virtue of the said decree hath hereunto set his hand and affixed his Seal the day and the Year first above written Wm Hasell Gibbes Master in Equity (L.S.) Sealed and delivered in the presence of Henry Gibbes John Geddes Chas L Tucker South Carolina Charleston District Personally appeared before me Charles L Tucker who being duly sworn made oath that he was present and saw Wm Hasell Gibbes Sign Seal and as his act and deed deliver this Conveyance to and for the uses and purposes therein mentioned and that he with Henry Gibbes & John Geddes witnessed the due Execution of the same Sworn to before me this 29th August 1817 J. S Hutson Dep Register Recorded Examined this 22 August 1817 J. B Tucker Register

Eliza Parker
To
Master in Equity
Mortgage

State of South Carolina
This Indenture made the twenty sixth day of March in the Year of our Lord one thousand eight hundred and fourteen Between Eliza Parker of the one part and William Hasell Gibbes Master of the Honorable Court of Equity in the said State of the other part. Whereas the said Eliza by her bond or obligation duly executed bearing even date with these presents stands bound unto the said William Hasell Gibbes in the sum of Fifteen Thousand Dollars with condition for payment of seven thousand three hundred Dollars with lawful Interest for the same, to be paid at the respective periods in said condition mentioned as by the said Indenture Relation thereto may more fully appear. Now this Indenture Witnesseth that the said Eliza in consideration of the said debt or sum of Fifteen Thousand Dollars for better securing the payment of the said Seven thousand three hundred Dollars with Interest unto the said William Hasell Gibbes his Executors or Assigns according to the condition of the said Bond and also in consideration of the further sum of Five Shillings lawful money to her the said Eliza by the said William Hasell Gibbes at or before the sealing and delivery of these presents well and truly paid the receipt whereof is hereby

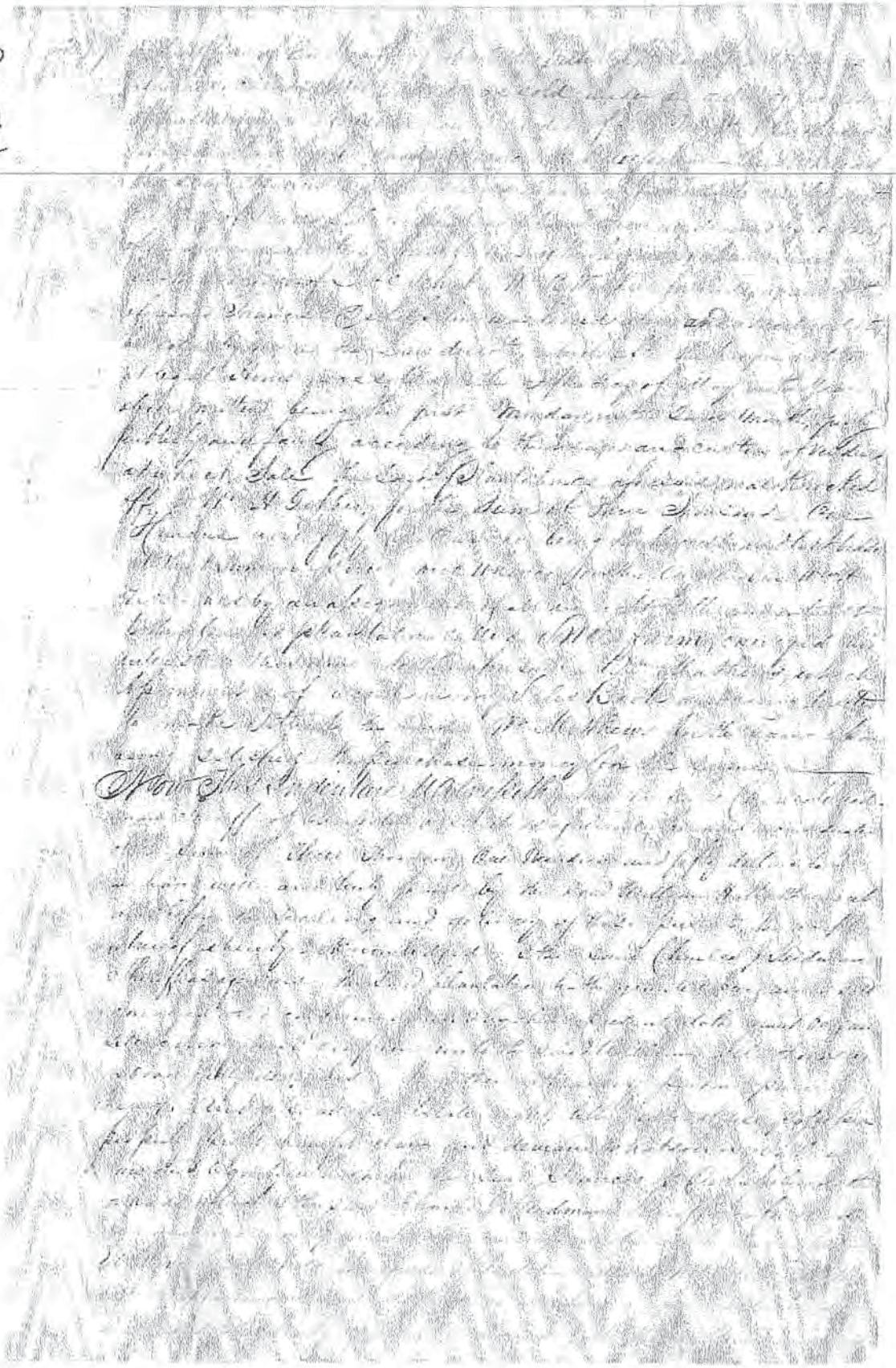
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CHARLESTON COUNTY, SC
REGISTER MESNE CONVEYANCE
CERTIFIED TO BE FILED AND RECORDED
DATE: May 16, 2013
BY: Charlie Lybrand
B.A.

CC-523-002465

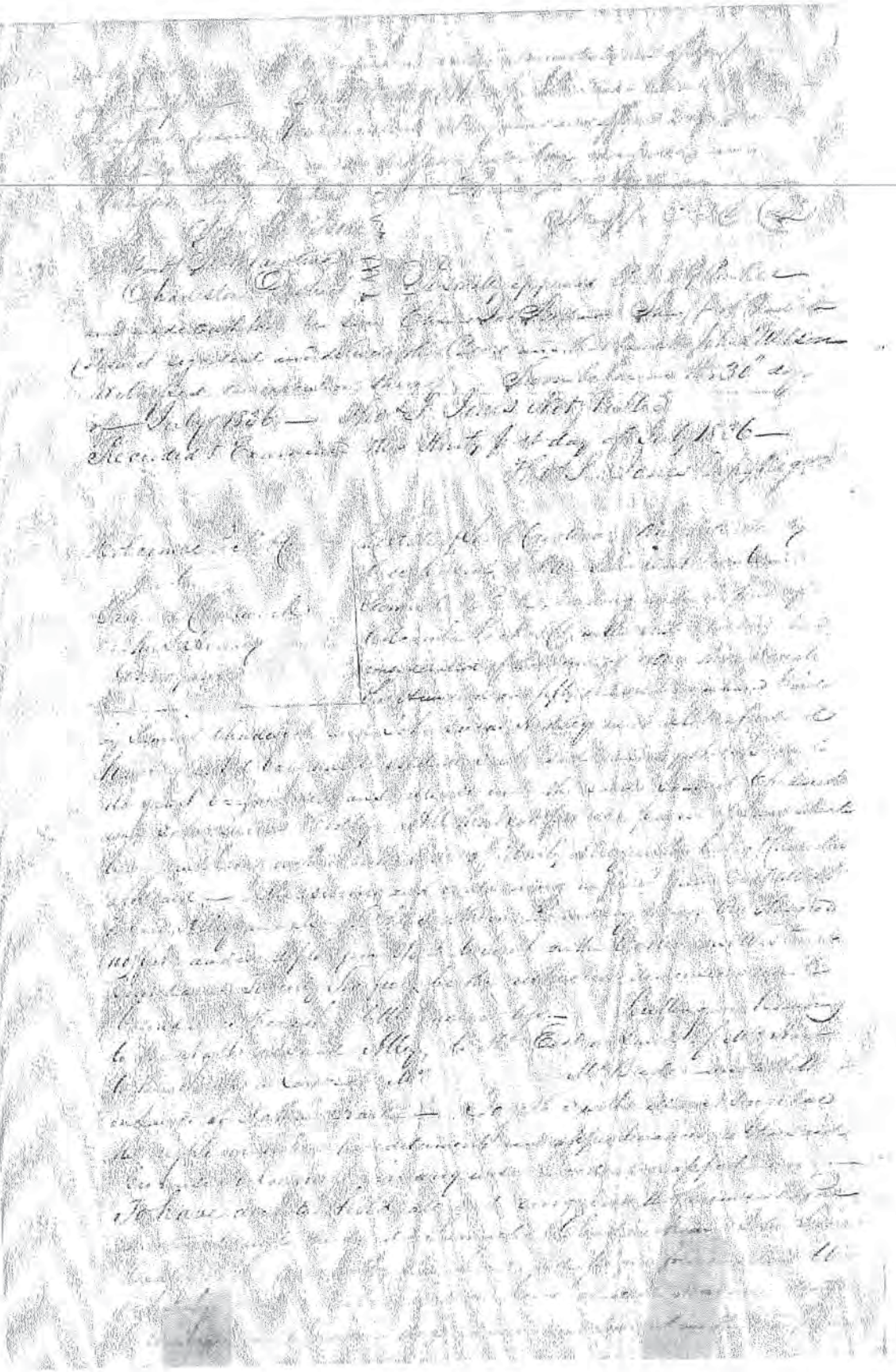
PLAINTIFF'S EXHIBIT
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Master in Equity (Copy) To Wm Mc Lauchlin

The State of South-Carolina.

B h V 12 P 25 NPN

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR BE MADE KNOWN:

Or whom the same may in anywise concern, I, James Tupper Master of the Honorable Court of Equity, for the District of Charleston, in the said State, SEND GREETING.

WHEREAS, William M. Lawton Executor of William Mathews deceased, on or about the Sixth day of December in the year one thousand eight hundred and forty eight did exhibit his Bill of Complaint in the Court of Equity, at Charleston in the District of Charleston and State aforesaid, against Benjamin F. Hunt and Susan B. his wife and others wherein, inter alia, it was prayed, that the Court would order and decree the sale of certain Lands situate in Christ Church Parish for the purpose of paying the debts of the late William Mathews. And the Defendants having appeared answered the Bill of Complaint and submitted their several rights and interest in the premises to the Court

And the Cause, being at issue before the Honorable Court aforesaid, came on to be heard at Appeal Court sitting, one thousand eight hundred and fifty when the said Court, after a full hearing thereof, and mature deliberation in the premises, did Order, Adjudge and Decree, that the Estate were particularly hereinafter ~~mentioned~~ and described, should be sold by the Master of the said Court on the terms and for the purposes mentioned in the decree which decree final in the case as one of which will more fully appear on reference to the Registry of the said Court will appear: And the said James Tupper Master of the said Court,

after having duly advertised the said Estate for sale, by public outcry, on the twenty fourth day of February in the year of our Lord eighteen hundred and fifty three

DID then, openly and publicly, and after the manner of Auction, sell the Estate unto Wm McLauchlin

for Five Thousand Dollars &c

being, at that price the highest bidder for the same.

Now Know all Men, That I, the said James Tupper Master of the said Court, in consideration of the premises, and also in consideration of the said Sum of Five Thousand Dollars paid me by the said William McLauchlin the receipt whereof is hereby acknowledged, Have granted, bargained, sold and released, and by these presents Do grant, bargain, sell and release unto the said William McLauchlin and his Heirs and Assigns, All that Plantation called of Corned, late the property of William Mathews deceased commonly known by the name of Three Pound, situate lying and being and in the Parish of Christ Church containing and containing &c. according to a Plot of Thomas S. McCants dated the 20th November 1849, eight hundred and forty acres, a portion three of which was conveyed by Mary Murdock to a child in the Common Pleas Mary Murdock and Benjamin F. Hunt and Susan B. his wife Deed Book [illegible] Page [illegible] and the other portion of which was conveyed by Mary Murdock to a child in the Common Pleas Mary Murdock and Benjamin F. Hunt and Susan B. his wife Deed Book [illegible] Page [illegible] and the other portion of which was conveyed by Mary Murdock to a child in the Common Pleas Mary Murdock and Benjamin F. Hunt and Susan B. his wife Deed Book [illegible] Page [illegible]

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15, 2013
BY: Charlie Lybrand
NPN

CC-523-002468

PLAINTIFF'S EXHIBIT
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TOGETHER, with all and singular the Rights Members and Appurtenances whatsoever, to the said Bank of Camden belonging, or in anywise appertaining, and the premises and remainder, rents, issues and profits thereof; And also, all the estate, right, title, interest, claim, possession, property, benefit, duty, and demand whatsoever, both in Law and in Equity, of the said William McElhaney deceased, and of all the parties to the said suit, and of all other persons rightfully claiming, or to claim the same, or any part thereof, by, from, or under them or either of them.

To Have and To Hold, the said Bank of Camden with its hereditaments, privileges and appurtenances, unto the said William McElhaney's Heirs & legatees and their only proper use benefit and behoof forever.

IN WITNESS WHEREOF, I, the said James Saffon Master of the said Court, under and by virtue of the said Decree, have hereunto set my Hand and Seal, at Camden this twenty fourth day of February in the year of our Lord one thousand eight hundred and forty three and in the sixty seventh year of the Sovereignty and Independence of the United States of America.

SIGNED AND DELIVERED IN THE PRESENCE OF
Thomas J. Gantt
Henry E. King

James Saffon. (Seal)
Master in Equity

THE STATE OF SOUTH-CAROLINA.
Charleston District.

PERSONALLY, appeared before me Henry E. King and made oath that saw James Saffon Master in Equity, sign, seal, and as his act and deed, deliver the within Conveyance, and that Deponent with Thomas J. Gantt subscribed their names as witness to the execution thereof.

SWORN before me, this 10th day of March 1843.

Charles Gaunther
Notary Public S.C.
Ex Officio Master.

Henry E. King

Filed in Office this 18th March 1843.
Wm. Elmore
C.E.

CC-523-002469

PLAINTIFF'S EXHIBIT
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NO 12 = 9¼ ACRES
NO 13 = 9 1/2 "
NO. 14 = 9 9/10 "
NO 15 = 10 6/10 "
NO. 16 = 13 4/10 "
NO. 17 = 10 2/10 "
NO 7 = 8 1/2 " NO. 18 = 11 1/2 "
NO 8 = 8 ⅞ " NO. 19 = 12 8/10 "
NO. 9 = 8 4/10 " NO. 20 = 9 8/10 "
NO 10 = 8 3/4 " NO. 21 = 16 "
NO 11 = 9 " NO. 22 = 12 8/10 "

PLAN OF PART OF SNEA FARM, CHRIST CHURCH, EAST OF GEORGETOWN ROAD DIVIDED INTO 22 FARMS.

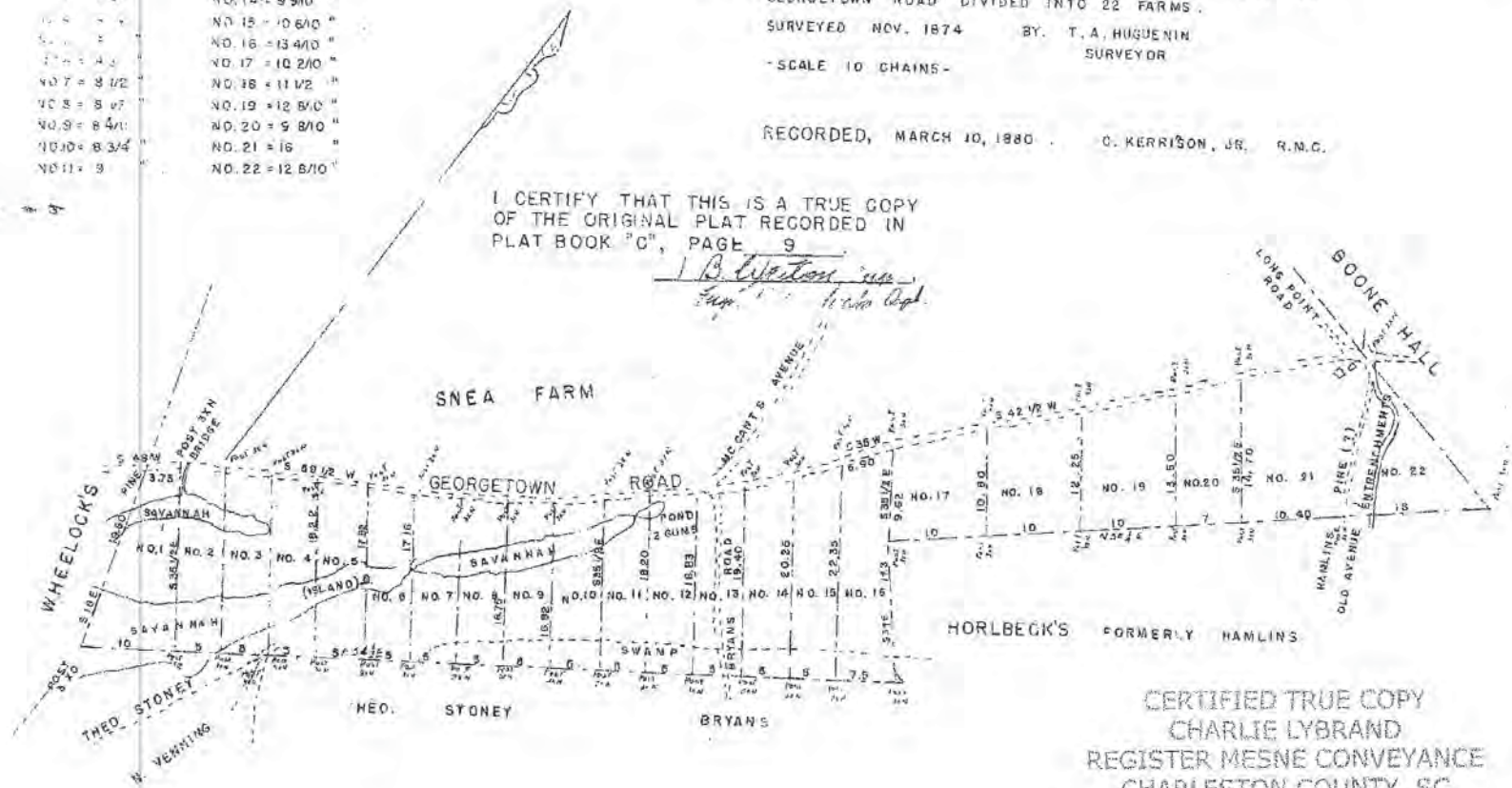
SURVEYED NOV. 1874 BY. T. A. HUGUENIN SURVEYOR

-SCALE 10 CHAINS-

RECORDED, MARCH 10, 1880 . C. KERRISON, JR. R.M.C.

I CERTIFY THAT THIS IS A TRUE COPY OF THE ORIGINAL PLAT RECORDED IN PLAT BOOK "C", PAGE 9.

I. B. Lyston, Jun.
Surv. Acting Dep.



CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: 7-15-2013
BY: C Karlie Lybrand
NP2N

CC-523-002470

State of New York, }
City of New York. }

Personally appeared before me George W. Covington and made oath that he saw the within named R. B. Verrey, the Executor under the last Will and Testament of James G. Nibbs, deceased, sign, seal and as his act and deed deliver the foregoing Deed, and that he saw the Edwin A. Covey with the Deponent thereof.

Sworn to before me this } Geo. W. Covey
9th day of March 1900 }
Edwin A. Covey
Commissioner for the State of South Carolina
Office, No. 56 Wall Street, New York City

Seal

District of Columbia, }
City of Washington. }

Personally appeared before me Marcus D. Towers and made oath that he saw Henry Holmes, Trustee under the Marriage Settlement of Peter Hart and Martha E. Libbey, dated May 15th, 1878 sign, seal and as his act and deed deliver the foregoing Deed, and that he with the Deponent thereof.

Sworn to before me this } Marcus D. Towers
fifth day of March, 1900 }
John F. Mitchell
A Commissioner for the State of South Carolina in and for the District of Columbia

Seal

Recorded March 16th, 1900 -
Paper delivered to A. Sanderson -
Judging & Cogswell & R. W. C.
Fred'k W. K.

Mary Jane McQuarter et als
= To =
Frederick Wietens
Conveyance of Real Estate

The State of South Carolina:

To all whom these presents shall concern: We, Mary Jane McQuarter, Thomas H. McQuarter, William McQuarter (Exhibit 2), Clement S. McQuarter, (Exhibit 3) Harriet A. Jennings McQuarter and Mary McQuarter Swallenburg:

Whereas the late Lockwood A. McQuarter made his Bond to Otto F. Wietens dated the twenty eighth day of February in the year Eighteen Hundred and eighty eight in the penal sum of Twelve Thousand Dollars, conditioned for the payment of Six Thousand Dollars in six equal annual successive instalments, the first of said instalments on the twenty eighth day of February in the year Eighteen Hundred and eighty nine and the sixth instalment on the twenty eighth day of February in the year eighteen hundred

CERTIFIED TRUE COPY
CHARLIE TYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 16, 2013
BY: Charlie Tybrand
B.P.

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PLAINTIFF'S EXHIBIT
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sum or any part thereof that may at any time remain unpaid from the date thereof at the rate of five per cent per annum, payable annually, until the whole debt principal and interest be fully paid and satisfied and to secure said Bond made his Mortgage to said Otto F. Wieters dated the twenty eighth day of February in the year Eighteen Hundred and Eighty eight of "a certain plantation or tract of land with the buildings thereon known as "Snee Farm" situate, lying and being in what was then Berkeley County, and particularly described in said Mortgage and embracing the premises hereinafter particularly described, which said Mortgage was duly recorded in the Greene Conveyance Office for said Berkeley County in Vol. B. 3 p. 114.

And Whereas the said Dockwood A. McCants thereafter died leaving his last Will and Testament, whereby he devised and bequeathed all his Estate real and personal to his wife the said Mary Jane McCants and appointed her the said Mary Jane McCants Executrix thereof, which said last Will and Testament was duly admitted to Probate in the Probate Court for said Berkeley County and said Mary Jane McCants duly qualified as Executrix thereof, and the said Dockwood A. McCants left surviving him his said wife the said Mary Jane McCants and his children the said Thomas H. McCants, William McCants, Clement S. McCants, Harriet O. Lew, Ann M. C. Rodney and Mary McCants, who with the said Mary Jane McCants were the only heirs and distributees of said Dockwood A. McCants and who are all now of the full age of twenty one years.

And Whereas the said Bond and Mortgage of the said Dockwood A. McCants to said Otto F. Wieters were thereafter duly assigned to John C. Wieters.

And Whereas thereafter the said Mary Jane McCants made to said John C. Wieters her Bond dated the fifteenth day of April in the year Eighteen Hundred and ninety five in the penal sum of Seventeen Thousand nine Hundred and ninety two Dollars, conditioned for the payment of the full and just sum of Eight Thousand nine hundred and ninety six dollars one year after the date thereof with interest at the rate of Seven per cent per annum from the date thereof on the whole principal sum or any part thereof that may at any time remain unpaid and to secure the payment of said last mentioned Bond the said Mary Jane McCants made her Mortgage dated on the said Bond to the said Plantation or tract of land with the buildings and improvements commonly known by the name of "Snee Farm" and particularly described in said last mentioned Mortgage and embracing the premises hereinafter particularly described it being stated in the said last mentioned Mortgage that no payment had been made on the said Mortgage debt by the said Dockwood A. McCants to said Otto F. Wieters but that no sums

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by said John C. Wieters and said John C. Wieters hereagreed to accept the said Bond and Mortgage of the said Mary J. McCants which when paid should be full satisfaction of the said Bond and Mortgage of the said Doctr Wood A. McCants it being distinctly understood that the said Bond and Mortgage of the said Mary Jane McCants to the said John C. Wieters unless paid should not operate satisfaction of said Bond and Mortgage of the said Doctr Wood A. McCants, which said Mortgage of the said Mary Jane McCants to said John C. Wieters was recorded in the Mesne Conveyance Office Charleston County in Book B. 22 page 285 and in the Mesne Conveyance Office for Berkeley County in Book B. 5 page 189.

And Whereas subsequently by deed dated 24th. day of February A.D. 1898 the said John C. Wieters released from the lien of the said Mortgage as held by him as aforesaid, to John S. Horlbeck a parcel of said Stree Farm containing one and thirty five one hundredths Acres being triangular in shape and Bounding North by Boone Hall the lands of John S. Horlbeck, South East by the Georgetown Road separating it from the six mile Church Lot, to the Southwest by Long Point Road separating it from the lands formerly of E. A. McCants but now of Mary Jane McCants according to a plat thereof by R. N. Royall, Surveyor February 1898, which said lot piece or parcel of land was conveyed by said Mary Jane McCants to said John S. Horlbeck by deed dated the tenth day of February 1898, to which said deed said plat of R. N. Royall is attached, the said Mortgage to be affected in no otherwise by said release, except to the extent of said one and thirty five one hundredths Acres, which said deed of said Mary Jane McCants to said John S. Horlbeck is recorded in the Mesne Conveyance Office Charleston County in Book H. 23 page 112.

And Whereas subsequently by deed dated the 24th. day of February 1898 the said John C. Wieters released from the liens of the said Mortgage held by him as aforesaid to the Christ Church Agricultural Society - All that lot piece or parcel of land in Christ Church Parish Charleston County, in said State, containing One Acre bounding Northwest by Georgetown Road, Northeast, South-East and South-West by lands late of E. A. McCants but now of Mary Jane McCants according to a plat thereof by R. N. Royall, Surveyor February 1898, the said lot piece or parcel of land being conveyed by said Mary Jane McCants to said Christ Church Agricultural Society by deed dated the tenth day of February Eighteen Hundred and Ninety eight, to which said deed said plat of R. N. Royall is attached, the said mortgage to be affected in no otherwise by said release except to the extent of said One Acre, which said deed of Mary Jane McCants to said Christ Church Agricultural Society is recorded in the Mesne Conveyance Office Charleston

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County in Book H. 23 page 111.

And Whereas the Bonds and Mortgage of the said Lockwood A. McCants to the said Otto F. Wieters assigned as aforesaid to the said John C. Wieters and the said Bond and Mortgage of the said Mary Jane McCants to the said John C. Wieters were severally assigned and transferred by said John C. Wieters to Frederick Wieters who is now the holder and owner thereof.

And Whereas no part of the principal or interest of either of the said Mortgage debts has been paid and the amount now due and owing on the said bond of the said Mary Jane McCants to the said John C. Wieters secured by her said Mortgage to the said John C. Wieters assigned and transferred to and now held by the said Frederick Wieters for principal and interest calculated to the date of these Presents is twelve Thousand two hundred and nineteen 17/100 Dollars, and it has been agreed by and between the parties hereto that the said Frederick Wieters shall and will absolve the said Estate of said Lockwood A. McCants and the said Mary Jane McCants from any and all claims by reason of the Bond debts aforesaid. For so much of the said Bond debts as shall not be paid by the application thereto of the property herein mentioned as specifically pledged by way of this said two mortgages to secure the same, which application of said property to said debts shall be made by said Frederick Wieters, his Heirs, Executors, Administrators or Assigns whenever he or they shall deem it advisable to proceed for the collection of the same, and to that end it is hereby agreed that the conveyance herein made is made subject to said two mortgages which are not to be extinguished but are to remain open to protect against dower, incumbrances and claims of any kind.

Now Know All Men by these Presents That we the said Mary Jane McCants, and the said Thomas G. McCants, William McCants, Clement S. McCants, Harriet C. Lee, Anne McC. Wagner and Mary McCants, in consideration of the premises and of the sum of Five Dollars to us in hand paid by the said Frederick Wieters at and before the sealing of these Presents and further in consideration of the before mentioned agreement on the part of the said Frederick Wieters to proceed in no other way for the collection of said Bond debts save and except to the application of said Mortgages property thereto and that he will absolve the Estate of said Lockwood A. McCants and the said Mary Jane McCants from any and all claims by reason of the said debts aforesaid, save as much of said Bond debts as shall not be paid by the application thereto of the mortgaged property as aforesaid have granted, bargained, sold and released, and by these presents do grant, bargain, sell and release to the said Frederick Wieters

All that [illegible]

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and improvements thereon late the property of William Matthews, commonly known by the name of "Oak Farm", situate, lying and being in the Parish of Christ Church in Charleston County, (formerly Berkeley County) as the Limits of Berkeley County stood before the lines prescribed by the Act of the General Assembly approved December the twenty-sixth A.D. Eighteen Hundred and ninety three) Containing according to a plat of Thos. C. Millard Deputy Surveyor, November twenty-eighth Eighteen Hundred and fifty four, Eight hundred and Fifty Acres, less a portion thereof since recovered by Henry M. Horlbeck in a suit in the Common Pleas.

Butting and Bounding to the North on lands owned or late of the Horlbeck Estate, Northeast partly on lands owned or late of Whitefoot, Northwest partly on lands owned or late of the Estate of the late Wyon Reid, and partly on lands of The property hereby conveyed being the same conveyed by James J. Pringle, Master in Equity to Williams Mellichamp by deed dated the twenty fourth day of February Eighteen Hundred and fifty three and recorded in the Mesne Conveyance Office Charleston County in Book V. No. 12 p. 285, save and except certain parcels or lots hereinafter described to wit: Two lots sold and conveyed to Sam. Heyward by S. A. McCants by deed recorded in Mesne Conveyance Office Berkeley County in Book A. 1 page 62, and in the Mesne Conveyance Office Charleston County in transcribed records from Berkeley County in Book A. 31 page 12; One lot number Seventeen containing ten and six tenths Acres sold and conveyed by S. A. McCants by deed recorded in Mesne Conveyance Office Berkeley County in Book A. 1 page 187 and in the Mesne Conveyance Office Charleston County in transcribed records from Berkeley County in Book A. 31 page 51; One lot number Fifteen containing ten and six tenths Acres sold and conveyed to Wm. Wilfong by S. A. McCants by deed recorded in Mesne Conveyance Office Berkeley County in Book A. 1 page 181 and in the Mesne Conveyance Office Charleston County in transcribed records from Berkeley County in Book A. 31 page 52; all as part of the original Tract, fronting on the North East side of the Georgetown Road, and having such shapes, dimensions &c. as will appear by reference to a plat by J. A. Huguenin Surveyor in 1874 recorded R. M. C. Office Charleston in Plat Book C page 9.

And further saving and excepting out of and from this conveyance the parcel of One and thirty five hundredth Acre of conveyed by said Mary Jane Mc Cants to John S. Horlbeck as appears by said deed dated the tenth day of February Eighteen Hundred and Ninety eight and recorded in the Mesne Conveyance Office Charleston County in Book H. 23 page 112 - and also One Acre conveyed as aforesaid by said Mary Jane Mc Cants to said Christ Church Agricultural Society

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of said deed dated the tenth day of February Eighteen Hundred and ninety eight and recorded in said Offices Conveyance Office Charleston County in Book K 23 page 111.

Together with all and singular the rights, Members, Hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

To Have and To Hold all and singular the said premises before mentioned unto the said Frederick Wieters his Heirs and Assigns forever, the said property hereby conveyed, subject however to the said Mortgage of the said Lockwood A. McCants to the said Otto B. Wieters, dated the twenty eighth day of February A. D. Eighteen Hundred and eighty eight and recorded in the Clerks Conveyance Office Berkeley County in Vol. B. 3 page 114, and the said Mortgage of the said Mary Jane McCants to the said John C. Wieters dated the fifteenth day of April in the year Eighteen Hundred and ninety five and recorded in the Clerks Conveyance office Charleston County in Book B 22 page 284 and in the Clerks Conveyance Office for Berkeley County in Book B. 5 page 189 which mortgages hereinbefore specified agreement of the parties hereto are not to be extinguished but are to remain open to protect the said Frederick Wieters his heirs and assigns against all claims dowers liens and encumbrances.

And we do hereby bind ourselves and our Heirs, Executors and Administrators to warrant and forever defend all and singular the said premises to the said Frederick Wieters his Heirs and assigns against ourselves and our Heirs, lawfully claiming or to claim the same or any part thereof.

Witness our hands and Seals this twenty first day of February in the year of our Lord One Thousand Nine Hundred (1900) and of the One Hundred and twenty fourth year of the Sovereignty and Independence of the United States of America.

Signed Sealed and Delivered
in the presence of

Witnesses as to Execution by
Thomas H. McCants
J. O. Sanigan
H. Barkenfeg

Witnesses as to Execution by Wm J. McCants
Wm McCants to S. McCants Jun H. O. Wagner
and Mary M. Cants

W. F. Sherman
E. Rogell

Witnesses as to the Execution by
Wm H. O. Tees
Amy L. L. Sanders
Chas. O. Lappelmann

Wm J. McCants IV. (Seal)
J. H. McCants IV (Seal)
Wm McCants IV (Seal)
S. S. McCants IV (Seal)
Wm H. O. Tees IV (Seal)
Anne McC. Wagner (Seal)
Mary M. McCants (Seal)

Rec'd & R.
2/21/00
at 12 M.

The State of South Carolina }
Charleston }

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who being duly sworn says that he saw the within named Thos. E. McCants sign, seal, and as his act and deed deliver the within written deed, and that deponent and J. O. Bamberg witnessed the execution thereof, and subscribed their names as witnesses thereto.

Sworn to before me this 24th day of February A.D. 1900. } Th. Barkersdale

J. O. Capplemann
Notary Public
S. C.

(L.S.)

Notarial Seal

The State of Georgia }
Chatham County }

Personally appeared before me W. F. Sherman who being duly sworn says that he saw the within named M. E. McCants, Wm. McCants, Q. V. McCants, Ann McCants Wagner and Mary McCants sign, seal and as their act and deed deliver the within written deed and that deponent and Wm. F. Sherman & Royall witnessed the execution thereof and subscribed their names as Witnesses thereto.

Sworn to before me this } W. F. Sherman
24th day of Feb 1900. }
Wm. F. Scherck
Notary Public C. & S. Ga.

National Seal

State of Georgia. } Clerk's Office, Superior Court.
Chatham County.

U.S.I.R. 10 cts stamps

I, James M. P. Carr, Clerk of the Superior Court of Chatham County, Georgia, the same being a Court of Record in and for the County of Chatham, in said State, do hereby certify that Wm. F. Scherck, Esquire, whose signature appears on the aforegoing instrument, was at the time of signing the same, duly qualified and commissioned Notary Public, in and for said County and duly authorized to take acknowledgements of deeds and other instruments in writing, and to administer oaths, and that full faith and proper respect and credence should be placed in all of his actings and doings as such.

I further certify that the signature of said Notary, upon said instrument, is his genuine signature.

In Testimony Whereof, I have hereunto set my official signature, and affixed the seal of said Superior Court, this 24th day of February A.D. 1900.

James M. P. Carr
Clerk, S.C., C.C. Ga.

Seal C.C.

The State of ~~Georgia~~ South Carolina }
Charleston County. }

Personally appeared John O. Capplemann who being duly sworn says that he saw the within named Mrs. E. M. Jackson seal and as her act and deed deliver the within written deed and that deponent and

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A. & L. Lesesne witnessed the execution thereof, and subscribed their names as witnesses thereto.

Sworn to before me this 2nd day of March 1900. } Jno D. Cappelmann

Notarial Seal

Aug Hopke,
Notary Public

The State of South Carolina }
Charleston County.

I, J. D. Cappelmann Notary Public do hereby certify unto all whom it may concern, That Mrs. Susan L. McCants, the wife of the within named Thomas B. McCants, did this day appear before me, and did declare that she does freely, voluntarily and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within named Frederick Wieters his heirs and assigns, all her interest and estate, and also all her right and claim of dower, of, in or to all and singular the premises within mentioned and released.

Given under my hand and seal this first day of March Anno Domini 1900.

Susan L. McCants.

J. D. Cappelmann
Not Pub
SC.

Notarial Seal (Seal)

Recorded March 17th, 1900 - Paper delivered to Simons, Sasportas & Cappelmann -
Julius E. Gravell, R.M.C.
Pro M.C.H.K.

Charleston Bagging Manufacturing Co -
- To -
Alexander Price -
Conveyance

The State of South Carolina:
To all to whom these Presents May Come, The Charleston Bagging Manufacturing Company, a Corporation created by Acts and Resolutions under the laws of the State aforesaid, Send Greeting:

Whereas, The Charleston Bagging Manufacturing Company was duly incorporated by an Act of the General Assembly of the said State entitled an "Act to Incorporate the Charleston Bagging Manufacturing Company," approved February 18th, 1878, for a term of twenty one years and vested the Executive Government of the General Assembly meeting next thereafter (as will more fully appear by reference to the said Act)

And Whereas, the General Assembly meeting next after the term of twenty-one years from the date of the approval of the said Act (has lawfully assembled), and the Charter granted to the said Corporation has thereby ceased and determined, and the said Corporation has by the provisions of the said Act entered upon the winding up of its affairs

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cern,that Mrs.Florence V.Preston,the wife of the within named William D.Preston,did this day appear before me,and upon being privately and separately examined by me did declare that she does freely,voluntarily,and without any compulsion,dread or fear of any person or persons whomsoever renounce,release and forever relinquish unto the within named George H.Moffett,his Heirs and Assigns,all her interest and estate and also all her right and claim of dower,of,in or to all and singular the premises within mentioned and released.

Given under my hand and seal this 21st day of November Anno Domini 1907.

Florence L.Charlton, Notary Public,Kings Co. (Notarial Seal) Mrs.Florence V.Preston.

STATE OF SOUTH CAROLINA

COUNTY OF KINGS

I,Florence L.Charlton Notary Public for Kings County do hereby certify unto all whom it may concern,that Mrs.Ida M.Preston,the wife of the within named Robert J.Preston did this day appear before me,and upon being privately and separately examined by me,did declare that she did freely,voluntarily,and without any compulsion,dread or fear of any person or persons whomsoever,renounce release and forever relinquish unto the within named George H.Moffett,his Heirs and Assigns,all her interest and estate,and also all her right and claim of dower,of,in or to all and singular the premises within mentioned and released.

Given under my Hand and seal this 21st day of November Anno Domini,1907.

Florence L.Charlton Notary Public,Kings Co. (Notarial Seal) Ida M.Preston

Recorded November 25th,1907. Original delivered to Geo.H.Moffett,

Julius E.Cogswell,R.M.C. per clk.C.M.

3K F-25 PG 154 B.L.

R.FREDERICK A.WIETERS ---TO--- R.FREDERICK A WIETERS,TRUSTEE. DECLARATION OF TRUST..

THE STATE OF SOUTH CAROLINA

TO ALL WHOM THESE PRESENTS SHALL CONCERN: I,R Frederick A.Wieters also known as Frederick Wieters in the State aforesaid send Greeting:

WHEREAS the several pieces of real Estate hereinafter particularly described were conveyed to me the said Frederick A Wieters called Frederick Wieters as hereinafter mentioned;

AND WHEREAS the consideration for the said several pieces of real estate was paid by the late John C.Wieters and the said several pieces of real estate were his property and the title deeds therefor only taken to me and in my name for convenience;

AND WHEREAS the said John C.Wieters died on or about the fourth day of June in the year Nineteen Hundred and three,leaving his last will and Testament dated the twenty-third day of July in the year Eighteen Hundred and Ninety eight,wh which has been duly admitted to Probate in the Probate Court for Charleston County on or about the ninth day of June in the year Nineteen Hundred and t ee of which said Charleston County the said John C.Wieters was a resident and inhabitant.

NOW KNOW ALL MEN BY THESE PRESENTS That I,the said R.Frederick A.Wieters in consideration of the premises do hereby acknowledge and declare that I and my heirs stand seized of and hold the said real estate,to wit:

All that certain piece,parcel or lot of land with the buildings thereon,situate lying and being on the South west corner of Lodge Alley and Meeting Street in the City of Charleston,in

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE-May-10, 2013
BY: Charlie Lybrand
B.L.

CC-523-002479

PLAINTIFF'S EXHIBIT
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ROA- 8270

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cern,that Mrs.Florence V.Preston,the wife of the within named William D.Preston,did this day appear before me,and upon being privately and separately examined by me did declare that she does freely,voluntarily,and without any compulsion,dread or fear of any person or persons whomsoever renounce,release and forever relinquish unto the within named George H.Moffett,his Heirs and Assigns,all her interest and estate and also all her right and claim of dower,of,in or to all and singular the premises within mentioned and released.

Given under my hand and seal this 21st day of November Anno Domini 1907.

Florence L.Charlton, Notary Public,Kings Co. (Notarial Seal) Mrs.Florence V.Preston.

STATE OF SOUTH CAROLINA

COUNTY OF KINGS

I,Florence L.Charlton Notary Public for Kings County do hereby certify unto all whom it may concern,that Mrs.Ida M.Preston,the wife of the within named Robert J.Preston did this day appear before me,and upon being privately and separately examined by me,did declare that she did freely,voluntarily,and without any compulsion,dread or fear of any person or persons whomsoever,renounce release and forever relinquish unto the within named George H.Moffett,his Heirs and Assigns,all her interest and estate,and also all her right and claim of dower,of,in or to all and singular the premises within mentioned and released.

Given under my Hand and seal this 21st day of November Anno Domini,1907.

Florence L.Charlton Notary Public,Kings Co. (Notarial Seal) Ida M.Preston

Recorded November 25th,1907. Original delivered to Geo.H.Moffett,

Julius E.Cogswell,R.M.C. per clk.C.C.

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE-May-16, 2013
BY: Charlie Lybrand
B.K.

CC-523-002479

3K F-25 PG 154 B.K.

R.FREDERICK A.WIETERS ---TO--- R.FREDERICK A WIETERS,TRUSTEE. DECLARATION OF TRUST.

THE STATE OF SOUTH CAROLINA

TO ALL WHOM THESE PRESENTS SHALL CONCERN: I,R Frederick A.Wieters also known as Frederick Wieters in the State aforesaid send Greeting:

WHEREAS the several pieces of real Estate hereinafter particularly described were conveyed to me the said Frederick A Wieters called Frederick Wieters as hereinafter mentioned;

AND WHEREAS the consideration for the said several pieces of real estate was paid by the late John C.Wieters and the said several pieces of real estate were his property and the title deeds therefor only taken to me and in my name for convenience;

AND WHEREAS the said John C.Wieters died on or about the fourth day of June in the year Nineteen Hundred and three,leaving his last will and Testament dated the twenty-third day of July in the year Eighteen Hundred and Ninety eight,wh which has been duly admitted to Probate in the Probate Court for Charleston County on or about the ninth day of June in the year Nineteen Hundred and t ee of which said Charleston County the said John C.Wieters was a resident and inhabitant.

NOW KNOW ALL MEN BY THESE PRESENTS That I,the said R.Frederick A.Wieters in consideration of the premises do hereby acknowledge and declare that I and my heirs stand seized of and hold the said real estate,to wit:

All that certain piece,parcel or lot of land with the buildings thereon,situate lying and being on the South west corner of Ledge Alley and Meeting Street in the City of Charleston,in

PLAINTIFF'S EXHIBIT
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ROA - 8271
tabbies

BK F-25 PG 155 BL.

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the State aforesaid-Measuring and Containing in front on East Bay Street aforesaid,twenty feet eight inches (20ft.8 in.) more or less,and in depth on Lodge Alley One hundred and forty four feet,five inches (144 ft. 5 in.) more or less. Butting and Bounding to the North on Lodge Alley to the South on land formerly of James Walker but later belonging to Wieters,to the West on land of and to the East on East Bay Street,being the same real estate conveyed to me,the said E.Frederick A.Wieters by the name of Frederick Wieters by Mrs.Betty H.Jenson by deed dated 28th day of May 1900 and recorded in the office of the Register of Mesne conveyance for Charleston County in Book R.23 page 135- Also

All that Plantation or tract of land with the buildings and improvements thereon late the property of William Matthews commonly known by the name of "SNEE FARM" situate,lying and being in the Parish of Christ Church,in Charleston County (formerly Berkeley County as the lines of Berkeley County stood before the lines prescribed by the Act of the General Assembly approved December the twentieth A.D.Eighteen Hundred and ninety-three)-Measuring and containing according to a plat of Thos C.Mallard Deputy Surveyor,November twentieth,Eighteen hundred and forty four,Eight Hundred and Fifty acres less a portion thereof since recovered by Henry Harlbeck in a suit in the Comon Pleas.-Butting and Bounding to the North on Lands now or late of Henry Harlbeck,e-ast and south-east by lands now or late of John Rivalin and partly by Lands now or late of Whitesides,northwest partly on lands now or late of the Estate of the late Wm.Bold and partly on lands of being the same real Estate conveyed to me the said E.Frederick A. Wieters by the name of Frederick Wieters by Mary Jane McCants - Thomas C.McCants-William McCants Clement S.McCants-Harriett D.Tew-Ann H C Wagner and Mary McCants by deed dated 21st February 1900 and recorded in said office in Book Y 22 page 577 in trust for the benefit of the persons entitled to the rest,residue and remainder of the Estate real and personal and of every kind and description and wheresoever situate of the said John C.Wieters unter the said last Will and Testament of the said John C.Wieters in the same manner as if the title to said real Estate had stood in the name of the said John C.Wieters at the time of his death.

TOGETHER with all and singular the rights,Members,hereditaments and appurtenances to the said real estate and premises belonging or in any wise incident or appertaining.

TO HAVE AND TO HOLD all and singular the said real Estate and premises before mentioned and described in Trust for the persons entitled to the rest,residue and remainder of the Estate real and personal and of every kind and description and wheresoever situate,of the said John C. Wieters under the last Will and Testament of the said John C.Wieters,their heirs and assigns forever in the same manner as if the title to said real Estate had stood in the name of the said John C.Wieters at the time of his death.

WITNESS my hand and Seal this fourteenth day of February in the year of our Lord one thousand nine hundred and eight (1908) and in the one hundred and thirty second year of the Sovereignty and Independence of the United States of America.

Signed Sealed & Delivered in the presence of: E.F.A.Wieters (L. S.)

H.Holte
John D.Cappelmann Jr.

The State of South Carolina
Charleston County

Personally appeared John D.Cappelmann Junior who being duly sworn says that he saw the within named E.Frederick A.Wieters sign,seal and as his act and deed deliver the within written deed and that deponent and Henry Holte witnessed the execution thereof and subscribed their

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BK F-25 PG 156 B.L.

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Sworn to before me this 18th day of February A.D.1908 John D. Oeppelmann, Jr

J.D.Oeppelmann Not Pub S C
(Notarial Seal)

The State of South Carolina

Charleston County

I J.D.Oeppelmann a Notary Public in said State do hereby certify unto all whom it may concern that Mrs.Dora Wieters the wife of the within named E.Frederick Wieters did this day appear before me and upon being privately and separately examined by me,did declare that she does freely,voluntarily and without any compulsion,dread or fear of any person or persons whomsoever , renounce release and forever relinquish unto the within named E.Frederick A Wieters and his heirs and assigns in Trust for the persons entitled to the rest, residue and remainder of the Estate real personal and of every kind and description and wheresoever situate of the said John C.Wieters their heirs and assigns forever all her interest and estate and also all her right and claim of dower,of,in or to all and singular the premises within mentioned and released.

Given under my Hand and Seal this Eighteenth (18th) day of Novembes February Anno Domini 1908 (18-February 1908)

J.D.Oeppelmann Not Pub S C (Seal) Dora Wieters
(Notarial Seal)

Recorded February 18th,1908. Original delivered to Simons,Seigling & Oeppelmann.

Julius E.Cogswell,R.M.C. per clerk C.W.

ANNE CARROLL POWARD - - - TO - - - CHARLES WILSON. (AGREEMENT TO CONVEY)

STATE OF SOUTH CAROLINA.

COUNTY OF CHARLESTON

THIS AGREEMENT made this 3rd day of February 1908,between Anne Carroll Poward of Charleston of the first part,and Charles Wilson of Charleston of the second part,WITNESSETH:

THAT the said party of the first part for and in consideration of the sum of Five Hundred and Seventy Five Dollars plus interest at the rate of seven percent per annum,payable semi-annually on all unpaid balances,has contracted and agreed to sell,and does hereby contract and agree to sell the said party of the second part,

ALL that lot of land with the buildings thereon,situate,lying and being on the South side of Addison's Court known as No Twelve (12) in splat of Twelve lots of the Addison lands by F.J.Smith,Surveyor,dated July 13,1883,and recorded in R.M.C.O.Charleston County in Plat Book B.page 104,Measuring and Containing in front on Addison's Court forty two feet three inches (42ft.3ins) and fifty eight (58) ft in depth,be said dimensions more or less.Butting and Bounding North on Addison's Court,East on lands of Sarah Jane Addison, South on lands of and West on Lot No Eleven (11) on said plat.

And the said party of the first part,her heirs,executors,administrators,and assigns agrees to execute and deliver to the said party of the second part a Warranty Deed for the said land.

PROVIDED and upon condition nevertheless that the said party of the second part,his heirs,executors,administrators or assigns pay to the said party of the first part,her heirs, executors,administrators or assigns for the same land,the sum of Five Hundred and Seventy-

CC-523-002481

E Frederick A Wiston, Executor -to- Thomas J Hamlin Title to Real Estate.

B bk 25 pg 179 1894

THE STATE OF SOUTH CAROLINA.

WHEREAS John C Wiston being a resident of Charleston County in said State departed this life on or about the fourth day of June A D 1902 , leaving his last Will and Testament dated 23rd day of July 1898 which on the 9th day of June 1903 was duly admitted to Probate before and now remains of record in the Probate Court for said Charleston County at which time E Frederick A Wiston, Executor therein named duly qualified as such having been nominated, constituted and appointed by the said John C Wiston sole Executors with power and authority as follows: "with full power to sell the whole or any part of my estate real, personal and of every kind and description and wheresoever situate from time to time and at such time or times, in such manner and on such terms as he shall think best for the purpose of paying debts and legacies, settling up and dividing my estate, or either" as in and by said last Will and Testament of record as aforesaid reference being thereunto had will appear.

AND WHEREAS the said E Frederick A Wiston as Executor as aforesaid under and by virtue of the power and authority in him vested in and by said last Will and Testament and in the exercise thereof for the purpose of settling up and dividing the estate of the said John C Wiston have sold the real estate hereinafter described to THOMAS J HAMLIN, of Charleston County in the State aforesaid at and for the price of NINE THOUSAND FOUR HUNDRED ($9,400.00) DOLLARS.

NOW KNOW ALL MEN BY THESE PRESENTS, that I, E Frederick A Wiston, under and by virtue
J D C of the power and authority in me vested as Executor as aforesaid in and by the said last Will
-1
Witness and Testament of the said John C Wiston, deceased and in the exercise thereof and of every other power so hereunto enabling in the State aforesaid, in consideration of the sum of NINE THOUSAND FOUR HUNDRED ($9,400.00) DOLLARS, to me in hand paid at and before the sealing of these presents by said THOMAS J. HAMLIN of Charleston County in the State aforesaid (the receipt whereof is hereby acknowledged) have granted, bargained, sold and released, and by these Presents do grant, bargain, sell, and release unto the said THOMAS J HAMLIN:

ALL THAT PLANTATION or tract of land with the buildings and improvements thereon late the property of William Matthews commonly known by the name of "SHEE PARK" situate, lying and being in the Parish of Christ Church, in Charleston County, (formerly Berkeley County as the lines of Berkeley County stood before the lines prescribed by the Act of the General Assembly approved December the twentieth A D Eighteen hundred and Ninety-three).

MEASURING AND CONTAINING according to a plat of Thomas C Mallard, deputy surveyor, November twentieth, eighteen hundred and forty-four, eight hundred and fifty acres, less a portion thereof since recovered by Henry Horlbeck in a suit in the Common Pleas.

BUTTING AND BOUNDING to the North on lands now or late of Henry Horlbeck, east and south east by lands now or late of John Hamlin, and partly by lands now or late of Whitesides, northwest partly on Lands now or late of the estate of the late Mr Reid and partly on lands of

---

The property hereby conveyed being the same conveyed by Green Tupper, Master in Equity to William Matheus by deed dated the twenty-fourth day of February Eighteen hundred and fifty-
Witness two and recorded in the Mesne Conveyance Office Charleston County in Book V No 12 page 25

CERTIFIED TRUE COPY
CHARLIE LYERLY
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15, 2013
BY: Charlie Lyerly

CC-523-002482

PLAINTIFF'S EXHIBIT
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ROA_ 8274

Book A 1 page 62, and in the Mesne Conveyance Office Charleston County in transcribed records from Berkeley County in Book A 31 page 12, One lot number Seventeen containing Ten and six tenths acres sold and conveyed to Betty Freeman by L A McCants by deed recorded in Mesne Conveyance Office Berkeley County in Book A 1 page 187 and in the Mesne Conveyance Office Charleston County in transcribed records from Berkeley County in Book A 31 page 51; One lot number Fifteen containing ten and six tenths acres sold and conveyed to Dido Wilkins by L A McCants by deed recorded in Mesne Conveyance Office Berkeley County in Book A 1 page 188 and in the Mesne Conveyance Office Charleston County in transcribed records from Berkeley County in Book A 31 page 52; all a part of the original Tract, situate on the North East side of the Georgetown Road and having such shape, dimensions &c. as will appear by reference to a plat by T A Engstrain, Surveyor in 1874 recorded R M C Office Charleston in Plat Book C page 9.

And further saving and reserving out of and from this conveyance the parcel of one and thirty-five hundredths acres conveyed by said Mary Jane McCants to John S Berkeck as aforesaid by said deed dated the tenth day of February Eighteen Hundred and Ninety-eight and recorded in the Mesne Conveyance Office Charleston County in Book B 23 page 112 & and said One Acre conveyed as aforesaid by said Mary Jane McCants to said Christ Church Agricultural Society by said deed dated the tenth day of February Eighteen hundred and ninety-eight, and recorded in said Mesne Conveyance Office Charleston County in Book B 23 page 111.

J D C S
Witness

TOGETHER with all and singular the Rights, Members, Hereditaments and Appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD all and singular the said premises before mentioned unto the said Thomas J Hamlin his Heirs, and Assigns forever, the said property hereby conveyed being subject however to a certain Mortgage of one Lockwood A McCants to the late Otto F Wieters dated the twenty-eighth day of February A D Eighteen Hundred and Eighty-eight and recorded in the Mesne Conveyance Office Berkeley County in Vol B 3 page 114, and a certain Mortgage of the said Mary Jane McCants to the said John C Wieters dated the fifteenth day of April in the year Eighteen Hundred and ninety-five, and recorded in the Mesne Conveyance Office Charleston County in Book B 22, page 236, and in the Mesne Conveyance Office Berkeley County in Book B 5 page 139, which mortgages under the agreement of the parties hereto are not to be extinguished but are to remain open to protect the said Thomas J Hamlin his Heirs and Assigns against all claims, dower, liens and encumbrances.

WITNESS my hand and seal this Seventh day of February in the year of our Lord One thousand Nine hundred and Ten (1910) and in the One hundred and thirty-fourth year of the Sovereignty and Independence of the United States of America.

SIGNED SEALED AND DELIVERED) In the presence of)

John D Cappelmann — J Henry Cappelmann

STATE OF SOUTH CAROLINA)
CHARLESTON COUNTY.)

PERSONALLY appeared before me John D Cappelmann and made oath that he saw the within named J Frederick A Wieters as Executor [illegible] and that he with [illegible]

F. F. A. Wieters As Executor of (L.S.)
John C Wieters

CC-523-002483

liver the within written deed and that he with E Henry Coppelman witnessed the execution thereof.

SWORN to before me this 7th day of February A D 1910.) Jno D Coppelman

Lee Royall, Notary Public, for D C (L.S)

Recorded February 28th, 1910 Original delivered to Lee Royall. Julius D Caplan,Jr H Dyer

B#2425 pg 181 #8W

R C Awsley and wife -to- Georgia Industrial Realty Company Deed Conv.

DISTRICT OF COLUMBIA)
: ss:
City of Washington.)

KNOW ALL MEN BY THESE PRESENTS: THAT WE, Clarence C AWSLEY and Clara Awsley Awsley, his wife, of the City of Washington, D C for and in consideration of the sum of One Dollar, to us in hand paid by Georgia Industrial Realty Company, the receipt whereof is hereby acknowledged, have aliened, sealed, released, relinquished and forever quit-claimed, and [illegible] by these presents, do now alien, remise, release, relinquish and forever quit-claim, unto

GEORGIA INDUSTRIAL REALTY COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Georgia,

PARCEL ONE

All that lot of land, with the buildings and improvements thereon, in the City of Charleston, South Carolina, on the north side of Bogerman Street, so, and designated as Parcel "A" on plat of Property's Land by Julius and Caplan (1909) recorded [illegible] and containing 76 feet on Bogerman Street thirty (30) feet, more or less, and extending back northwardly between parallel lines at right angles to said Bogerman Street, one hundred (100) feet, to the said Charleston Water Co Land, bounded and described as follows, viz: on the East by Lot No. 1 on said plat, now or formerly of Mrs. Mary Ann Pepper, fifty (50) feet; on the North by the said Charleston Water Co Land, seventy-six (76) feet; on the West by Lot No. 3 on said plat, now or formerly of Mrs. Mary Ann Pepper, fifty (50) feet; and on the South by the said Bogerman Street, seventy-six (76) feet, more or less, which lot of land, with the buildings and improvements thereon, was conveyed by Mary Ann Pepper, widow, to Clarence C Awsley, by deed dated the 15th day of June A D 1909, and recorded in the Register's Office of Charleston County, South Carolina, in Book [illegible] page [illegible].

PARCEL TWO

All and singular that certain lot or parcel of land situate, lying and being in the City of Charleston and State of South Carolina, and bounded and described as follows:

Beginning at a point on the southerly side of Calhoun Street [illegible] (50) feet, [illegible] at a right angle, easterly of the corner formed by the intersection of the southerly side of Calhoun Street with the easterly side of Rutledge Avenue, and running thence [illegible]

[illegible]

[illegible]

[

7

T. J. Hamlin
To
Osgood Darby Hamlin

FORM P. 31—DEEDS TO REAL ESTATE

The State of South Carolina,

KNOW ALL MEN BY THESE PRESENTS, THAT

I, T. J. Hamlin grand in consideration of the love and affection that I bear unto O. D. Hamlin of the State aforesaid, and in consid eration of the sum of One [illegible] Dollars, to me in hand paid at and before the sealing of these Presents by O. D. Hamlin and in the State aforesaid, the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said Osgood Darby Hamlin my farm Farm as Grass Farm, containing 777 7/10 acres, as shown by plat made by Everett 1922, situate, lying and being in the Parish of Christ Church, Tm Charleston Co. State aforesaid. & Butting and Bounding to the North on Lands of Horlbeck, East on Lands of Horlbeck and Elizabeth Young on the South by Lands of Will Dotter, Th Grim, Etal. T H Williams Jr Reid. L Robinson and ----- and on the West by Lands of Guilds and Lewis, Grim, Young Ferguson, and H G Robinson.

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15, 2013
BY: Charlie Lybrand

TOGETHER with all and singular the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said premises before mentioned unto the said Osgood Darby Hamlin, his Heirs and Assigns forever.

And I do hereby bind myself and my Heirs, Executors and Administrators to warrant and forever defend all and singular the said premises unto the said O. D. Hamlin his Heirs and Assigns, against myself and my Heirs, and all and every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

WITNESS my Hand and Seal, this fifteenth day of May in the year of our Lord one thousand nine hundred and twenty one and in the one hundred and forty fifth year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in the Presence of
Ed. Ravenel
R. H. Strong

T. J. Hamlin [L.S.]

CC-523-002485

PLAINTIFF'S EXHIBIT
tabbies
CROA 8277

7 1

THE STATE OF SOUTH CAROLINA,
Charleston County.

PERSONALLY appeared before me E. H. King
and made oath that he saw the within named T. J. Hamlin
sign, seal and as his act and deed, deliver the within written Deed; and that he with
Lee Royall witnessed the execution thereof.

SWORN to before me, this 15th day of
February A. D. 1921
Lee Royall (SEAL.)
Notary Pub. for S.C.

E. H. King

THE STATE OF SOUTH CAROLINA,
Charleston County.

RENUNCIATION OF DOWER.

I, Lee Royall, a Notary Pub. S.C.
do hereby certify unto all whom it may concern that Mrs. Mary E. Hamlin
the wife of the within named T. J. Hamlin
did this day appear before me, and upon being privately and separately examined by me, did declare that she does freely, voluntarily, and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within named
Oregon Darby Hamlin, Esq.
Heirs and Assigns, all her interest and estate, and also all her right and claim of Dower, of, in or to all and singular the premises within mentioned and released.

Given under my hand and seal, this fifteenth day of February Anno Domini, 19 21
(L.S.) Lee Royall (SEAL.) Mary E. Hamlin
Notary Pub. for S.C.
Recorded herein, this 15th day of October A. D. 1921 and delivered to T. J. Hamlin

being first entered in same book by County Auditor.
Isabella E. Campbell
Register Mesne Conveyance, Charleston County, S. C.
Fees $1.00

CC-523-002486

Signed, Sealed and Delivered) William J. Leonard (L.S.)
In the presence of) County Treasurer
J. E. Cogswell (L.S.)
George Hartnett County Register Mesne Conveyance.
J. F. Straker

THE STATE OF SOUTH CAROLINA)
)
CHARLESTON COUNTY)

PERSONALLY appeared before me George Hartnett and made oath that he saw the within named Forfeited Land Commission of Charleston County, S.C., by John C. Mehrtens County Auditor, William J. Leonard County Treasurer, and J. E. Cogswell County Register Mesne Conveyance sign, seal, and as their act and deed, deliver the within written deed, and that he with J. F. Straker witnessed the execution thereof.

Sworn to before me this 25th) George Hartnett
day of September, A.D. 1933)

Austin J. Kennedy
Notary Public in and for South Carolina.
(NOTARIAL SEAL OF)
(AUSTIN J. KENNEDY)
(N.P. FOR S.C.)

Recorded October 25, 1935 at 1:40 P.M. U.S.I.R. Stamp none affixed, S.C. Dec. Stamp none affixed. Original delivered to T. B. Miller, Jr. Being first endorsed as recorded by county auditor. JULIUS Z. COGSWELL R.M.C. For Clk. L.M.C.

JULIA LEHRE HAMLIN TO ANNA C. EWING TITLE TO REAL ESTATE

RMC 38 pg 417 #21

STATE OF SOUTH CAROLINA,

WHEREAS, Osgood Darby Hamlin was seized and possessed of the property hereinafter described at the time of his death on April 22, 1931, and by his will gave the said property to his wife Julia Lehre Hamlin, as will appear by Will Book DD, page 198, Probate Court for Charleston County; and

WHEREAS, all debts of the said Osgood Darby Hamlin have been paid and satisfied and a final accounting in the said estate has been vouched before, and approved by, the Probate Court for Charleston County, and a certificate of Nontaxability of the said estate has been issued by the South Carolina Tax Commission and filed in the Probate Court for Charleston County; and

WHEREAS, the said Julia Lehre Hamlin is seized and possessed of the said property in fee simple absolute, subject only to a mortgage thereof to Federal Land Bank of Columbia, that is recorded in Book I-60, page 784, R.M.C. Office for Charleston County,

KNOW ALL MEN BY THESE PRESENTS, THAT I, the undersigned Julia Lehre Hamlin, in the State aforesaid in consideration of the sum of Ten ($10.00) Dollars and other valuable consideration to me in hand paid at and before the sealing of these presents by Anna C. Ewing, and also in further consideration of the assumption by the grantee herein of a certain bond and mortgage from Osgood Darby Hamlin to The Federal Land Bank of Columbia, dated March 3, 1928, recorded in Book I-60, page 784, R.M.C. Office, Charleston County, the receipt thereof is hereby acknowledged, have granted, bargained, sold and released and by these Presents do grant, bargain, sell and release unto the said Anna C. Ewing:

All that plantation, piece, parcel or tract of land, situate, lying and being in Christ Church Parish, County of Charleston, State of South Carolina, measuring and containing Seven hundred seventy-seven and 7/10 (777.7) acres, be the said acreage more or less, and sometimes known as "Shoe Farm" or "Fee Farm". Butting and Bounding to the north on lands now or formerly of Royall, to the east on lands formerly of Horlbeck but now of Stone, to the

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15, 2013
BY: Charlie Lybrand
#21

CC-523-002487

PLAINTIFF'S EXHIBIT
C6-17
tabbies
ROA_ 8279

south on lands formerly of Horlbeck but now of Stone, and on lands now or formerly of Reid, and on lands now or formerly of Williams, to the west on lands now or formerly of Guilds, of Nelson, or Simons, and of Kernan.

The said plantation being the same property, and all of the property, that was conveyed by Thomas J. Hamlin to Osgood Derby Hamlin by deed dated February 15, 1921, and recorded in Book F-31, page 7, R.M.C. Office for Charleston County, which said plantation was devised by the said Osgood Derby Hamlin unto Julia Lehre Hamlin.

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said Anna C. Ewing, her Heirs and Assigns forever.

AND I do hereby bind myself and my Heirs, Executors and Administrators, to warrant and forever defend, all and singular, the said Premises unto the said Anna C. Ewing, her Heirs and Assigns, against me and my Heirs, and all other persons lawfully claiming, or to claim the same, or any part thereof.

WITNESS my Hand and Seal, this 11th day of October in the year of our Lord one thousand nine hundred and thirty-five and in the one hundred and sixtieth year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in the presence of) Julia Lehre Hamlin (L.S.) (L.S.)

W. V. Erckmann
H. L. Erckmann

THE STATE OF SOUTH CAROLINA,
CHARLESTON COUNTY.

PERSONALLY appeared before me H. L. Erckmann and made oath that he saw the within named Julia Lehre Hamlin sign, seal, and as her act and deed, deliver the within written Deed; and that he with W. V. Erckmann witnessed the execution thereof.

Sworn to before me, this 11th day of October A.D. 1935.) H. L. Erckmann

Hasell E. Rivers (Seal)
Notary Public for So. Ca.
(INTERNAL SEAL OF)
(HASELL E. RIVERS)
(N.P. FOR S.C.)

Recorded October 25, 1935 at 4:15 P.M. U.S.I.R. Stamps $5.00 affixed, S. C. Doc. Stamps $10.00 affixed. Original delivered to Buist & Buist. Being first endorsed as recorded by county auditor. JULIUS K. CONSWELL R.M.C. Per Clk. L.M.C.

FORFEITED LAND COMMISSION OF CHARLESTON COUNTY, S.C. TO T. P. LaROCHE, JR.
TITLE TO REAL ESTATE

THE STATE OF SOUTH CAROLINA,
CHARLESTON COUNTY

KNOW ALL MEN BY THESE PRESENTS That the Forfeited Land Commission in Charleston County, S.C. by virtue of the authority conferred by the Acts of the General Assembly of the State, in consideration of the sum of Twenty Five and 00/100 Dollars paid by T. P. LaRoche Jr. of Charleston County in the State aforesaid, have granted, bargained, sold and released, and by these presents do grant, bargain sell and release unto the said T. P. LaRoche, Jr. all the right, title, interest and estate of the said Forfeited Land Commission of, in and to the following lands, to-wit:

ALL that tract of land containing One (1) Acre more or less situate in St. Pauls

CC-523-002488

ANNA C. EWING
TO
THE VESTRY AND CHURCH WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH

STATE OF SOUTH CAROLINA,

KNOW ALL MEN BY THESE PRESENTS, THAT

I, ANNA C. EWING,

in consideration of the charitable activities of the grantee, and in consideration of the desire of the grantor to make a gift to the grantee

have donated, granted, conveyed and released, and by these presents do grant, bargain, convey and release unto the said THE VESTRY AND CHURCH WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH, a Corporation:

All that piece, parcel or tract of land, situate, lying and being in Charleston County, State aforesaid, more particularly described as follows:

Commencing at a point of beginning (marked by a concrete post) on the eastern side of U. S. Highway #17, which point lies exactly forty (40) feet northeastwardly of the intersection of the said highway and the boundary line between the land of Anna C. Ewing and land formerly of Sam Heyward, and from the said point of beginning thence South 43° 30' East three hundred (300) feet to a concrete post; thence North 43° 30' East five hundred and forty-five (545) feet to a concrete post; thence North 40° 45' West ninety-seven and 5/10 (97.5) feet to an iron post in the fence surrounding Christ Church Cemetery; thence South 39° 0' West four hundred and nine (409) feet along the said fence to an iron post; thence North 40° 45' West two hundred and thirty-three (233) feet along the said fence to an iron post on the border of U. S. Highway #17; thence South 43° 30' West one hundred and fifty-four and 7/10 (154.7) feet along the said highway to a concrete post at the point beginning.

BUTTING AND BOUNDING northeast on Christ Church Cemetery and on land of Anna C. Ewing, southeast on land of Anna C. Ewing, southwest on a strip of land forty (40) feet wide belonging to Anna C. Ewing that constitutes a roadway strip between the property herein described and property formerly of Sam Heyward, northwest on U. S. Highway #17 and on Christ Church Cemetery.

Which said tract of land hereinabove described embraces one and 8/10 (1.8) acres, and is a part of Snee Farm, and is more particularly delineated on a plat of the said tract made by Gaillard & Gaillard, Surveyors, and dated November 30, 1942, a copy of which is hereto attached.

TOGETHER with all and singular the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said premises before mentioned unto the said THE VESTRY AND CHURCH WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH, its successors and Assigns forever.

And I do hereby bind myself and my Heirs Executors and Administrators to warrant and forever defend all and singular the said premises unto the said THE VESTRY AND CHURCH WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH, its successors and Assigns, against me and my Heirs, and all persons whomsoever lawfully claiming, or to claim the same, or any part thereof.

WITNESS my Hand and Seal, this 4th December day of December in the year of our Lord one thousand nine hundred and forty-two, and in the one hundred and sixty-seventh year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in the Presence of
George T. Smith
Eva Brice

Anna C. Ewing (L. S.)
(L. S.)

CERTIFIED TRUE COPY
CHARLIE EVELAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15, 2013
BY: C. Hamilton Grimball

CC-523-002489

PLAINTIFF'S EXHIBIT
CC-18

300 NEW YORK.

THE STATE OF ~~SOUTH CAROLINA~~ New York
~~Charleston~~--Erie County.

PERSONALLY appeared before me Eve Price

and made oath that she saw the within named ANNA Q. EWING

sign, seal and as her act and deed, deliver the within written Deed; and that she with

George T. Smith witnessed the execution thereof.

SWORN to before me, this 7th day of December A. D. 1942

Eve Price

(NOTARIAL SEAL OF GEORGE T. SMITH N.P. FOR N.Y.)

George T. Smith (SEAL)
Notary Public for Richmond County, N.Y.

GEORGE T. SMITH
Notary Public, Richmond County, N.Y.
N.Y.Co. Clk's No. 1863 Reg. No. 3-S-856
Certificate filed in Westchester County
Commission Expires March 30, 1943

THE STATE OF SOUTH CAROLINA,

RENUNCIATION OF DOWER

GRANTOR WOMAN

I, _____

do hereby certify unto all whom it may concern that Mrs _____

the wife of the within named _____

did this day appear before me, and upon being privately and separately examined by me, did declare that she does freely, voluntarily and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within named _____

_____

Heirs and Assigns, all her interest and estate, and also all her right and claim of Dower, of, in or to all and singular the premises within mentioned and released.

Given under my hand and seal, this _____ day of _____ Anno Domini, 19____

_____ ( )

Recorded herein at 4:30 o'clock, this 29th day of December A. D. 19 42.
Attached blue print plat not recorded. Tracing not furnished,
being first endorsed as recorded by County Auditor, U. S. I. R. Stamp none affixed, So. Ca. Documentary Stamp none affixed. Original writing delivered by mail to Mr. J. D. Freeman, Mt. Pleasant, S. C. Secty.

JULIUS B. COGSWELL
Register Mesne Conveyance, Charleston County, S. C.
by Clk. R.M.C.O.

CC-523-002490

STATE OF SOUTH CAROLINA.

WHEREAS, Alexandra Ewing Stone departed this life on or about the 24th day of October 1961, a citizen and resident of Charleston County, South Carolina, leaving a will dated the 28th day of March 1961, that was duly admitted to probate in the Probate Court for Charleston County on November 27, 1961; AND

WHEREAS, under the provisions of Article Second of the will, the real property in the State of South Carolina owned by the testatrix at the time of her death was devised to several persons upon trusts therein set out, with certain directions as to the payment of taxes; AND

WHEREAS, on February 1, 1964 the executors of the Estate of Alexandra Ewing Stone entered into a contract with Ellen Stone Devine and Newbold Noyes, Jr. and Crosby S. Noyes and Thomas E. Noyes, for the sale to each of them severally of a portion of the said real property, for the purpose of carrying out the directions of the will as to the payment of taxes and other probate purposes; AND

WHEREAS, the real property hereinafter described, and conveyed by this instrument, is a part of the real property that is described in the said contract of February 1, 1964; AND

WHEREAS, thereafter a suit was instituted in the Court of Common Pleas for the County of Charleston by the executors and trustees named in the will of Alexandra Ewing Stone, deceased, asking the Court for instructions with regard to the performance of the said contract, and as to other matters, which suit is entitled: "Bayard Ewing, as executor and as nominated trustee, et als, against Thomas A. Stone and Newbold Noyes, Jr. and Crosby S. Noyes and Thomas E. Noyes and Ellen Stone Devine (formerly Ellen Alexandra Stone), et als, in which the Summons was dated February 10, 1964; AND

WHEREAS, during the pendency of the said suit the said Thomas A. Stone died, and Emily Coolidge Stone and Newbold Noyes, Jr., as executors of his will, were properly substituted as parties for the said Thomas A. Stone, in his individual capacity; AND

WHEREAS, no person has qualified as successor executor for the said Thomas A. Stone, as one of the executors of the will of Alexandra Ewing Stone, and therefore no substitution for him in this capacity has been necessary; AND

WHEREAS, by decree dated July 22, 1966, in the said suit, the Court of Common Pleas for Charleston County approved the said contract of February 1, 1964, and directed that the contract be performed forthwith, and this deed of conveyance is being executed and delivered by the executors pursuant to the said Decree;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That we, George L. Buist and Bayard Ewing, as sole surviving executors under the will of Alexandra Ewing Stone, in accord with the directions of the said Decree dated July 22, 1966, in the Court of Common Pleas for Charleston County, in consideration of the sum of TWENTY-ONE THOUSAND FOUR HUNDRED AND 00/100ths ($21,400.00) DOLLARS to us in hand paid by THOMAS E. NOYES, receipt whereof

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15 2013
BY: Charlie Lybrand
11:24

CC-523-002491

PLAINTIFF'S EXHIBIT
tabbies
CC-19

is hereby acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said THOMAS E. NOYES:

All those two (2) tracts of land situate, lying and being in Christ Church Parish, Charleston County, South Carolina, and shown on a plat entitled "Estate of Alexandra Swing Stone, Detached Portions of Snee Farm" by Cummings & Mednady, Inc. dated December 1963, as Parcel B-1 and Parcel B-2, containing of twenty-six (26) acres and twenty-three (23) acres, respectively. The above referred to plat is recorded in the R. M. C. Office for Charleston County in Plat Book V, page 76. A blueprint thereof is attached to this Deed.

Parcel B-1, containing twenty-six (26) acres, is situate on the south side of U. S. Route 17, and is bounded on the north by U. S. Route 17; on the west by lands of Kinsey; on the south by lands of _____; and on the east by Parcel A-2.

Parcel B-2, containing twenty-three (23) acres, is situate on the south side of U. S. Route 17, opposite Long Point Road, and is bounded on the north by U. S. Route 17 and by property of Christ Church; on the west by property formerly of Sam Hayward; on the south by lands of _____; and on the east by lands of _____.

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises Belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said THOMAS E. NOYES, his Heirs and Assigns forever.

WITNESS our Hands and Seals, this 14th day of November, in the year of our Lord one thousand nine hundred and sixty-six and in the one hundred and ninety-first year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF:

Josie Stewart
Patricia Murray
as to George L. Buist.

Rita L. Jellies
Isabel M. Pasquale
as to Bayard Swing.

George L. Buist (L. S.)

Bayard Swing (L. S.)

as sole surviving executors under the will of Alexandra Swing Stone.

CC-523-002492

-3-

STATE OF SOUTH CAROLINA,
COUNTY OF CHARLESTON.

PERSONALLY appeared before me Patricia Murray and made oath that She saw the within named GEORGE L. MOUST, as one of the sole surviving executors under the will of Alexandra Ewing Stone, sign, seal, and as his act and deed, deliver the within written Deed; and that She with Janie Schwerin witnessed the execution thereof.

Patricia Murray

SWORN to before me, this 14th day of November, A. D. 1966.

Janie Schwerin (SEAL)
Notary Public for South Carolina.

My Commission expires at the Pleasure of the Governor.

STATE OF RHODE ISLAND,
COUNTY OF Providence

PERSONALLY appeared before me Rita L. Jeffs and made oath that She saw the within named BAYARD EWING, as one of the sole surviving executors under the will of Alexandra Ewing Stone, sign, seal, and as his act and deed, deliver the within written Deed; and that She with Isabel M. Pasquale witnessed the execution thereof.

Rita L. Jeffs

SWORN to before me, this 14th day of November, A. D. 1966.

(SEAL)
Notary Public for: Rhode Island
My Commission Expires:
June 30, 1971



CC-523-002493

BUIST, BUIST, SMYTHE & SMYTHE

BOOK V 86 PAGE 303

1.75

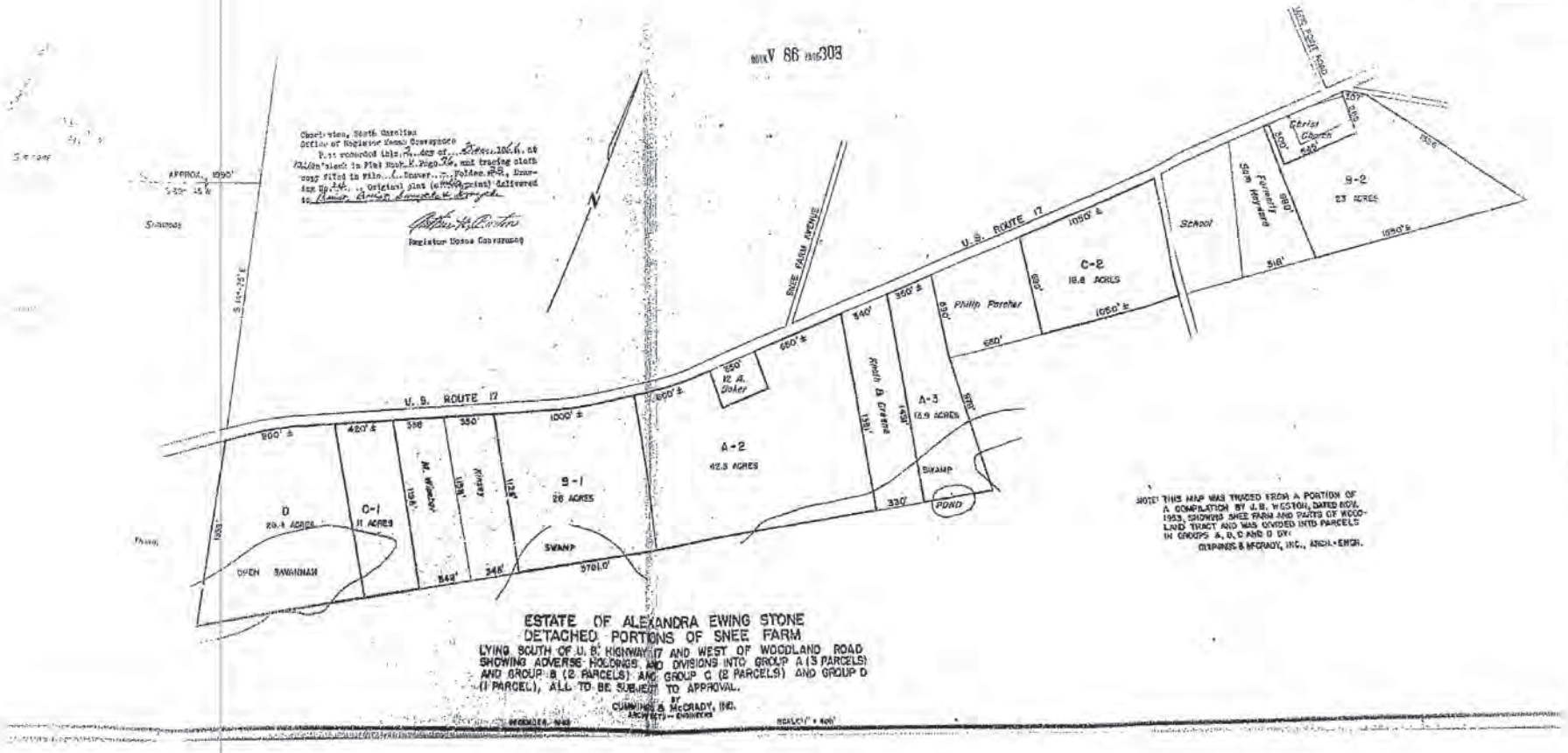
Plat not recorded

Filed, Indexed and Recorded
Dec. 2 1966 12:10
DATE TIME
Book V 86 Page 303
Register Mesne Conveyance
Charleston County, S. C.

CC-523-002494

PLAINTIFF'S EXHIBIT
CC-20
ROA_8287

BOOK V 86 PAGE 303



CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: 7-15-2013
BY: Charlie Lybrand
NPSV

CC-523-002495

BOOK N 90 PAGE 93

Form 14—Title to Real Estate Revised 1975

STATE OF SOUTH CAROLINA,

KNOW ALL MEN BY THESE PRESENTS, THAT

I, Thomas E. Noyes

in the State aforesaid for and in consideration of the sum of

~~Eleven thousand, five hundred ten and no/100 ($11,510.00)~~ DOLLARS,

to me in hand paid at and before the sealing of these presents by The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church

in the State aforesaid the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, their heirs, successors and assigns:

ALL that lot, piece or parcel of land, situate, lying and being on the East side of U.S. Highway 17, in Christ Church Parish, Charleston County, S.C.; said tract being immediately adjacent to the property of the grantee upon which stands Christ Church; said parcel containing 23.02 acres according to survey of the same and plat entitled "Plat showing a parcel of land (a portion of Snee Farm) about to be conveyed to The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, Charleston County, S.C.", surveyed May 25, 1968 by Mitchell Engineering Co., said plat to be recorded along with and at the time of the recording of this deed; said parcel of land having such shape, dimensions, courses, buttings and boundings as are shown on said plat. (PLAT BOOK X, PAGE 80).

This being a portion of the property (designated as Tract B-2) conveyed by the Estate of Alexandra Ewing Stone to Thomas E. Noyes by deed dated November 14, 1966 and recorded in the RMC Office for Charleston County in Book V-86, page 393; the said Alexandra Ewing Stone having died October 24, 1961 seized and possessed of this property and her will being probated under the supervision of the Charleston County Probate Court (see metallic case 881 No. 136); the said Alexandra Ewing Stone having acquired title under the Will of Anna C. Ewing, which will was probated in New York but exemplified copy of the proceedings filed in Probate Court for Charleston County (metallic case 634 No. 161).

CC-523-002496

PLAINTIFF'S EXHIBIT CC-21

tabbies

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said The Vestry and Church Wardens of the Episcopal Church ~~of the Parish of Christ Church, their~~ successors Heirs and Assigns forever.

CC-523-002497

BOOK N 80 PAGE 93

I, _____ do hereby bind myself and my Heirs, Executors and Administrators, to warrant and forever defend all and singular, the said Premises unto the said The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, their successors Heirs and Assigns, against me and my Heirs, and whomsoever lawfully claiming, or to claim the same or any part thereof.

WITNESS my Hand and Seal, this (1) 7th day of June in the year of our Lord one thousand nine hundred and sixty eight and in the one hundred and ninety second year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

(3) Emeline R. Hawkesworth (2) Thomas E. Noyes (L. S.)

(4) Charles C. Glover III (L. S.)

(5)

THE STATE OF ~~SOUTH CAROLINA~~ (6) District of Columbia County:

PERSONALLY appeared before me (7) Charles C. Glover III and made oath that he saw the within named Thomas E. Noyes sign, seal, and as his act and deed, deliver the within written Deed, and that he with (8) Emeline R. Hawkesworth witnessed the execution thereof.

(9) SWORN to before me, this 7th day of June A. D. 1968

(9) Charles C. Glover III

(SEAL)

Notary Public ~~of South Carolina~~ for District of Columbia

My commission expires: Dec. 14 1970

THE STATE OF ~~SOUTH CAROLINA~~ District of Columbia

COUNTY.

RENUNCIATION OF DOWER

I, (10) Louise Norris, a Notary Public for ~~South Carolina~~ District of Columbia do hereby certify unto all whom it may concern, that Mrs. (11) Elizabeth R. Noyes the wife of the within named Thomas E. Noyes did this day appear before me, and upon being privately and separately examined by me, did declare that she does freely, voluntarily, and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within named The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, their successors Heirs and Assigns, all her interest and estate, and also all her right and claim of dower, of, in or to all and singular the premises within mentioned and released.

Given under my Hand and Seal, this (12) 7th day of June Anno Domini 1968

(13) Louise Norris (SEAL)

Notary Public ~~of South Carolina~~ for District of Columbia

My commission expires: (14) Dec. 14 1970

(11) Elizabeth R. Noyes

CC-523-002498

ROA_ 8290

1.75
2400
13.00
38.95

BOOK N 90 PAGE 83

Filed, Entered and Recorded
June 21 1968 9:20
DATE TIME
Book N 90 Page 83

Register Mesne Conveyance
Charleston County, S. C.

RICHARD, AYERS & MORRISON
ATTORNEYS AT LAW

State of South Carolina,

TO

TITLE TO REAL ESTATE

Filed.....day

of.....A. D. 19....

at.....o'clock.....M.

and recorded in Book.....

Page.....Fee, $.....

R. M. C. or Clerk Court C. P. & G. S.

.....County, S. C.

Recorded this.....day

of....., 19....

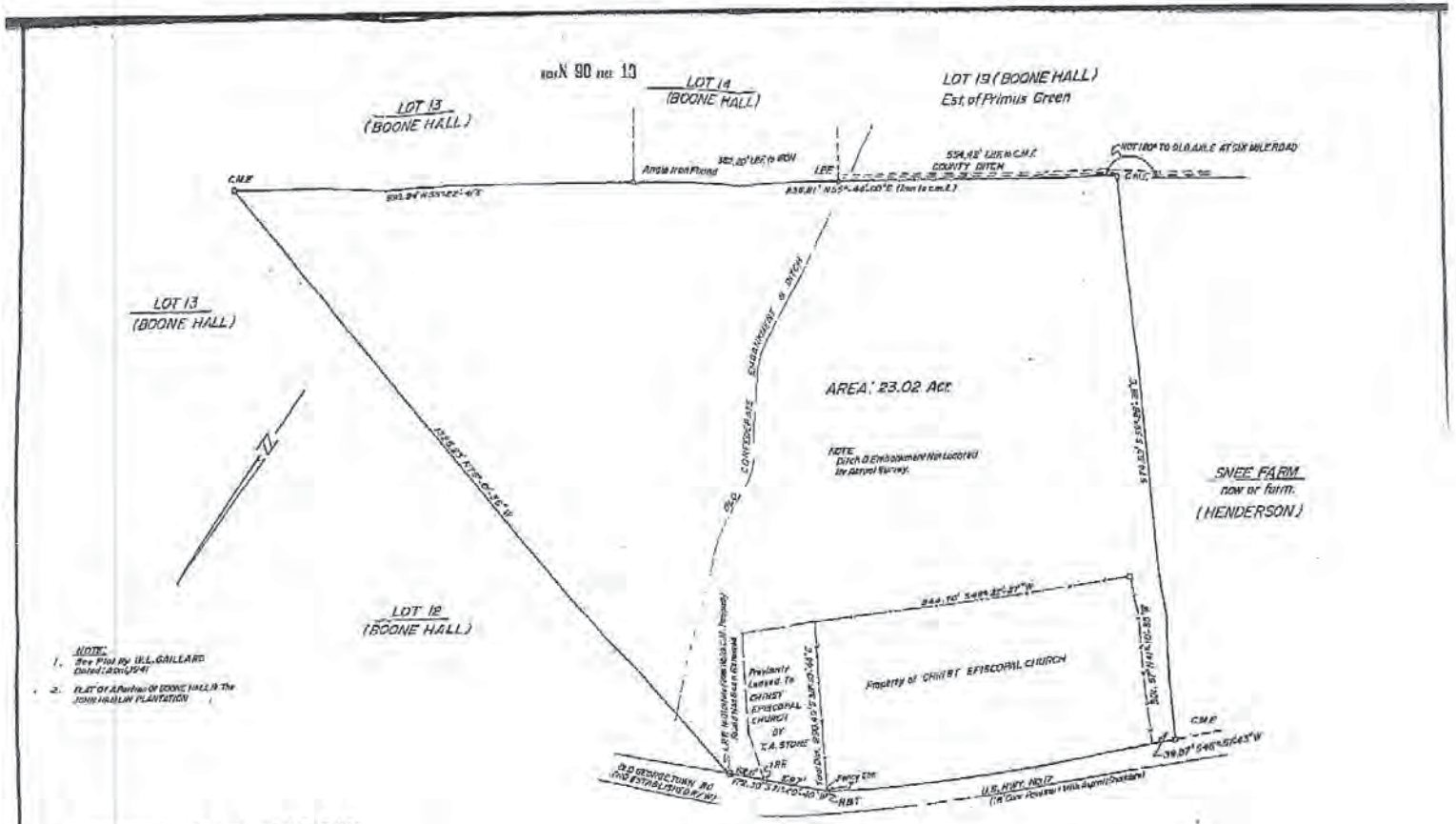
in Book.....Page.....

Fee, $.....

Auditor.....County, S. C.

WALKER, EVANS & COGSWELL CO., CHARLESTON, S. C.

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 8, 2013
BY: Carlie S. Lybrand
No 21



I William H. MITCHELL, A Registered Surveyor Of The State Of South Carolina, Hereby Certify That I Have Surveyed The Property Shown Hereon, That This Plat Shows True Dimensions Of The Property, And That All Necessary Markers Have Been Installed, And That The Precision Of This

William H. Mitchell
P.E. & L.S. 2387

Charleston, South Carolina
Office of Register Mesne Conveyance
This ... day of ... 19... at ... o'clock ... M. and ... minutes ... recorded in Plat Book ... Page ... and ... plats ... Folder ... Grantee ... filed in File ... Drawer ... Folder ... Grantee ... and ... original plat ... delivered to ...

Register Mesne Conveyance

PLAT
SHOWING A PARCEL OF LAND
(A PORTION OF SNEE FARM)
ABOUT TO BE CONVEYED TO
THE VESTRY AND CHURCH WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH, CHARLESTON COUNTY, SOUTH CAROLINA

Scale: 1"=100' Surveyed: MAY 25, 1968

MITCHELL ENGINEERING CO.
William H. Mitchell
P.E. & L.S. 2387

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 8, 2013
BY: C Charlie Lybrand
NP2d

NO: 10597

CC-523-002501

PRITCHARD, MYERS & MORRISON
ATTORNEYS AT LAW

BOOK N 90 PAGE 13

5.00

X-80
1-39-11

Filed, Indexed and Recorded
June 20 19 68 10:25
DATE TIME
Book X Page 80
Walter H. Burton
Register Mesne Conveyance
Charleston County, S. C Land.

ROA_ 8293

BOOK K 94 PAGE 281

Form 14—Title to Real Estate Revised 1935

STATE OF SOUTH CAROLINA,

COUNTY OF CHARLESTON

KNOW ALL MEN BY THESE PRESENTS, THAT

I, GEORGE A. HERRIN, as a gift or contribution without reservation or restriction,

in the State aforesaid and further in consideration of the sum of

- - - - - - - - - - - - - One ($1.00) - DOLLARS,

to me in hand paid at and before the sealing of these presents by The Vestry and Wardens of the Episcopal Church of the Parish of Christ Church, Mount Pleasant, South Carolina

in the State aforesaid the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said The Vestry and Wardens of the Episcopal Church of the Parish of Christ Church, Mount Pleasant, South Carolina, their successors in office and assigns:

ALL those certain lots, pieces or parcels of land situate, lying and being on the East side of U. S. Highway No. 17, in Christ Church Parish, Charleston County, State aforesaid, known and designated as Lots Nos. 27 and 28 on a plat made by W. L. Gaillard, Surveyor, dated September 5, 1947, and recorded in Plat Book V, Page 64 of the R.M.C. Office for Charleston County.

SAID lots having such size, shape, metes and bounds as shown on said plat; LESS, however, a portion of Lot No. 28 acquired by the South Carolina State Highway Department as shown on plats and maps filed in the R.M.C. Office aforesaid and in Columbia, South Carolina.

BEING a portion of the property conveyed to George A. Herrin by deed of P. O. Mead, dated September 11, 1947, and recorded in Book O-47, Page 584, R.M.C. Office aforesaid.

Grantees Address: Christ Episcopal Church
Mount Pleasant, South Carolina

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15, 2013
BY: C Charlie Lybrand
NPW

PLAINTIFF'S EXHIBIT
CC-33

CC-523-002502

CC-523-002503

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said

The Vestry and Wardens of the Episcopal Church of the Parish of Christ Church, Mount Pleasant, South Carolina, their successors in office and assigns forever.

BOOK K 94 PAGE 281

AND I do hereby bind myself and my Heirs, Executors and Administrators, to warrant and forever defend, all and singular, the said Premises unto the said The Vestry and Wardens of the Episcopal Church of the Parish of Christ Church, Mount Pleasant, South Carolina, their successors in office and Assigns, against me and my Heirs, and all other persons whomsoever lawfully claiming, or to claim the same or any part thereof.

WITNESS: my Hand and Seal, this 4th day of May in the year of our Lord one thousand nine hundred and seventy and in the one hundred and ninety-fourth year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

J. Kenneth Rentiers — George A. Herrin (L. S.)
George A. Herrin

M. Jean Locke — (L. S.)

THE STATE OF SOUTH CAROLINA,
CHARLESTON County.

PERSONALLY appeared before me J. Kenneth Rentiers and made oath that he saw the within named George A. Herrin sign, seal, and as his act and deed, deliver the within written Deed, and that he with M. Jean Locke witnessed the execution thereof.

SWORN to before me, this 4th day of May A. D. 1970

M. Jean Locke (SEAL)
Notary Public of South Carolina
My Commission expires: 10-13-79

J. Kenneth Rentiers

RENUNCIATION OF DOWER

THE STATE OF SOUTH CAROLINA,
CHARLESTON County.

I, J. Kenneth Rentiers, a Notary Public for South Carolina do hereby certify unto all whom it may concern, that Mrs. Hazel M. Herrin the wife of the within named George A. Herrin did this day appear before me, and upon being privately and separately examined by me, did declare that she does freely, voluntarily, and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within named The Vestry and Wardens of the Episcopal Church of the Parish of Chrsit Church, Mount Pleasant, South Carolina, their successors in office Heirs and assigns, all her interest and estate, and also all her right and claim of dower, of, in or to all and singular the premises within mentioned and released.

Given under my Hand and Seal, this 4th day of May Anno Domini 19 70

J. Kenneth Rentiers (SEAL)
Notary Public of South Carolina
My Commission expires: 1-1-71

Hazel M. Herrin
Hazel M. Herrin

CC-523-002504

ROA_ 8296

1.75

BOOK N 134 PAGE 281

Filed, Indexed and Recorded
2:10 DATE 8-6-1970 TIME
Book N 134 Page 281
Register Mesne Conveyance
Charleston County, S. C.

1.2

Q. Russell Whaley

State of South Carolina,

COUNTY OF CHARLESTON

GEORGE A. HERRIN

TO

The Vestry and Wardens of the Episcopal Church of the Parish of Christ Church, Mount Pleasant, South Carolina

TITLE TO REAL ESTATE

Filed _____ day

of _____ A. D. 19____

at _____ o'clock _____ M.

and recorded in Book _____

Page _____, Fee, $ _____

R. M. C. or Clerk Court C. P. & G. S.

_____ County, S. C.

Recorded this _____ day

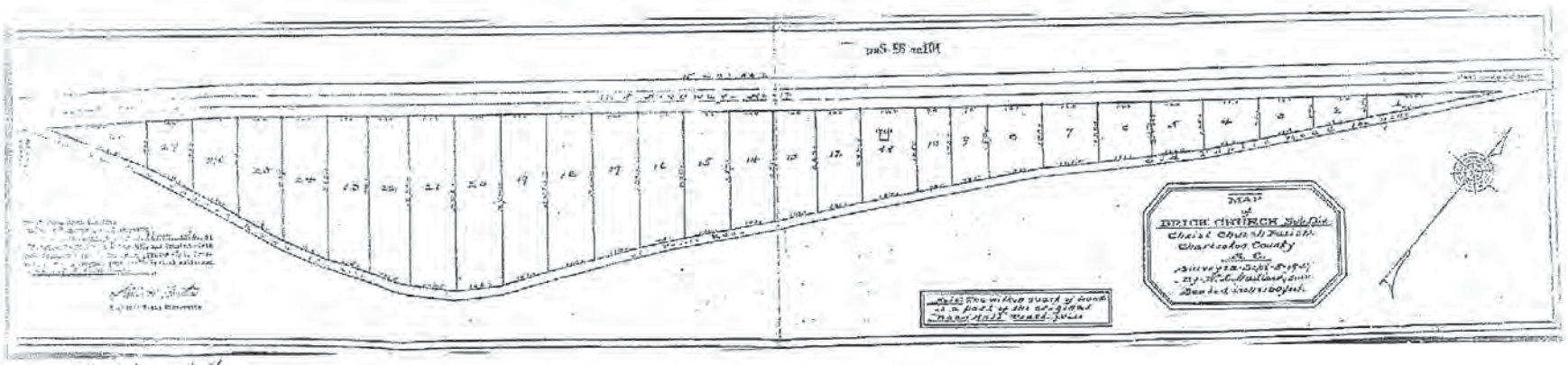
of _____, 19____

in Book _____ Page _____

Fee, $ _____

Auditor _____ County, S. C.

WALKER, EVANS & COGSWELL CO., CHARLESTON, S. C.



Bk V pg 64
NP2N

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: May 15, 2013
BY: Charlie Lybrand
NP2N

RMC Bk 0219 Pg 313 : Pg 1 *

BP0219313

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

QUITCLAIM DEED

(Title Not Examined)

WHEREAS, the Grantors herein, namely, The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina; The Standing Committee of the Episcopal Diocese of South Carolina; and The Protestant Episcopal Church in the Diocese of South Carolina, a South Carolina nonprofit religious corporation, by and through its President, Paul C. Fuener, are desirous of executing the within Quitclaim Deed to provide record notice that they claim no ownership interest in the real property hereinafter described and to further provide record notice that the Grantee herein, The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a South Carolina nonprofit religious corporation, is the fee simple owner of said real property;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS THAT:

The Right Revered Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina; The Standing Committee of the Episcopal Diocese of South Carolina; and The Protestant Episcopal Church in the Diocese of South Carolina, a South Carolina nonprofit religious corporation,

Hereinafter referred to collectively as the "Grantors," for good and valuable consideration paid to them on this date by:

The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a South Carolina nonprofit religious corporation,

Hereinafter referred to as the "Grantee," have granted, quitclaimed, bargained and conveyed, and do hereby grant, quitclaim, bargain and convey, unto the Grantee, their heirs, successors and assigns, all of the Grantors' interest, if any, in and to the following real property:

ALL those certain pieces of real property, together with improvements thereon and appurtenances thereto, situate in Charleston County, South Carolina, utilized by The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a South Carolina nonprofit religious corporation and its parishioners, otherwise known and identified as TMS #578-00-00-001 and TMS# 578-00-00-002, which are more specifically described in the attached Exhibit A.

TOGETHER WITH the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the Grantee, their heirs, successors and assigns, forever, so that neither the Grantors nor any other person or persons, claiming under the Grantors, shall at any time hereafter, by any way or means, have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part or parcel thereof, forever.

PLAINTIFF'S EXHIBIT
tabbies
CC-23

CERTIFIED TRUE COPY
CHARLIE LYBRAND
REGISTER MESNE CONVEYANCE
CHARLESTON COUNTY, SC
DATE: 6-14-13
BY: Charlie Lybrand, RB

RMC Bk 0219 Pg 313 : pg 2 *

WITNESS the Grantors' Hands and Seals on the dates stated below.

IN THE PRESENCE OF:

+Mark J. Lawrence

The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina

The Standing Committee of the Episcopal Diocese of South Carolina

By: Paul C. Fuener
Its Authorized Committee Member

THE PROTESTANT EPISCOPAL CHURCH IN THE DIOCESE OF SOUTH CAROLINA

By: Paul C. Fuener
Paul C. Fuener
Its President

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

PROBATE

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw ***The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina***, sign, seal, and as his act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

SWORN to before me as of the
4 day of Oct, 2011.

RMC Bk 0219 Pg 313 : pg 3 *

Notary Public of South Carolina
My Commission Expires: 4/7/2021

STATE OF SOUTH CAROLINA)
) PROBATE
COUNTY OF CHARLESTON)

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw Paul Fuener, the authorized committee member of ***The Standing Committee of the Episcopal Diocese of South Carolina***, sign, seal, and as his act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

Elin B Sample

SWORN to before me as of the
4 day of Oct, 2021

Elin B Sample
Notary Public of South Carolina
My Commission Expires: 4/7/2021

STATE OF SOUTH CAROLINA)
) PROBATE
COUNTY OF CHARLESTON)

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw the Grantor herein, ***THE PROTESTANT EPISCOPAL CHURCH IN THE DIOCESE OF SOUTH CAROLINA***, by its President, Paul C. Fuener, sign, seal, and as its act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

Elin B Sample

SWORN to before me as of the
4 day of Oct, 2021

Elin B Sample
Notary Public of South Carolina
My Commission Expires: 4/7/2021

RMC Bk 0219 Pg 313 : pg 4 *

EXHIBIT A

ALL of that lot, piece or parcel of land, situate, lying and being in the Town of Mt. Pleasant, County of Charleston, State of South Carolina, being designated as Tract 3 and Tract 4 and Lot 27, on that certain Plat entitled "PLAT SHOWING LOT 27, TRACT 3 AND TRACT 4, PROPERTY OF EPISCOPAL CHURCH ET AL, LOCATED IN CHRIST CHURCH PARISH, TOWN OF MT. PLEASANT, CHARLESTON COUNTY, SOUTH CAROLINA," by Engineering, Surveying, & Planning, Inc. dated May 3, 1993, revised July 7, 1993 and last revised May 10, 1994, recorded in the Charleston County RMC in Plat Book EA, Page 77; said lot having such size, shape, dimensions, buttings and boundings as are shown on said plat.

SUBJECT to all easements, covenants and restrictions of record.

GRANTEE'S ADDRESS:

The Vestry and Wardens of Christ Church
2304 Highway 17 North
Mount Pleasant, South Carolina 29466

RMC Bk 0219 Pg 313 : Pg 5 *

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

AFFIDAVIT OF TRUE CONSIDERATION and CLAIM FOR EXEMPTION from RECORDING FEES

PERSONALLY appeared before me the undersigned, who is duly sworn, deposed, and says that the following is a true and correct statement concerning the CONSIDERATION for the conveyance set forth below, and concerning any EXEMPTION claimed by the Filer under the laws of the State of South Carolina, Inc, local governmental entities, or as otherwise provided by law.

GRANTOR NAME:	The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina; and The Standing Committee of the Episcopal Diocese of South Carolina; and The Protestant Episcopal Church in the Diocese of South Carolina
GRANTEE NAME:	THE VESTRY AND CHURCH WARDENS OF The Episcopal Church of the Parish of Christ Church
GRANTEE MAILING ADDRESS:	2304 Highway 17 North Mt. Pleasant, SC 29466
DATE OF CONVEYANCE:	October 4, 2011
TRUE CONSIDERATION:	$ 10.00
TAX DISTRICT/MAP/PARCEL NO.: (NOTE: This information must appear on any Deed, and any Plat, whether attached or filed separately.)	Any and all property shown in the Charleston County Assessor's records owned by Grantee, and/or its affiliates

STATE RECORDING FEE EXEMPTION – N/A
(Per S.C. Code Sect. 12-24-40. Note Subparagraph No.)

OTHER EXEMPTION – Please Cite Federal, State or other Code as applicable, and describe Exemption below: N/A

Signed: _____
Printed Name: Thomas G. Davis
As (Capacity): Attorney for Grantor

SWORN TO BEFORE ME,
this 16th day of November, 2011

SIGNED: Cindy E. Graves
Notary Public for South Carolina
My Commission Expires: August 21, 2016

RECORDER'S PAGE

NOTE: This page MUST remain with the original document

Filed By:
EDWARD P. GUERARD JR.

P.O. BOX 31924
CHARLESTON SC 29407-1924

RECORDED

Date:	November 23, 2011
Time:	2:58:02 PM

Book	Page	DocType
0219	313	Q/Claim

Charlie Lybrand, Register
Charleston County, SC

RMC Bk 0219 Pg 313 : pg 6 *

MAKER:
EPISCOPAL DIOCESE SC AL

RECIPIENT:
VESTRY AND CHURCH ETC

Original Book:

Original Page:

Note:

# of Pages: 6

Recording Fee	$ 10.00
State Fee	<EXEMPT>
County Fee	<EXEMPT>
Extra Pages	$ 1.00
Postage	$ 0.50
Chattel	$ -
TOTAL	$ 11.50

DRAWER	Drawer 2
CLERK	SLW

RECEIVED FROM RMC
NOV 28 2011
PEGGY A. MOSELEY
CHARLESTON COUNTY AUDITOR

UPDATED
PID VERIFIED BY ASSESSOR
REP NOV 28 2011
DATE ASTRJB
31

0219	313	11/23/2011	6
Book	Page	Recorded Date	# Pgs

		D	14:58:02
Original Book	Original Page	Doc Type	Recorded Time

THE STATE OF SOUTH CAROLINA.

EXECUTIVE DEPARTMENT.

By the Secretary of State.

Whereas, WM. J. EDMONDSON, JNO.M. MITCHELL, W. E. FREEMAN, ARTHUR L. RIVERS, R. H. PINCKNEY, T. G. MCCANTS, AND T. H. J. WILLIAMS

a majority of the Board of Directors of "THE VESTRY AND CHURCH WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH"

a corporation created under and pursuant by an Act of the General Assembly of South Carolina, approved 27th. day of March A D, 1787

HAVE CERTIFIED, over their signatures, Resolutions authorizing in behalf of the aforesaid Corporation additional authority to borrow money for the purpose of carrying out the objects of its charter; to make notes, bonds or other evidences of debt, and to secure the payments of its obligations by mortgage or deed of trust on all or any of its property and franchises, both real and personal, and, generally confer upon said corporation the powers now conferred by the provisions of Article II, Chapter XLVIII, of Volume I of the Code of Laws of South Carolina, 1902"

(authorized and set forth in the certificate aforesaid)

which Resolutions were adopted pursuant to law at a meeting of the stockholders of the aforesaid Corporation, of which thirty days' published notice was given, which notice stated the purpose of the aforesaid meeting; and further, that said Resolutions were adopted by a majority vote, and that in all respect there has been complied with the provisions of Section 1889, Code of Laws of South Carolina, 1902, and all amendments thereto.

NOW, THEREFORE, I, R. M. McCown Secretary of State by virtue of the authority in me vested by chapter XLVII, of the Code of Laws of South Carolina, 1902 and amendments thereto, and all Acts or parts of Acts me thereto enabling, do hereby certify that the requirements of law for said amendment have been complied with, and for good and sufficient reasons to me appearing, do hereby certify that the charter of the aforesaid Company has been so amended.

GIVEN under my hand and the seal of the State, at Columbia, this 7th. day of May, in the year of our Lord one thousand nine hundred and eight, and in the one hundred and 32nd. year of the Independence of the United States of America.

R. M. McCown
Secretary of State.

(SEAL)

CERTIFIED TO BE A TRUE AND CORRECT. May 26, 1953

O. Frank Thornton
Secretary of State

PLAINTIFF'S EXHIBIT
CC-24

No. 1363. AN ACT TO INCORPORATE THE VESTRY AND CHURCH-WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH

WHEREAS, sundry inhabitants and other freeholders, members of the Episcopal Church in the parish of Christ Church, did, by their petition to the General Assembly, set forth that the church in the said parish was, in the late war most wantonly burnt down by the British army, during their operations in this State, whereby the petitioners are prevented from attending divine service therein, and from procuring a minister to perform public worship in the said parish, according to the rites and ceremonies of their said church. and WHEREAS, several pious and well disposed persons, by their last will and testament, as also others by voluntary subscriptions, have given divers sums of money for re-building and fitting up the said church, and for providing for the maintenance of a minister and the payment of other proper officers of the same; and those pious and good intentions would be more effectually carried into execution, if the prayer of the said petitioners, "that the vestry and church-wardens, elected or to be elected by the said inhabitants and freeholders, were incorporated and made one body politic and corporate in law, and vested with all the powerrs, privileges and immunities which any of their sister churches enjoy."

I. BE IT THEREFORE ENACTED by the Honorable the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the vestry and church-wardens of the said church, elected or to be elected, in manner as heretofore accustomed, and their successors in office forever hereafter, shall be, and they are hereby declared to be, incorporated by the name of "The Vestry and Church-Wardens of the Episcopal Church in the Parish of Christ Church;" and the said church-wardens or a majority of them, are hereby vested with all the powers and authorities which are vested in any corporated and established church in this State, and by the name aforesaid shall, from time to time, and at all times hereafter, have a perpetual succession, and a common seal for their said church; and they and their successors in office, shall be capable in law, to have, hold, receive, possess and enjoy, all the lands, tenements and hereditaments, and the rents and income thereof, which now are vested in the vestry and church-wardens of the said church, and also be capable to sell, alien, demise, exchange or lease the same, in such manner and for such term as they or a majority of them shall think expedient; and that they, the said vestry and church-wardens, and their successors, shall be able and are capable in law to have, hold, receive, possess and retain, all the monies or other personal estates, and all securities for the same, and the interest and proceeds thereof, which now are in the possession of the said vestry and church-wardens, or any of them; and also, at their discretion, to call in and re-place at interest the said monies or any part thereof.

II. AND BE IT FURTHER ENACTED by the authority aforesaid, That the said vestry and church-wardens and their successors in office, shall be able and capable in law to purchase or receive by devise, gift or donation, and to have, hold and enjoy, to them and their successors, in perpetuity or for any term of years, any estate, in lands, tenements or hereditaments, or slaves, goods, chattels, monies or other personal estate; of what nature or kind soever, and again to sell, alien, demise, lease or dispose of the same, or any part thereof, in such manner as they, or a majority of them, or their successors in office, shall think expedient, and most for the benefit and advantage of the said vestry and church-wardens, for the purposes aforesaid,

III. AND BE IT FURTHER ENACTED by the authority aforesaid, That they, the said vestry and church-wardens, and their successors in office, are hereby required and empowered to have the said parish church completely rebuilt or repaired, and pews erected in the said church, as heretofore, or on such other plan as they, or a majority of them, shall think proper, and for the costs and expense thereof to assess the said pews when finished, rateably and proportionably, according to their respective value, which assessment the owners and proprietors of pews are hereby enjoined and required to pay, when called upon by the vestry and church-wardens for that purpose. And in case the said proprietor or any of them shall neglect or refuse to pay such assessment, for

the space of two months, that then, and in such case, the said vestry and church-wardens shall be, and they are hereby, empowered to sell and convey to the highest bidder all such pew and pews in the said church, belonging to such proprietor or proprietors so refusing to pay for repairing or re-building the same, as aforesaid; and after deducting the sum or sums assessed thereon, respectively, to pay the overplus, if any there may be, to the several and respective proprietors thereof, when called upon for that purpose.

IV. AND BE IT FURTHER ENACTED by the authority aforesaid, That it shall and may be lawful for the said vestry and church-wardens, and their successors in office, or a majority of them, and they are hereby authorized and empowered to sell and convey to any person or persons that they shall think proper, any of the pews in the said church, (not being private property,) in such manner and on such conditions, or for such term or terms as they shall think fit; and also, annually, to assess and rate each and every of the pews in the said church, at such sum or sums of money as they, or a majority of them, shall, respectively, think right, regard being always had to the situation of the said pews; and if any person or persons shall at any time neglect or refuse to pay the sum or sums of money at which his, her or their pew or pews are rated, within two months after public notice given of such rate and assessment, that then it shall and may be lawful for the said vestry and church-wardens, or a majority of them, to let and hire the said pew or pews for any term not exceeding three years, to any person or persons who may be willing to hire the same.

V. AND BE IT FURTHER ENACTED by the authority aforesaid, That it shall and may be lawful for the said vestry and church-wardens, and their successors in office, or a majority of them, to appoint and choose proper clergymen and ministers for the said church, and all other necessary officers, and at their will and pleasure to displace or remove such persons and supply others in the room or stead of him or them so removed, and to appoint such salaries, perquisites or other rewards for the labor and service of such ministers and other officers in the said church, as they shall, from time to time, approve and think fit.

VI. AND BE IT FURTHER ENACTED by the authority aforesaid, That it shall and may be lawful for the said vestry and church-wardens, by the name aforesaid, to sue and be sued, plead and be impleaded, answer and be answered unto, in any court of judicature of this State, in all actions or suits of what nature or kind soever, which may be commenced, sued or prosecuted by or against them, in any manner touching or concerning the premises.

VII. AND BE IT FURTHER ENACTED by the authority aforesaid, That this Act shall be deemed a public Act, and may be given in evidence without special pleading, on any trial of any issue or cause in any court of law or equity in this State.

In the Senate House, the twenty-seventh day of March, in the year of our Lord one thousand seven hundred and eighty-seven, and in the eleventh year of the Independence of the United States of America.

JOHN LLOYD, President of the Senate.

JOHN J. PRINGLE, Speaker of the House of Representatives.

Certified to be a true and correct copy
May 26, 1953.

A. Frank Thurston
SECRETARY OF STATE

CERTIFIED TO BE A TRUE AND CORRECT COPY AS TAKEN FROM AND COMPARED WITH THE ORIGINAL ON FILE IN THIS OFFICE

FEB 25 2014

SECRETARY OF STATE OF SOUTH CAROLINA

THE

STATUTES AT LARGE

OF

SOUTH CAROLINA;

EDITED, UNDER AUTHORITY OF THE LEGISLATURE,

BY

DAVID J. McCORD.

VOLUME EIGHTH,

CONTAINING THE ACTS RELATING TO CORPORATIONS AND THE MILITIA.

COLUMBIA, S. C.
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1840.

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DEPARTMENT OF ARCHIVES & HISTORY

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late members of the Presbyterian Congregation in Williamsburgh Township, relative to the right of property in and to the meeting house and the land on which the said meeting house of the late society stands, or in any way to better the claim of that part of the said society hereby incorporated. But the same questions shall be heard, tried and determined in any court of law or equity in this State, in the same manner as if this Act and the said recited Act had never been made.

II. *And be it further enacted* by the authority aforesaid, That this Act shall be deemed and taken as a public Act, to all intents and purposes whatsoever.

In the Senate House, the twenty-seventh day of March, in the year of our Lord one thousand seven hundred and eighty-seven, and in the eleventh year of the Independence of the United States of America.

JOHN LLOYD, *President of the Senate.*

JOHN J. PRINGLE, *Speaker of the House of Representatives.*

No. 1363. AN ACT TO INCORPORATE THE VESTRY AND CHURCH-WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH.

Preamble.

WHEREAS, sundry inhabitants and other freeholders, members of the Episcopal Church in the parish of Christ Church, did, by their petition to the General Assembly, set forth that the church in the said parish was, in the late war most wantonly burnt down by the British army, during their operations in this State, whereby the petitioners are prevented from attending divine service therein, and from procuring a minister to perform public worship in the said parish, according to the rites and ceremonies of their said church. And *whereas*, several pious and well disposed persons, by their last will and testament, as also others by voluntary subscriptions, have given divers sums of money for re-building and fitting up the said church, and for providing for the maintenance of a minister and the payment of other proper officers of the same; and those pious and good intentions would be more effectually carried into execution, if the prayer of the said petitioners, "that the vestry and church-wardens, elected or to be elected by the said inhabitants and freeholders, were incorporated and made one body politic and corporate in law, and vested with all the powers, privileges and immunities which any of their sister churches enjoy."

Episcopal church of Christ Church.

I. *Be it therefore enacted* by the Honorable the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That the vestry and church-wardens of the said church, elected or to be elected, in manner as heretofore accustomed, and their successors in office forever hereafter, shall be, and they are hereby declared to be, incorporated by the name of "The Vestry and Church-Wardens of the Episcopal Church in the Parish of Christ Church;" and the said church-wardens or a majority of them, are hereby vested with all the powers and authorities which are vested in any corporated and established church in this State, and by the name aforesaid shall, from time to time, and at all times hereafter, have a perpetual succession, and a common seal for their said church; and they and their successors in office, shall

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tenements and hereditaments, and the
now are vested in the vestry and churc
also be capable to sell, alien, demise, e
manner and for such term as they or a
dient; and that they, the said vestry a
cessors, shall be able and are capable in
and retain, all the monies or other per
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session of the said vestry and church-w
at their discretion, to call in and re-plac
part thereof.

II. *And be it further enacted* by the
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have, hold and enjoy, to them and their
term of years, any estate, in lands, ten
goods, chattels, monies or other perso
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III. *And be it further enacted* by
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required to pay, when called upon b
that purpose. And in case the said pr
or refuse to pay such assessment, for
and in such case, the said vestry and
are hereby, empowered to sell and co
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and after deducting the sum or sums a
the overplus, if any there may be, to t
thereof, when called upon for that pur

IV. *And be it further enacted* by
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proper, any of the pews in the said c
in such manner and on such conditio
shall think fit; and also, annually,
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of such rate and assessment, that the

in Congregation in Williamsburgh Town-
perty in and to the meeting house and the
house of the late society stands, or in any
art of the said society hereby incorporated.
heard, tried and determined in any court
n the same manner as if this Act and the
made.

by the authority aforesaid, That this Act
public Act, to all intents and purposes

nth day of March, in the year of our Lord one thou-
seven, and in the eleventh year of the Independence
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of the Senate.

aker of the House of Representatives.

THE VESTRY AND CHURCH-WARDENS OF
OF THE PARISH OF CHRIST CHURCH.

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be capable in law, to have, hold, receive, possess and enjoy, all the lands, tenements and hereditaments, and the rents and incoms thereof, which now are vested in the vestry and church-wardens of the said church, and also be capable to sell, alien, demise, exchange or lease the same, in such manner and for such term as they or a majority of them shall think expedient; and that they, the said vestry and church-wardens, and their successors, shall be able and are capable in law to have, hold, receive, possess and retain, all the monies or other personal estates, and all securities for the same, and the interest and proceeds thereof, which now are in the possession of the said vestry and church-wardens, or any of them; and also, at their discretion, to call in and re-place at interest the said monies or any part thereof. Rights and powers.

II. *And be it further enacted* by the authority aforesaid, That the said vestry and church-wardens and their successors in office, shall be able and capable in law to purchase or receive by devise, gift or donation, and to have, hold and enjoy, to them and their successors, in perpetuity or for any term of years, any estate, in lands, tenements or hereditaments, or slaves, goods, chattels, monies or other personal estate; of what nature or kind soever, and again to sell, alien, demise, lease or dispose of the same, or any part thereof, in such manner as they, or a majority of them, or their successors in office, shall think expedient, and most for the benefit and advantage of the said vestry and church-wardens, for the purposes aforesaid.

III. *And be it further enacted* by the authority aforesaid, That they, the said vestry and church-wardens, and their successors in office, are hereby required and empowered to have the said parish church completely rebuilt or repaired, and pews erected in the said church, as heretofore, or on such other plan as they, or a majority of them, shall think proper, and for the costs and expenss thereof to assess the said pews when finished, rateably and proportionably, according to their respective value, which assessment the owners and proprietors of pews are hereby enjoined and required to pay, when called upon by the vestry and church-wardens for that purpose. And in case the said proprietor or any of them shall neglect or refuse to pay such assessment, for the space of two months, that then, and in such case, the said vestry and church-wardens shall be, and they are hereby, empowered to sell and convey to the highest bidder all such pew and pews in the said church, belonging to such proprietor or proprietors so refusing to pay for repairing or re-building the same, as aforesaid; and after deducting the sum or sums assessed thereon, respectively, to pay the overplus, if any there may be, to the several and respective proprietors thereof, when called upon for that purpose. To re-build church.

IV. *And be it further enacted* by the authority aforesaid, That it shall and may be lawful for the said vestry and church-wardens, and their successors in office, or a majority of them, and they are hereby authorized and empowered to sell and convey to any person or persons that they shall think proper, any of the pews in the said church, (not being private property,) on such manner and on such conditions, or for such term or terms as they shall think fit; and also, annually, to assess and rate each and every of the pews in the said church, at such sum or sums of money as they, or a majority of them, shall, respectively, think right, regard being always had to the situation of the said pews; and if any person or persons shall at any time neglect or refuse to pay the sum or sums of money at which his, her or their pew or pews are rated, within two months after public notice given of such rate and assessment, that then it shall and may be lawful for the May sell the pews.

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said vestry and church-wardens, or a majority of them, to let and hire the said pew or pews for any term not exceeding three years, to any person or persons who may be willing to hire the same.

V. *And be it further enacted* by the authority aforesaid, That it shall and may be lawful for the said vestry and church-wardens, and their successors in office, or a majority of them, to appoint and choose proper clergymen and ministers for the said church, and all other necessary officers, and at their will and pleasure to displace or remove such persons and supply others in the room or stead of him or them so removed, and to appoint such salaries, perquisites or other rewards for the labor and service of such ministers and other officers in the said church, as they shall, from time to time, approve and think fit.

VI. *And be it further enacted* by the authority aforesaid, That it shall and may be lawful for the said vestry and church-wardens, by the name aforesaid, to sue and be sued, plead and be impleaded, answer and be answered unto, in any court of judicature of this State, in all actions or suits of what nature or kind soever, which may be commenced, sued or prosecuted by or against them, in any manner touching or concerning the premises.

VII. *And be it further enacted* by the authority aforesaid, That this Act shall be deemed a public Act, and may be given in evidence without special pleading, on any trial of any issue or cause in any court of law or equity in this State.

In the Senate House, the twenty-seventh day of March, in the year of our Lord one thousand seven hundred and eighty-seven, and in the eleventh year of the Independence of the United States of America.

JOHN LLOYD, *President of the Senate.*
JOHN J. PRINGLE, *Speaker of the House of Representatives.*

No. 1397. AN ACT TO INCORPORATE THE CAMDEN ORPHAN SOCIETY, AND THE FRIENDLY CAMBRIDGE SOCIETY IN NINETY-SIX DISTRICT.

Preamble. WHEREAS, several of the inhabitants of this State, have associated themselves together under the name and style of "The Camden Orphan Society," for the purpose of founding, endowing and supporting a public school in the town of Camden, for the education and instruction of youth, and for other beneficial purposes; and have made humble application to the Legislature of this State to be incorporated as a body politic, and to be invested with such powers and authorities as may be most conducive to answer and further the good intentions of the said association.

Camden Orphan Society. I. *Be it therefore enacted* by the Honorable the Senate and House of Representatives of the State of South Carolina, now met and sitting, in General Assembly, and by the authority of the same, That the president, wardens and the several persons who now are, or shall hereafter become members of that society, be, and they are hereby, incorporated under the name of the Camden Orphan Society," and by that name shall have perpetual succession of officers and members, and a common seal, with power

to change, alter, break and make n judge expedient; and they, and their in law, to purchase, have, hold, recei and their successors in perpetuity, o estates, real and personal, messuages any kind or nature soever, and to sel same, or any part thereof, as they name to sue and be sued, implea answered unto, in any court of law such rules and by-laws, (not repugn land,) for the benefit and advantage order, rule, and good government an for the masters, teachers and schola time, agreed to by the majority of t

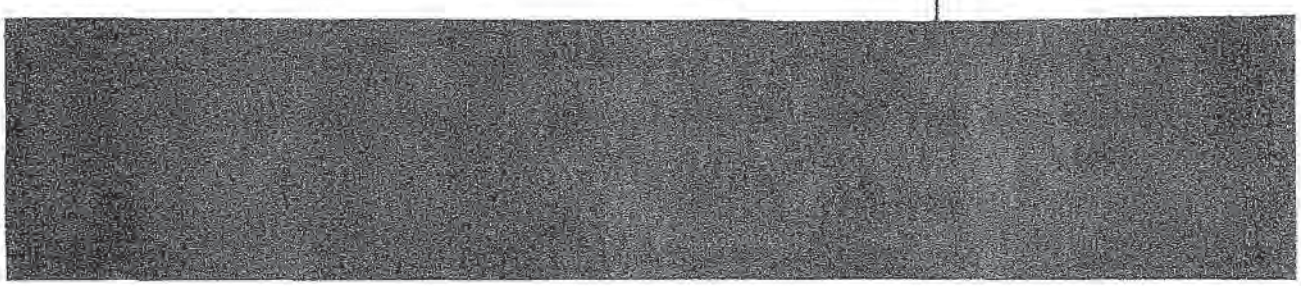
II. *And be it further enacted* by and may be lawful for the corporatio them and their successors, forever, lands and personal estates, and to a and supporting the said school, a tion of such poor and helpless or shall judge proper objects of the ch and choose, and at their pleasure to ers, school-masters, teachers and se ed for the above purposes, or other point such salaries, perquisites or therein, as the said society shall, think fit.

III. And *whereas*, a number of r selves into a society in the district Cambridge Friendly Society," the c perity of the College of Cambridge rity aforesaid, That the president an said society, be incorporated by the Society;" and shall have and enjoy and authorities hereinbefore given a ty, to all intents and purposes.

IV. *And be it further enacted* by shall and may be given in evidence any court of law or equity, without

In the Senate House, the twenty-seventh d and seven hundred and eighty-eigh the United States of America.

JOHN LLOYD, *President of*
JOHN JULIUS PRINGLE, *S*





VESTRY AND CHURCH-WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH

Note:This online database was last updated on 9/6/2013 6:01:22 PM.
See our Disclaimer.

DOMESTIC / FOREIGN:	Domestic
STATUS:	Good Standing
STATE OF INCORPORATION / ORGANIZATION:	SC Non Profit

REGISTERED AGENT INFORMATION

REGISTERED AGENT NAME:	
ADDRESS:	
CITY:	
STATE:	
ZIP:	
SECOND ADDRESS:	

FILE DATE:	03/27/1787
EFFECTIVE DATE:	/ /
DISSOLVED DATE:	/ /

Corporation History Records

CODE	FILE DATE	COMMENT	Document
Incorporation	03/27/1787	ELEE/AMD BK A PG 91 INCORP 3/27/1787 BY GA	Film

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pprov y a Congregational Meeting on M , 198

Hubert R. Shearon, Secretary
July 14, 1980

BY-LAWS

CHRIST CHURCH

MOUNT PLEASANT, S. C.

ARTICLE I - GENERAL

Section 1: The Episcopal Church of the Parish of Christ Church, known as Christ Church, Mount Pleasant, does acknowledge and accede to the doctrine, discipline and worship, the Constitution and Canons of the Protestant Episcopal Church in the United States of America and the Constitutions and Canons of the same Church in the Diocese of South Carolina. These are our principles for promoting the welfare and work of this Parish as servants of our Lord, Jesus Christ: that we be missionary minded; that we shall endeavor to use tithing of time, talent and treasure to support our church; that we endeavor to provide for the development, training and utilization of lay ministries; and that all our differences be settled in the Spirit of the Lord.

Section 2: In the event Christ Church, Mount Pleasant, S. C. should ever dissolve pursuant to the Canons of the Protestant Episcopal Church in the Diocese of South Carolina, automatically the offices of the Vestry, Wardens and other officers of the Church shall become vacant, and the Standing Committee of the Protestant Episcopal Church in the Diocese of South Carolina shall become the managing body of the corporation,with full power and authority without restriction, to sell or mortgage its property or any part thereof, to convey any or all of its property to the trustees of the Protestant Episcopal Church in South Carolina.

Section 3: The terms of these By-laws which may be in conflict with the Canons of the Protestant Episcopal Church in the United States of America and/or the Diocese of South Carolina are hereby amended to conform to such canons.

ARTICLE II - MEMBERSHIP

Section 1: Membership in the Parish shall consist of every baptized person who is a member of the Episcopal Church in the United States who shall be associated with Christ Church who elects to be a member by signifying in writing, or by Confirmation in the Parish, or by letter of transfer from another congregation of the Church. A person from another religious group, who has been baptized, may become a member by reception into this Parish by the Priest of the same. The minor children of members, if they have been baptized, are also considered members.

ARTICLE III - MEETINGS AND ELECTIONS

Section 1: There shall be an annual meeting of the congregation in accordance with Canon VI of the Canons of the Diocese of South Carolina, on such day as the Vestry may decide.

Section 2: Every member of the congregation, aged 17 or more, who is a communicant in good standing as provided for by the Canons of the Protestant Episcopal Church in the United States of America and the Diocese of South Carolina, shall be eligible to vote. All elections shall be by ballot determined by a majority vote of those eligible voters present and voting. These communicants present at any congregational meeting duly called shall constitute a quorum. Thereshall be no voting by proxy.

Section 3: At each Annual Parish Meeting there shall be elected by ballot, three (3) Vestrypersons to serve a term of three (3) years or until their successors are elected, on the rotating Vestry.

No Vestryperson may serve two (2) consecutive terms on the Vestry, but shall be required to wait a period of one (1) year before becoming eligible for re-election to the Vestry.

In the event that a vacancy on the Vestry occurs, the Vestry shall be empowered to elect a successor who will serve until the next Annual Parish Meeting, at which time there shall be elected a Vestryperson to serve for the unexpired term. A Vestryperson so elected to fill a vacancy of one (1) years duration or less, shall be eligible for re-election at the next annual meeting of the congregation.

Section 4: At each annual meeting of the congregation, there shall be elected from among the members of the Vestry age 21 or over, a Senior Warden and a Junior Warden, to serve for a term of one (1) year, or until their successors be elected. The Junior and Senior Wardens shall have had one (1) year's experience as a Vestryperson at Christ Church. The Church Wardens shall assume office upon conclusion of the election. In the event of a vacancy in either position, the Vestry shall be empowered to elect a successor from among its members, to serve for the unexpired term.

Section 5: At each annual meeting, there shall be elected by ballot, four (4) Lay Delegates and four (4) alternates to the Diocesan Convention. Nominations shall be made from the floor at the annual meeting with the consent of the nominee.

There shall be a minimum of eight (8) nominees. The Four (4) nominees receiving the highest number of votes shall be declared elected as delegates and the four (4) nominees receiving the next highest number of votes shall be declared elected as alternates.

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In the event of a tie vote between the fourth and fifth nominees, a run-off vote between these two should be carried out to determine the fourth delegate.

Section 6: The Rector shall preside over all congregational and vestry meetings. The Senior Warden shall preside in the absence of the Rector. In the event that the Rector and Senior Warden are not in attendance, the Junior Warden shall preside and, in his absence, a presiding officer shall be appointed from the Vestry by majority vote of the Vestry.

Section 7: Notice of meetings of the congregation shall be given by the Rector or by the Senior Warden if there be no Rector, and published in the Church Bulletin on the two (2) consecutive Sundays immediately prior to the meeting and no meeting shall be held without such notice.

Section 8: Special meetings of the congregation may be called by the Vestry with the knowledge of the Rector, or the Bishop in the absence of the Rector, at any time, and shall be called whenever requested in writing by twenty (20) members of the congregation with the knowledge of the Rector or the Bishop in the absence of the Rector. If, for any reason, the Parish is not then being served by a Rector, the Vestry shall be empowered to call such meetings.

ARTICLE IV - VESTRY

Section 1: The duties of the Vestry and Wardens are those as set forth by the Canons of the Protestant Episcopal Church in the United States of America and of the Diocese of South Carolina.

Section 2: The Vestry shall consist of nine (9) members chosen from the eligible communicants of the congregation, age 18 or over, excepting the Wardens (as per Article III, Section 4), together with the Rector and Assistant Clergy if there be any.

Section 3: The Vestry shall meet during the week following the Annual Parish Meeting and thereafter monthly unless otherwise agreed upon by its members. Due notice of Vestry meetings shall be given the congregation, and any communicant in good standing shall be privileged to attend any meeting of the Vestry, except when in executive session. Special meetings of the Vestry may be called by the Rector or by three or more members of the Vestry with the knowledge of the Rector or by the Bishop in the absence of the Rector. If, for any reason, the Parish is not then being served by a Rector, the Senior Warden, or in his absence the Junior Warden, may call special meetings of the Vestry.

Section 4: The Vestry shall elect a Secretary of the Vestry, either from among its members or otherwise, as it may choose, who shall give due notice of all meetings of the Vestry; keep minutes of its proceedings and attend to all clerical requirements of the Vestry. The Secretary shall act as Secretary of meetings of the congregation and shall keep in a separate book a copy of the By-laws with any changes made thereof by proper action. The Vestry may elect an Assistant Secretary, who may or may not be a member of the Vestry, to assist the Secretary. The Secretary of the Vestry shall act as the Secretary of the Congregational Meetings.

Section 5: The Congregation shall elect a Treasurer who is a communicant in good standing, who may or may not be a member of the Vestry, who shall receive all sums due the Church and deposit them in the name of Christ Church, in banks and/or other depositories approved by the Vestry, draw checks on the account as directed by the Vestry, taking receipts; render statements to the Vestry as shall be requested by them; submit an annual report which, when approved by the Vestry, shall be submitted to the congregation at the annual meeting and keep a fair set of books on the finances of the Church which shall at all times be available for inspection by members of the Vestry. Investments of church funds in any item, items or areas other than in banks and/or other depositories previously approved by the Vestry shall be done only after recommendation by the Finance Committee and approval by the Vestry. The Treasurer may receive a salary to be fixed by the Vestry, and shall give a bond with approved security in an amount determined by the Vestry. Premium on said bond shall be paid by the Church. The Treasurer's books shall be audited at least once a year. The Vestry may elect an Assistant Treasurer, who may or may not be a member of the Vestry, to assist the Treasurer as directed by the Vestry.

Section 6: The Vestry shall set compensation for all officers and employees. No person receiving any compensation from the Church shall be eligible to be a member of the Vestry except the Rector, Assistant Clergy, Treasurer and Assistant Treasurer.

Section 7: A quorum for a Vestry meeting shall consist of a majority of the duly elected Vestrypersons then actively serving on the Vestry.

Section 8: A member of the Vestry who shall have failed to attend three (3) consecutive regular meetings and shall not have made the reason known for his absence to either the Rector or Wardens, shall be considered to have submitted a resignation and shall be so notified in writing as to its acceptance. The Vestry, if it wishes, may by majority vote suspend the application of this Section until the next congregational meet

Section 9: The Vestry shall be in charge of and responsible for the financial operation of the church and the maintenance of the physical plant, and in the absence of a Rector, for providing for divine services.

...ne Vest , shall transact all the temporal business of the Church and shall hold, manage and administer all Church property, including real property which they shall have power to alienate, lease or otherwise deal with and dispose of by deed or other documents executed by the Wardens or one of them upon resolution of the Vestry; provided that the Vestry shall not alienate or otherwise encumber the Church property without the written consent of the Bishop and the Standing Committee of the Diocese as provided in Canon VI, Section 3 of the General Church Canons. They shall provide that all buildings and their contents be adequately insured as in their judgment may seem necessary.

Section 10: No appeals for funds for any purpose shall be made in the name of Christ Church without the express consent of the Vestry, other than offerings required by Canon or directed by the Bishop.

Section 11: The Vestry, through the Senior Warden or other Vestryperson duly appointed by the Vestry, shall submit to the annual meeting of the congregation a report of their official acts during the year and other information deemed important.

Section 12: The Rector, or a Memorial Committee appointed by the Rector with the consent of the Vestry, shall be responsible for presenting to the Vestry for its consent all memorials and gifts to be given to the church.

Section 13: It shall be the duty of the Vestry and/or Rector, from time to time, to create such committees as may be deemed necessary to carry on or assist with the work of the Parish.

These committees shall be responsible to the Vestry and shall assist it in the discharge of its responsibilities in the following areas: (1) Worship; (2) Finance (3) Administration; (4) Christian Education; (5) Property and Physical Plant; (6) Evangelism and Church Growth; (7) Parish Life and Fellowship; (8) Compassion and Pastoral Care, and; (9) Parish Organizations. A member of the Vestry shall be designated as responsible to the Vestry for each of these committees so formed. The enumeration of the areas of Vestry responsibilities shall not be considered as limiting the creation of ad hoc committees for special purposes.

ARTICLE V - PARISH COUNCIL

Section 1: A parish council shall be established in order to facilitate the functioning of the Parish in its organizational, missionary, educational and social work on behalf of the Gospel. It shall be comprised of the Clergy, Vestry and heads of organized activities in the Parish along with three (3) members in good standing of the Parish who have been selected by the Vestry. The Rector, or in the absence of the Rector, the Senior Warden, shall convene the Parish Council at least three (3) times during theyear.

Section 2: The major purposes of the council shall be to propose, discuss and evaluate the programs undertaken by the Parish and to transform programs to be undertaken into financial requests which may be presented to the Parish by the Vestry prior to the annual fund raising canvasses.

Section 3: Due notice of Parish Council meetings shall be made to that members of the congregation may attend.

ARTICLE VI - MINISTERS

Section 1: There shall be a Priest and there may be one Priest or Deacon for the Congregation of Christ Church, styled the Rector and an Assistant to the Rector, who she be entitled to receive from the Church such salary and other compensation as may from time to time be fixed by the Vestry. The Rector shall be chosen and elected by the Vestry, with the consent of the Bishop of the Diocese.

Section 2: The Rector, when provision is made by the Vestry, shall have the power to select a Deacon or Priest to work as an Assistant to the Rector, functioning as provided by the Canons of the Church.

Section 3: The Rector or Assistant shall register in books provided by the Vestry, all births, marriages, baptisms, confirmations and funerals of persons who may be born, baptized, presented for confirmation or reception by the Bishop or buried by them or by the Minister officiating in their absence.

Section 4: The priest who performs any service for which a compensation is allowed, shall in all cases be entitled to the fee or compensation resulting therefrom.

ARTICLE VII - ADMINISTRATIVE RULES AND PROCEDURES.

Section 1: The Vestry shall keep a list of operating rules and procedures.

Section 2: It shall be the duty of the Secretary of the Vestry to insure that this list of rules and procedures is kept current and available to the congregation at all times.

ARTICLE VIII - AMENDMENTS TO BY-LAWS

Section 1: No amendment of these By-laws shall be effective until it be presented in writing and approved by two successive meetings of the congregation.

Vestry Meeting Minutes

October 20, 2011

Members Present: Chris Haviland, Joyce Harder, Gene Verzaal, Frank Collins, Del Tyner, Scott Yarbrough, Rick Brownyard, Mike Frame

Absent: Leslie Forlano, Patsy Brown, Amanda Varn and Neal Oldford

Staff Present: Ted Duvall, Cheralaine Dougherty, Judith Ewing and Bill Lantz

Guests: Ted Guerard, Canon Jim Lewis, Mary Erler and Wayne Outlaw

I. **Devotion – Ted Duvall**

1 Corinthians 16: 1-14 (Daily Office Lectionary). The Ministry of Giving is annual... Year round. Set aside something each week. Door is wide open for work. We have an opportunity to do God's work together. We have the gifts and talents to do all this in love. The Lord is ready for great work here. There are many adversaries from within and from with out. We must be watchful and stand firm in your faith. We must be courageous and be strong. Let all that you do be done in love. Let us pray.

II. **Minutes from 9/15/2011 approved by those present.**

III. **Ministry Presentations – Judith Ewing & Bill Lantz**

a. Judith Ewing: Deacon and Welcoming Ministry/Parish Assimilator (see attached handout). Everything I do here at Christ Church is a privilege.

i. Newcomer Ministry: Judith handles everything to do with new people to the church. Organizing Greeters, calling visitors, sends hand written card. No high pressure.....Judith makes contact based on the information on the Welcome card and then waits to hear from them and then goes to visit them/takes them to lunch. She estimates she hears from about 50% of those she reaches out to. Membership is coordinated with Cheralaine who sets up letter of transfer, email and membership information in the computer. A packet is taken with an updated Directory with their information included. Organizes Newcomer luncheons, Alpha, introduction to a Life Group (if available), etc. to help newcomers find out about the church.

ii. Deacon Responsibilities: Serving on Sunday, Growing Through Grief, DOK Chaplain, working with the Christ Church Women, numerous – all spirit-filled.

b. Bill Lantz: Pastoral Care Associate (see attached handout)

i. Father Bill asked: What is the main thing we are called to do? The Great Commission. Many successful ministries under the Pastoral Care umbrella, including: C3OP-Career Outreach Ministry information shared via Wayne

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Outlaw. 60-70% of those participating are not church members. The group is meeting weekly as this was determined to meet the need. The group has been broken down into sub-groups. Mentors have been set up to work in smaller groups to address more of the individual need. Preparing audio for follow up groups. Chaplain Visitors: Go out and visit those in need. Mary Erler and Frank Collins shared their witness about visiting people. The ultimate ministry taking the church to those that cannot get to the "building."

Chris Haviland thanked Bill and Judith for all they do for the church.

IV. Rector's Report – Ted Duvall

a. **Executive Session**

b. Father Ted recommended the appointment of Ted Guerard as Chancellor to the parish of Christ Church. The motion was made affirming this action, seconded and approved by all present. So moved.

c. Motion made by the Vestry to have Ted Guerard move forward with the review and modification of the Christ Church By-Laws of 1980 as discussed in Executive Session. Seconded. All approved. So ordered by unanimous vote of all present.

V. Vestry Candidates 2012 – Nominating Committee

a. The Nominating Committee will get together and select 9 candidates from the list all Vestry members were asked to provide. The list has been vetted to the three requirements of (1) age of 18, (2) minimum of one year of active membership and (3) currently pledging to the church. Once the selections are made, calls will be placed and the committee will be looking to offer 6 candidates to the congregation. The deadline is November 7, 2011 in order to put this information into the November Newsletter and inform the congregation.

b. The Convention delegates will be the next 2 highest vote getters (behind the newly elected vestry) and the two wardens.

VI. Finance Committee Report – Rick

No questions about reports sent out....we expect to finish fine financially for 2011. For 2012, stewardship is key. The leadership – Stewardship Committee and Vestry are being asked to submit their 2012 pledges on the Sunday(10/30) previous to Committment Sunday(11/6).

VII. Stewardship – Ministry of Annual Giving.

The leadership (Stewardship Committee & Vestry) of Christ Church will gather in the Parish Hall for a meeting on 11/13/11 directly following the 10:30am service. At that time Stewardship Chair Jeff Payne will enlist the groups assistance in making calls to all

whom have not returned a pledge. This will apply to all active members and visitors at Christ Church. This is part of your Canonical responsibilities.

VIII. **Liaison Reports – Mike Frame**

a. Boy Scouts of America – Mike is now the Unit Coordinator for the Scouts at Christ Church. We have 2 units: Cub Scout Pack 11 chartered in 1990 with over 85 boys from 1-5 Grades and Boy Scout Troop 11 chartered in 2000 with 45 boys from 6-12 Grades. Scouting is the largest youth organization in the Episcopal Church serving somewhere between 43,000 active scouts to upwards of 100,000 which are affiliated with the Episcopal Church in some nature. This also includes 551 Cub Packs and 608 Boy Troops. Faith based organizations have proven to give the best long term support and retention of boys in the program. Boys who also earn their Religious Emblem Awards tend to be much more active long term with the program and much more likely to earn the Eagle Award the highest and hardest award to earn in scouting.

The BSA goal is to train youth in responsible citizenship, character development, and self-reliance through participation in a wide range of outdoor activities, educational programs, and, at older age levels, career-oriented programs in partnership with community organizations. For younger members, the Scout method is part of the program to include typical Scouting values such as trustworthiness, good citizenship, and outdoors skills, through a variety of activities such as camping, aquatics, and hiking.

Core Values (still the same since 1910):
1. DUTY TO GOD
2. DUTY TO COUNTRY
3. DUTY TO OTHERS
4. DUTY TO SELF

Girl Scouts of America has one troop chartered in 2004 with 15 active girls from 9-12 grade. No Brownie or Daisy groups meet at this time.

b. Communication Team is currently reviewing a new set of for the Christ Church webpage. The team consists of Katy Hunter, Mike Frame, Gloria Squires & Amanda Weston.

IX. **Administrative: Cheralaine**

a. Columns – Working on issues. Trident Construction feels it is a manufacturer defect and they are working with Plastrglas. Attorney letter may need to go out to get their attention.
b. Buildings & Grounds Committee – Gene expects to have a meeting with this newly formed group in November.
c. Night Deposit box has been moved to First Federal in the Walmart at Oakland. Cheralaine to provide further details.

X. **Prayer – Ted Duvall**

Vestry person for the month of November 2011 is Frank Collins.

Next Vestry meeting will be on November 17, 2011 at 5:30pm in the Coffee Zone.

Meeting adjourned at 9pm.

Vestry Meeting Minutes

November 21, 2011

Members Present: Chris Haviland, Joyce Harder, Gene Verzaal, Frank Collins, Del Tyner, Scott Yarbrough, Rick Brownyard, Mike Frame, Leslie Forlano, Patsy Brown, Amanda Varn and Neal Oldford

Staff Present: Ted Duvall, Cheralaine Dougherty, Lorna Barker

Guests: Ted Guerard

I. **Devotion – Ted Duvall**

Gospel Reading Luke 17:11-19 – Thanksgiving. Leper turned back and praised Jesus. "Your faith has made you well." Give God the thanks for the blessings in our lives. Amen.

II. **Minutes from 10/20/2011 approved by those present.**

III. **Ministry Presentations – Lorna Barker and Cheralaine Dougherty**

a. Lorna Barker: Music Director. My ministry uses the gifts God gave me to help people worship through music. I look at the readings of the day and pray about the music that will help people receive the message. People have a response to music that affects their brain and helps them to worship. Great deal of Lorna's time goes into Choir preparation. There are 36 choir members and they sing 70 anthems per year. I make CD's for them, so they can learn their parts. Weeks and weeks of preparation go into getting ready for each Sunday and the different seasons of the church. I spend a lot of time fostering the choir relationship. Doing things like coffee house serenade, dancing with the stars, outreach to nursing homes with concerts, trip to Biltmore House. She spends a lot of time writing music for instrumentalists. She has spent a lot of time preparing (this fall) for the contemporary service. It has been a lot of fun working with the band; lot of work finding the music for the contemporary. Lorna's vision for the band at the contemporary service is for it to be Adult based with Youth serving and being led by the Adults.

b. Cheralaine Dougherty: Parish Administrator

Report attached on the Administrative Ministry which includes all the business of the church.

IV. **Rector's Report – Ted Duvall**

a. Contemporary Eurcharist - We had a good start to an evolving process. Received many feedback surveys. People were glad to get the "ball rolling." Leslie and Joyce really thought the prayers stood out. The POP got the most comments, both ways – no structure, no one leading, enjoyed the freedom to pray. Please note that we are not

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bringing back the contemporary service, but creating a contemporary Eucharist. It will grow and change as we go. It was good to have Healing Prayer teams. In January 2012 the Bible Study in the Parlor will be moved to the Coffee Zone in January and run from 9:30am-10:30am. This will accommodate the 8am and 10:30 church goers that participate in this study.

b. Congregational Meetings, By-Laws, etc: Two meetings(11/13 & 11/17) have been held to review and discuss by-law up dates with the congregation. The first meeting took about 60 minutes with a full review from Ted and some questions from the attendees. The second meeting had 27 people and took almost 2 hours to allow all questions to be asked and answered. A few people reviewed the by-laws and provided some edits. No substantial changes. By-laws have been edited where appropriate (see attached). The Vestry requests that the proposed By-Laws be posted on the website.

c. Review of the Parish Meeting Agenda for 12/4/2011:

I. Opening Prayer – Ted Duvall

II. Vestry – Introduction & Elections

III. Rector's Address

IV. Voting on By-Laws

V. Summary of Financials

Chip Sloan will serve as Parliamentarian.

REDACTED

[redacted]

VI. Vestry Nominating Committee Report – Chris Haviland

a. Six excellent candidates: Peggy Nesmith, Cash Rest, Tricia Elliott, Rob Bellacicco, Kenny Wilson and Jimmy Hutto

VII. Finance Committee Report – Rick Brownyard

a. As of today (11/21/2011) Stewardship is at 151 units for $750,000. A good start toward the 2012 Ministry of Annual Giving.

b. October Reports (see attached). No questions.

VIII. Liaison Reports –

a. Cemetery Committee– Chris Haviland. Francis Porcher has asked that the cedar tree at right corner (bell) of the church be removed. It continues to grow into the church and cause structure and moisture issues. The Cemetery fund will incur the costs of a professional to remove the tree. All are in agreement.
b. Outreach – Joyce Harder. The Outreach meeting on 11/8/2011 was Tom Pickhardt's last official meeting as chair of the Outreach Committee. Ted Duvall will meet with Howard Harder to assist with transition before the January 10, 2012 Outreach meeting. Tom will still be around as chairman emeritus. Let's get a picture of Tom, Ted and Howard to thank him for his service to Outreach at Christ Church.
c. Buildings & Grounds Committee – Gene Verzaal. The first B&G Committee meeting was held on Sunday, 11/20/2011. Committee members are: Frank Smith, Walt Fletcher, Bill Cantrell, Joe Quick and Gene Verzaal. Walt will be the chair. (see attached memo and minutes)

IX. Administrative - Cheralaine

Dates of Importance:

a. Parish Meeting #1 w/Vestry Election/By-law Approval
b. 12/4/2011Contemporary Run-through – 12/4/2011
c. Parish Meeting #2 – By-law Approval – 12/11/2011
d. Vestry Meeting – 12/15/2011
e. Vestry Installation – 1/22/2012
f. Vestry Retreat – 1/27-1/28/2012

X. New Business – Ted Duvall

a. Clergy Retreat Item: Recommended that the larger churches assist the smaller churches with all that is going on with the Diocese of South Carolina. St. James-Santee Episcopal Church (McClellanville) Rector Jennie Olbrych may get with our Chancellor for assistance.
b. Ted Duvall made the decision to let Firecracker Bill sell Christmas trees on our property. Bill will donate trees, wreaths and greenery to the church.

XI. Prayer – Ted Duvall

Vestry person for the month of December 2011 is Patsy Brown.

Next Vestry meeting will be on December 15, 2011 at 5:30pm in the Coffee Zone.

Meeting adjourned at 8pm.

CHRIST CHURCH
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2304 Highway 17 North · Mount Pleasant, SC 29466 · www.christch.org

The Last Sunday after Pentecost

November 20, 2011

WELCOME

A warm welcome to you all as we gather in worship. Our hope is that you will encounter God in the Word, in the Communion, and in the hearts of the people. Please receive this as your weekly newsletter to read now or to take home for reference throughout your week. May God bless you this day and always.

Christ Church Kids (Birth-5th Grade)

Birth-2K: We offer a safe, loving nursery from 9am until 15 minutes after the worship service ends. Beepers are available so that parents can feel comfortable as they participate in the service.

3K-5K: 10:30am worship in Praise Place, Children's Ministry Building.

1st-5th grade: 10:30am worship in the Zone, Children's Ministry Building.

All children in Praise Place and the Zone rejoin their families in the 10:30 worship service after the sermon. For more information on Christ Church Kids, please contact *Robin Quick, Director of Children's Ministries at rquick@christch.org or at 884.9189.*

NEWCOMERS

To help us get to know you better, we ask that you fill out a Newcomer Card. These cards can be found in the pew racks or in the back of the Church at the Newcomer's Table. Please contact *Deacon Judith Ewing at jewing@christch.org or 884.9090* if you have any questions or would like more information about membership, programs and activities.



On Sunday, November 13th new Lay Eucharistic Ministers and Chaplain Visitors were commissioned at the 10:30 service. Pictured from left to right: Jim Ramsay, Millard Simmons (new), Anne Nietert, Sheila Hutto, Jimmy Hutto, Lorna Barker, Mary Erler, Canon Jim Lewis, Father Bill Lantz, Peggy Nesmith, Gary Pruitt (new).

Prayers of the People

As we pray, please remember the following:

Joe Eddleman, Skip Eschbacher, Carlisle Forte, Margot Gray, Pat Green, Jim Hansen, Doug Henderson, David Hunter, Mary Koob, Joe Kutcher, Allison Lawrence, Carolyn McManus, Heather Murphy, Tom Pickhardt, Philip Porcher, Jillian Pruitt, Jenny Ray, Ashley Sweeny, Debbie Sweeny, Emmette Sweeny, Jean West

Expectant Mothers: Elizabeth Barnhill Barnett, Elizabeth McNabb Jarvis, Katherine Matthews, Meredith Wallner

Please pray for all men and women serving in the military, and for the people of Haiti, especially our sister church, Church of the Holy Spirit.

It is our blessing to keep the names on the prayer list for 60 days. If you would like to be added again after the 60 day period, please call the Church Office at 884.9090.

PLAINTIFF'S EXHIBIT
ROA - 8323

announcements & events

Today we are joined by guest preacher and speaker Bishop Michael Nazir-Ali. Bishop Nazir-Ali was the 106th Bishop of Rochester for 15 years. He is originally from Asia and was the first non-white Diocesan Bishop in the Church of England. Please join him at both services and during the Faith Formation Hour at 9:15am in the Parish Hall.



ANNOUNCEMENTS

STEWARDSHIP CARDS
Please remember to return your Stewardship Cards by dropping them off at the Church Office or by placing them in the offertory plate next Sunday.

PLEASE JOIN US AND BE A PART OF THE TWO TRIAL RUNS OF OUR NEW CONTEMPORARY SERVICE!

As you have heard at Neighborhood Gatherings or read in the bulletin, we are expanding our Sunday morning worship service schedule to again include a Contemporary Eucharist in January 2012. Please join us and be a part of the two trial runs of our new service on TODAY or Sunday, December 4th from 5-6pm. Please come, experience the service, and give us your feedback!

Father Ted has called together a Focus Group of parishioners whose thoughtful input is assisting the clergy and staff in our preparations. We would like to invite all of you who have constructive thoughts about this service to relay those messages through the Focus Group listed below:

Rob Bellacicco, *robbella@comcast.net*
Patsy Brown, *patsy.brown@comcast.net*
Jane Emge, *jjemge@gmail.com*
Colette Post Oldford, *cpostoldford@comcast.net*
Sarah Ray, *sayray52@comcast.net*
Ken Schnupp, *ken.schnupp@us.rhodia.com*
Chip and Sally Seignious, *cseignious@comcast.net*
Ann Simmonite, *884.0100*
Del Tyner, *tdtyner@bellsouth.net*

ADVENT WREATH SUPPLIES
Advent Wreath supplies are available in the office on a first-come, first-served basis:

Set 1: Oasis wreath with 5 candles- $15
Set 2: Styrofoam wreath with 5 candles- $12
Set 3: Set of 5 candles- $5

Please call the office at 884.9090 for more information or if you have any questions.

CALLING ALL HUNTERS!
Please save some of your bounty (venison tenderloin) for our annual 12th Night event on January 5, 2012. You may prepare and place in the church freezer. Please call Cheralaine if you need to use the kitchen or freezer. If you have any questions about the venison, please call Kenny Wilson at 606-0603.

HEBREWS SUNDAY MORNING CLASS SUSPENDED
Due to Church wide meetings and the holidays, we have decided to suspend our Sunday Morning Hebrews Bible Study until after the first of the New Year. Please take this opportunity to attend the Parish Meetings and the Rector's Forum during the Faith Formation Hour of 9:15-10:15am in the Parish Hall.

OUTREACH OPPORTUNITIES

- **CHRIST CHURCH OUTREACH NEEDS YOUR HELP!** For the 12th year, Christ Church Outreach is providing 1300+ meals to families for Thanksgiving. There are a lot of ways you can help before and on Thanksgiving. Sign ups are available in the Narthex after the service. Thank you for your support!
- **HALOS** holiday drive will begin this Sunday. We will be sponsoring 30 children this year. Please return gifts no later than Sunday, December 4th. Please feel free to contact Alison Hartnett at 884.4906 with any questions. Thank you for your support.
- **CHRISTMAS AT SEA:** Please take a box and fill it, wrap it and bring it back to the church no later than December 11th. For more information, you can visit the Seafarer's website at charlestonseafarers.org. For questions, please call Bill Miller at 881-1962.

EVENTS AT CHRIST CHURCH...

SILENT AUCTION PLANNNG MEETING
Today after the 10:30 service in the Coffee Zone
A planning meeting for the Silent Auction that takes place in conjunction with the Oyster Roast on February 12, 2012 at Oakland Plantation will be held today. If you can give any time or donate an item or service to be auctioned, please let us know! **Contact:** Belle Croft, jinglebelles@comcast.net

CEDS THANKSGIVING PARADE AND BAKE SALE
Monday, November 21st & Tuesday, November 22nd from 9-11am outside of the Church– Children's Parade at 11:15am
Join us for our 8th annual Thanksgiving Bake Sale. You will find cookies, appetizers, casseroles, dips, soups, cakes, pies, and so much more at this bake sale. Many of the items can be frozen to enjoy at any time during the holidays. Help support CEDS!

CHRIST CHURCH WOMEN– ORNAMENT EXCHANGE
Monday, November 28th at 6:30pm at Lori Bellacicco's Home
Please join us for our first annual ornament exchange! Bring a wrapped ornament ($10 limit). Come brighten your spirit and find out what fun we have planned for 2012! RSVP online at ChristCh.org or by calling the Church Office at 884.9090.

SAINTS ALIVE CHRISTMAS PARTY
Saturday, December 10th at 6pm at Pat Krouse's Home
Please join us for the annual Saints Alive Christmas Party and Chinese Gift Exchange. Ham, turkey, and soft drinks will be provided by Saints Alive. Please bring a side dish or dessert, your beverage of choice, and a gift for the exchange. Please RSVP online at ChristCh.org or to the Church Office at 884-9090 by the afternoon of December 10th. Please direct any questions to Linda Jones at 216-1597 or jones495999@bellsouth.net.

CC-523-002514

ROA_ 8324

announcements & events

CHRIST CHURCH KIDS

CRAFT SUPPLIES NEEDED

Children's Ministries is planning crafts and would love it if everyone can collect paper towel and bathroom tissue rolls. You can bring them to the Church Office during the week or the Children's Building on Sunday mornings.

CHRIST CHURCH YOUTH

VOLUNTEER OPPORTUNITY

Have you been wanting to help out the youth of Christ Church, but weren't sure how? Well now is your chance. We are currently looking for people to provide dinner on Sunday evenings starting in January to our middle and high school youth. If you, your friends, your life group, or anyone else you know is interested in feeding us one Sunday please contact Will Klauber at wklauber@christch.org or 884-9090.

ATTENDANCE

	SERVICES		
	8AM	10:30AM	TOTAL
11/6	78	375	453
11/13	66	270	336

*The 10:30 count includes Christ Church Kids and volunteers

OFFERINGS

November 6:	$26,955
November 13:	$21,433
Needed weekly to make budget:	$22,940

Looking for ways to give easier? Contact Kim Comer at 884-9090 x223 or kcomer@christch.org.

TODAY AT CHRIST CHURCH

SUNDAY, NOVEMBER 20

8AM: RITE I: COMMUNION SERVICE* (HISTORIC CHURCH)

9:15AM: GUEST SPEAKER: BISHOP NAZIR-ALI (PARISH HALL)

"The Patriarchs" (RESOURCE ROOM)
Christ Church Kids (CHILDREN'S MINISTRY BUILDING)
Christ Church Youth (YOUTH ROOM)

10:30AM: RITE II: COMMUNION SERVICE* (CHURCH)
11:45AM: SILENT AUCTION MEETING (COFFEE ZONE)
2PM: GROWING THROUGH GRIEF (PARLOR)
5PM: CONTEMPORARY SERVICE TRIAL RUN (PARISH HALL)
4-6PM: CC YOUTH: MIDDLE SCHOOL (YOUTH ROOM)
5-7PM: CC YOUTH: HIGH SCHOOL (YOUTH ROOM)

THIS WEEK AT CHRIST CHURCH

MONDAY, NOVEMBER 21

6:30PM: CAREER OUTREACH* (PARISH HALL)

TUESDAY, NOVEMBER 22

7AM: MEN'S PRAYER BREAKFAST* (PARISH HALL)
1PM: TUESDAY AFTERNOON SEWING CIRCLE* (PARLOR)

WEDNESDAY, NOVEMBER 23

11AM: RITE I: COMMUNION SERVICE* (HISTORIC CHURCH)

THURSDAY, NOVEMBER 24

OFFICE CLOSED- HAPPY THANKSGIVING!

FRIDAY, NOVEMBER 25

OFFICE CLOSED

*DESGINATES WEEKLY EVENTS

FOR MORE INFORMATION REGARDING ANY OF THESE EVENTS LISTED, PLEASE VISIT THE CALENDAR AT CHRISTCH.ORG.

Bulletin and Announcement deadlines are at 12 Noon each Monday. To submit information, please e-mail Kaly Hunter at khunter@christch.org or call her at 884.9090 x230.

Have you changed your phone number, email address, or moved recently? Are you not receiving the weekly Christ Church email or special events invitations? Be sure to let the Church Office know at frontdesk@christch.org or 884.9090.

CHRIST CHURCH CLERGY
The Rev. Ted Duvall, *Rector, tduvall@christch.org*
The Rev. Bill Lantz, *Pastoral Associate, blantz@christch.org*
The Rev. Judith Ewing, *Deacon, jewing@christch.org*

VESTRY PERSON FOR THE MONTH OF NOVEMBER
Frank Collins
frankscollins@gmail.com
327.3292

CC-523-002515

ROA_ 8325

Proposals to Amend Parish By-Laws

To be made at Annual Parish Meeting
Sunday ,December 4 at 9:15am in the Parish Hall

Proposals to amend the Parish's By-Laws will be offered for a congregational vote at the Annual Parish Meeting on Sunday, December 4 at 9:15am in the Parish Hall. Other important Parish business, such as electing Vestry members and Diocesan Convention delegates, will also be conducted.

The proposed changes speak to a range of things. Some involve simple updates to nomenclature, while others clarify important issues of institutional identity. *Therefore it is vital that members of the congregation inform themselves about these changes, and be present to vote on them.*

The following schedule of congregational meetings is offered for all adult members of the Parish:

Sunday, December 4
9:15–10:15am
Parish Hall

Annual Parish Meeting in the Parish Hall (begins promptly at 9:15am). Voting on amendments to the By-Laws and other Parish business.

* Nursery and children/youth faith formation classes will be available as usual from 9:15–10:15am

Sunday December 11
9:15–10:15am
Parish Hall

Congregational Meeting in the Parish Hall, *if By-Law changes pass,* for second vote to make the changes effective.

* Nursery and children/youth faith formation classes will be available as usual from 9:15-10:15am

Wednesdays @ Christ Church

Winter Session 2012

For class information and registration, please visit us on the web at ChristCh.org, pick up a form in the back of the church, or contact the Church Office at 884.9090.



Help us get ready for Christmas!

In lieu of an "official" preparation Sunday, this year we are asking for you, your family, and/or your Life Group to assist with the greening of the Church. Please contact Cheralaine at 884.9090 or cdougherty@christch.org if you can help in any of the following ways:

- Hang garland around the front doors of the Church
- Green and hang wreaths at the Church, Historic Church, Children's Building, and Parish Hall
- Hang large wreaths in the Portico
- Hang greenery/red bows on posts at the Historic Church
- Set Nativity out with 2-3 bales of straw and place lighting
- Prepare luminaries for Historic Church walkway
- Put up and help decorate the large tree in the Church

CHRIST CHURCH
MOUNT PLEASANT

REAL COMMUNITY
Living Worship
Growing Christians
Bringing Good News

2304 Highway 17 North · Mount Pleasant, SC 29466 · www.christch.org

The First Sunday of Advent

November 27, 2011

WELCOME

A warm welcome to you all as we gather in worship. Our hope is that you will encounter God in the Word, in the Communion, and in the hearts of the people. Please receive this as your weekly newsletter to read now or to take home for reference throughout your week. May God bless you this day and always.

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On Saturday, November 19th, the Wilson Family (Kenny, Phoebe, Jack & Emily) helped along with 19 other volunteers from Christ Church at Feeding of the Multitude in West Ashley. This year Christ Church joined with 5 West Ashley churches of multiple denominations for their second event aimed at feeding the hungry in the name of Christ. Thank you to all of our Christ Church volunteers!

Prayers of the People

As we pray, please remember the following:

Joe Eddleman, Skip Eschbacher, Carlisle Forte, Margot Gray, Pat Green, Jim Hansen, Doug Henderson, David Hunter, Mary Koob, Joe Kutcher, Allison Lawrence, Carolyn McManus, Heather Murphy, Tom Pickhardt, Philip Porcher, Jillian Pruitt, Jenny Ray, Ashleey Sweeny, Debbie Sweeny, Emmett Sweeny, Jean West

Expectant Mothers: Elizabeth Barnhill Barnett, Elizabeth McNabb Jarvis, Katherine Matthews, Meredith Wallner

Please pray for all men and women serving in the military, and for the people of Haiti, especially our sister church, Church of the Holy Spirit.

It is our blessing to keep the names on the prayer list for 60 days. If you would like to be added again after the 60 day period, please call the Church Office at 884.9090.

announcements & events

Thank you to Jacquie Jones for subbing for Dr. Lorna Barker while the choir is singing at the Biltmore.

ANNOUNCEMENTS

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Patsy Brown, *patsy.brown@comcast.net*
Jane Emge, *jjemge@gmail.com*
Colette Post Oldford, *cpostoldford@comcast.net*
Sarah Ray, *sayray52@comcast.net*
Ken Schnupp, *ken.schnupp@us.rhodia.com*
Chip and Sally Seignious, *cseignious@comcast.net*
Ann Simmonite, *884.0100*
Del Tyner , *tdtyner@bellsouth.net*

ADVENT WREATH SUPPLIES
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OUTREACH OPPORTUNITIES

- **HALOS** holiday drive will begin this Sunday. We will be sponsoring 30 children this year. Please return gifts no later than Sunday, December 4th. Please feel free to contact Alison Hartnett at 884.4906 with any questions. Thank you for your support.
- **CHRISTMAS AT SEA:** Please take a box and fill it, wrap it and bring it back to the church no later than December 11th. For more information, you can visit the Seafarer's website at charlestonseafarers.org. For questions, please call Bill Miller at 881-1962.

EVENTS AT CHRIST CHURCH...

CHRIST CHURCH WOMEN- ORNAMENT EXCHANGE
Monday, November 28th at 6:30pm at Lori Bellacicco's Home
Please join us for our first annual ornament exchange! Bring a wrapped ornament ($10 limit). Come brighten your spirit and find out what fun we have planned for 2012! RSVP online at ChristCh.org or by calling the Church Office at 884.9090.

DOK QUIET DAY
Saturday, December 3rd at 9am in the Historic Church
All Christ Church Women are invited to attend a Quiet Day hosted by Daughters of the King. We will begin at 9am when Deacon Judith will discuss the concept of centering prayer. We will then spend time in prayer and solitude and conclude at noon. We would like to invite you, your friends, and Jr DOK to come be with us for this time and to discover the joy of quiet in a busy season. Please RSVP to Leigh Yarbrough at 216.1019 or lsyarbrough@comcast.net.

SAINTS ALIVE CHRISTMAS PARTY
Saturday, December 10th at 6pm at Pat Kreupa's Home
Please join us for the annual Saints Alive Christmas Party and Chinese Gift Exchange. Ham, turkey, and soft drinks will be provided by Saints Alive. Please bring a side dish or dessert, your beverage of choice, and a gift for the exchange. Please RSVP online at ChristCh.org or to the Church Office at 884-9090 by the afternoon of December 10th. Please direct any questions to Linda Jones at 216-1597 or jones495999@bellsouth.net.

CHRIST CHURCH KIDS

CHRISTMAS PAGEANT
Join our "flock" in this year's Christmas Eve Children's Pageant! All Christ Church Kids and Youth are invited to participate. We also need volunteers! Please register online at ChristCh.org or by filling out a form in the back of the Church. The deadline to register is December 4th.

FAMILY CHRISTMAS FUN DAY: CRAFTS AND LUNCH!
Sunday, December 18th at Noon in the Zone Worship
All families are invited to join us for an afternoon of crafts and fun! Lunch will be provided, but please bring a side, salad or dessert to share. RSVP to Robin Quick, Director of Children's Ministries, at rquick@christch.org or 884.9189 x232.

CC-523-002518

ROA_ 8328

announcements & events

CHRIST CHURCH YOUTH

VOLUNTEER OPPORTUNITY

Have you been wanting to help out the youth of Christ Church, but weren't sure how? Well now is your chance. We are currently looking for people to provide dinner on Sunday evenings starting in January to our middle and high school youth. If you, your friends, your life group, or anyone else you know is interested in feeding us one Sunday please contact Will Klauber at wklauber@christch.org or 884-9090.

ATTENDANCE

	SERVICES 8AM	10:30AM	CONTEMP	TOTAL
11/13	66	270	N/A	336
11/20	74	293	98	465

*The 10:30 count includes Christ Church Kids and volunteers

OFFERINGS

November 13:	$21,433
November 20:	$14,010
Needed weekly to make budget:	$22,940

Looking for ways to give easier? Contact Kim Corner at 884-9090 x223 or kcorner@christch.org.

Firecracker Bill will be selling Christmas Trees on the Christ Church Property this year by Meals on Wheels. All Christ Church members will get 10% off their purchase. Stop by and see Firecracker Bill for all your greenery needs and mention this ad!



Have you changed your phone number, email address, or moved recently? Are you not receiving the weekly Christ Church email or special events invitations? Be sure to let the Church Office know at frontdesk@christch.org or 884.9090.

TODAY AT CHRIST CHURCH

SUNDAY, NOVEMBER 27

8AM: RITE I: COMMUNION SERVICE* (HISTORIC CHURCH)

9:15AM: FAITH FORMATION

Rector's Forum (PARISH HALL)
"The Patriarchs" (RESOURCE ROOM)
Christ Church Kids (CHILDREN'S MINISTRY BUILDING)
Christ Church Youth (YOUTH ROOM)

10:30AM: RITE II: COMMUNION SERVICE* (CHURCH)

THIS WEEK AT CHRIST CHURCH

MONDAY, NOVEMBER 28

6:30PM: CAREER OUTREACH* (PARISH HALL)

6:30PM: CCW ORNAMENT EXCHANGE (LORI BELLACICCO'S HOME)

TUESDAY, NOVEMBER 29

7AM: MEN'S PRAYER BREAKFAST* (PARISH HALL)

1PM: TUESDAY AFTERNOON SEWING CIRCLE* (PARLOR)

WEDNESDAY, NOVEMBER 30

11AM: RITE I: COMMUNION SERVICE* (HISTORIC CHURCH)

6:30PM: CHOIR PRACTICE (CHURCH)

THURSDAY, DECEMBER 1

5PM: MEALS ON WHEELS COOKING (PARISH HALL KITCHEN)

THURSDAY, DECEMBER 3

8:30AM: MEALS ON WHEELS PACK-OUT (PORCHER HALL)

9AM: BACKPACK BUDDIES (PARISH HALL)

9AM: DOK QUIET DAY (HISTORIC CHURCH)

6PM: LIFE GROUP GATHERING (KENNY & PHOEBE WILSON'S HOME)

RED BLOCK DEC 4th 9:15

*DESIGNATES WEEKLY EVENTS

FOR MORE INFORMATION REGARDING ANY OF THESE EVENTS LISTED, PLEASE VISIT THE CALENDAR AT CHRISTCH.ORG.

Bulletin and Announcement deadlines are at 12 Noon each Monday. To submit information, please e-mail Katy Hunter at khunter@christch.org or call her at 884.9090 x230.

CHRIST CHURCH CLERGY

The Rev. Ted Duvall, *Rector, tduvall@christch.org*
The Rev. Bill Lantz, *Pastoral Associate, blantz@christch.org*
The Rev. Judith Ewing, *Deacon, jewing@christch.org*

VESTRY PERSON FOR THE MONTH OF DECEMBER
PATSY BROWN
Patsy.Brown@comcast.net
849.8582

NOV

CC-523-002519

ROA_ 8329

Proposals to Amend Parish By-Laws

To be made at Annual Parish Meeting
Sunday ,December 4 at 9:15am in the Parish Hall

Proposals to amend the Parish's By-Laws will be offered for a congregational vote at the Annual Parish Meeting on Sunday, December 4 at 9:15am in the Parish Hall. Other important Parish business, such as electing Vestry members and Diocesan Convention delegates, will also be conducted.

The proposed changes speak to a range of things. Some involve simple updates to nomenclature, while others clarify important issues of institutional identity. *Therefore it is vital that members of the congregation inform themselves about these changes, and be present to vote on them.*

The following schedule of congregational meetings is offered for all adult members of the Parish:

Sunday, December 4
9:15–10:15am
Parish Hall

Annual Parish Meeting in the Parish Hall (begins promptly at 9:15am). Voting on amendments to the By-Laws and other Parish business.

* Nursery and children/youth faith formation classes will be available as usual from 9:15–10:15am

Sunday December 11
9:15–10:15am
Parish Hall

Congregational Meeting in the Parish Hall, *if By-Law changes pass,* for second vote to make the changes effective.

* Nursery and children/youth faith formation classes will be available as usual from 9:15-10:15am

Wednesdays @ Christ Church

Winter Session 2012

For class information and registration, please visit us on the web at ChristCh.org, pick up a form in the back of the church, or contact the Church Office at 884.9090.



Help us get ready for Christmas!

In lieu of an "official" preparation Sunday, this year we are asking for you, your family, and/or your Life Group to assist with the greening of the Church. Please contact Cheralaine at 884.9090 or cdougherty@christch.org if you can help in any of the following ways:

- Hang garland around the front doors of the Church
- Green and hang wreaths at the Church, Historic Church, Children's Building, and Parish Hall
- Hang large wreaths in the Portico
- Hang greenery/red bows on posts at the Historic Church
- Set Nativity out with 2-3 bales of straw and place lighting
- Prepare luminaries for Historic Church walkway
- Put up and help decorate the large tree in the Church

CHRIST CHURCH
MOUNT PLEASANT

REAL COMMUNITY
Living Worship
Growing Christians
Bringing Good News

2304 Highway 17 North · Mount Pleasant, SC 29466 · www.christch.org

The Second Sunday of Advent

December 4, 2011

WELCOME

A warm welcome to you all as we gather in worship. Our hope is that you will encounter God in the Word, in the Communion, and in the hearts of the people. Please receive this as your weekly newsletter to read now or to take home for reference throughout your week. May God bless you this day and always.

Christ Church Kids (Birth-5th Grade)

Birth-2K: We offer a safe, loving nursery from 9am until 15 minutes after the worship service ends. Beepers are available so that parents can feel comfortable as they participate in the service.

3K-5K: 10:30am worship in Praise Place, Children's Ministry Building.

1st-5th grade: 10:30am worship in the Zone, Children's Ministry Building.

All children in Praise Place and the Zone rejoin their families in the 10:30 worship service after the sermon. For more information on Christ Church Kids, please contact *Robin Quick, Director of Children's Ministries at rquick@christch.org or at 884.9189.*

NEWCOMERS

To help us get to know you better, we ask that you fill out a Newcomer Card. These cards can be found in the pew racks or in the back of the Church at the Newcomer's Table. Please contact *Deacon Judith Ewing at jewing@christch.org or 884.9090* if you have any questions or would like more information about membership, programs and activities.





Christ Church Kids (Katie Logan and Izzy Pessillo) created an Advent wreath to share with their families on Sunday, November 27th during Faith Formation.

Prayers of the People

As we pray, please remember the following:

Joe Eddleman, Skip Eschbacher, Carlisle Forte, Pat Green, Jim Hansen, Doug Henderson, The Hunter Family, Mary Koob, The Kutcher Family, Joe Kutcher, Allison Lawrence, Carolyn McManus, Heather Murphy, Tom Pickhardt, Philip Porcher, Jillian Pruitt, Jenny Ray, Ashleey Sweeny, Debbie Sweeny, Emmett Sweeny, Jean West

Expectant Mothers: Elizabeth Barnhill Barnett, Katherine Matthews, Meredith Wallner

Please pray for all men and women serving in the military, and for the people of Haiti, especially our sister church, Church of the Holy Spirit.

We rejoice with Chris & Elizabeth McNabb Jarvis and family on the birth of their son, Solomon Jarvis.

announcements & events

We extend sympathy to Jennie Hunter, family, and friends in the death of her husband, David Hunter.

We extend sympathy to Joe & Rebecca Kutcher and family in the death of his mother, Helen Kutcher.

LOCAL & DIOCESAN CHURCH NEWS

CHRIST CHURCH RECORDS QUIT CLAIM DEED
The Diocese of South Carolina sent Quit Claim deeds to its churches November 21, 2011. The Vestry approved the recording of the deed which was done on November 23, 2011 by our Chancellor, Ted Guerard. A Quit Claim Deed is an instrument which disavows any claim of ownership by the presenting party, thus certifying the Diocese's position that Christ Church has ownership of her property.

ABANDONMENT CHARGES AGAINST BISHOP LAWRENCE
The Disciplinary Board for Bishops announced its finding that the allegations of Abandonment of Communion made against Bishop Lawrence will not be certified by the Board as formal charges, thus ending this case. For a statement made by the Bishop, please visit us online at ChristCh.org > About Us > Diocesan Response.

ANNOUNCEMENTS

STEWARDSHIP CARDS
Please remember to return your Stewardship Cards by dropping them off at the Church Office or by placing them in the offertory plate today.

PLEASE JOIN US AND BE A PART OF THE TWO TRIAL RUNS OF OUR NEW CONTEMPORARY SERVICE!

As you have heard at Neighborhood Gatherings or read in the bulletin, we are expanding our Sunday morning worship service schedule to again include a Contemporary Eucharist in January 2012. Please join us TONIGHT from 5-6pm. Please come, experience the service, and give us your feedback!

Father Ted has called together a Focus Group of parishioners whose thoughtful input is assisting the clergy and staff in our preparations. We would like to invite all of you who have constructive thoughts about this service to relay those messages through the Focus Group listed below:

Rob Bellacicco, *robbella@comcast.net*
Patsy Brown, *patsy.brown@comcast.net*
Jane Emge, *jjemge@gmail.com*
Colette Post Oldford, *cpostoldford@comcast.net*
Sarah Ray, *sayray52@comcast.net*
Ken Schnupp, *ken.schnupp@us.rhodia.com*
Chip and Sally Seignious, *cseignious@comcast.net*
Ann Simmonite, *884.0100*
Del Tyner , *tdtyner@bellsouth.net*

ADVENT WREATH SUPPLIES
Advent Wreath supplies are available in the office on a first-come, first-served basis:
Set 1: Oasis wreath with 5 candles- $15
Set 2: Styrofoam wreath with 5 candles- $12
Set 3: Set of 5 candles- $5
Please call the office at 884.9090 for more information or if you have any questions.

CALLING ALL HUNTERS!
Please save some of your bounty (venison tenderloin) for our annual 12th Night event on January 5, 2012. You may prepare and place in the church freezer. Please call Cheralaine if you need to use the kitchen or freezer. If you have any questions about the venison, please call Kenny Wilson at 606-0603.

OUTREACH OPPORTUNITIES

- **HALOS** holiday drive will begin this Sunday. We will be sponsoring 30 children this year. Please return gifts no later than **TODAY** to the Narthex or Church Office. Please feel free to contact Alison Hartnett at 884.4906 with any questions. Thank you for your support.
- **CHRISTMAS AT SEA:** Please take a box and fill it, wrap it and bring it back to the church no later than December 11th. For more information, you can visit the Seafarer's website at charlestonseafarers.org. For questions, please call Bill Miller at 881-1962.

EVENTS AT CHRIST CHURCH

MEN OF CHRIST CHURCH: COME AND SEE!
Monday, December 5th at 7pm at the Men's Shed
Join us for **FELLOWSHIP, STEAMED LOCAL OYSTERS,** and a **HOT MEAL.** The Men of Christ Church will have our kick-off planning meeting for the annual Oyster Roast. **COME** and **SEE** one of the ways the men support the ministry of Christ Church. Please bring a friend to learn how you can participate in this extraordinary event. **Contact:** Keith Rumrill, keith.rumrill@tridenttech.edu

SAINTS ALIVE CHRISTMAS PARTY
Saturday, December 10th at 6pm at Pat Krovoza's Home
837 Farm Quarter Road, Mt Pleasant (Shem Farm)
Please join us for the annual Saints Alive Christmas Party and Chinese Gift Exchange. Ham, turkey, and soft drinks will be provided by Saints Alive. Please bring a side dish or dessert, your beverage of choice, and a gift for the exchange. Please RSVP online at ChristCh.org or to the Church Office at 884-9090 by the afternoon of December 10th. Please direct any questions to Linda Jones at 216-1597 or jones495999@bellsouth.net.

PARISH LIFE PANCAKE BREAKFAST AND TEACHING
Sunday, December 18th from 9:15-9:45 in the Parish Hall
Join us for a pancake breakfast to benefit the High School Youth Mission Trip to the Dominican Republic next Summer. Pancakes will be served from 9:15-9:45 followed by a teaching from Father Ted. The cost per person will be $5. Please contact Will Klauber at wklauber@christch.org with any questions.

CC-523-002522

ROA_ 8332

announcements & events

CHRIST CHURCH KIDS

CHRISTMAS PAGEANT

Join our "flock" in this year's Christmas Eve Children's Pageant! All Christ Church Kids and Youth are invited to participate. We also need volunteers! Please register online at ChristCh.org or by filling out a form in the back of the Church. The deadline to register is TODAY!

FAMILY CHRISTMAS FUN DAY: CRAFTS AND LUNCH!

Sunday, December 18th at Noon in the Zone Worship

All families are invited to join us for an afternoon of crafts and fun! Lunch will be provided, but please bring a side, salad or dessert to share. RSVP to Robin Quick, Director of Children's Ministries, at rquick@christch.org or 884.9189 x232.

ATTENDANCE

	SERVICES			
	8AM	10:30AM	CONTEMP	TOTAL
11/20	74	293	98	465
11/27	54	233	N/A	287

*The 10:30 count includes Christ Church Kids and volunteers

OFFERINGS

November 20:	$14,010
November 27:	$15,490
Needed weekly to make budget:	$22,940

Looking for ways to give easier? Contact Kim Comet at 884-9090 x225 or kcomet@christch.org.

Firecracker Bill will be selling Christmas Trees on the Christ Church Property this year by Meals on Wheels. All Christ Church members will get a discount! Stop by and see Firecracker Bill for all your greenery needs and mention this ad!





The deadline to submit a form for a Christmas Poinsettia in memory or honor of someone is December 19th. Please get your form in as soon as possible by placing in the alms basin or bringing to the Office.

Have you changed your phone number, email address, or moved recently? Are you not receiving the weekly Christ Church email or special events invitations? Be sure to let the Church Office know at frontdesk@christch.org or 884.9090.

TODAY AT CHRIST CHURCH

SUNDAY, DECEMBER 4

8AM: RITE I: COMMUNION SERVICE* (HISTORIC CHURCH)
9:15AM: ANNUAL PARISH MEETING (PARISH HALL)
Christ Church Kids (CHILDREN'S MINISTRY BUILDING)
Christ Church Youth (YOUTH ROOM)
10:30AM: RITE II: COMMUNION SERVICE* (CHURCH)

THIS WEEK AT CHRIST CHURCH

MONDAY, DECEMBER 5

6:30PM: CAREER OUTREACH* (PARISH HALL)
7PM: MEN OF CHRIST CHURCH (MEN'S SHED)

TUESDAY, DECEMBER 6

7AM: MEN'S PRAYER BREAKFAST* (PARISH HALL)
1PM: TUESDAY AFTERNOON SEWING CIRCLE* (PARLOR)
6PM: THREADS OF PRAYER (PARLOR)

WEDNESDAY, DECEMBER 7

11AM: RITE I: COMMUNION SERVICE* (HISTORIC CHURCH)
12PM: CANCER SUPPORT GROUP (HISTORIC CHURCH)
6:30PM: CHOIR PRACTICE (CHURCH)

SATURDAY, DECEMBER 10

6PM: SAINTS ALIVE CHRISTMAS PARTY (PAT KROUPA'S HOME)

*DESGINATES WEEKLY EVENTS

FOR MORE INFORMATION REGARDING ANY OF THESE EVENTS LISTED, PLEASE VISIT THE CALENDAR AT CHRISTCH.ORG.

Bulletin and Announcement deadlines are at 12 Noon each Monday. To submit information, please e-mail Katy Hunter at khunter@christch.org or call her at 884.9090 x230.

CHRIST CHURCH CLERGY

The Rev. Ted Duvall, *Rector, tduvall@christch.org*
The Rev. Bill Lantz, *Pastoral Associate, blantz@christch.org*
The Rev. Judith Ewing, *Deacon, jewing@christch.org*

VESTRY PERSON FOR THE MONTH OF DECEMBER

Patsy Brown
patsy.brown@comcast.net
849.8582

CC-523-002523

ROA_ 8333

Proposals to Amend Parish By-Laws

To be made at Annual Parish Meeting
Sunday ,December 4 at 9:15am in the Parish Hall

Proposals to amend the Parish's By-Laws will be offered for a congregational vote at the Annual Parish Meeting on Sunday, December 4 at 9:15am in the Parish Hall. Other important Parish business, such as electing Vestry members and Diocesan Convention delegates, will also be conducted.

The proposed changes speak to a range of things. Some involve simple updates to nomenclature, while others clarify important issues of institutional identity. *Therefore it is vital that members of the congregation inform themselves about these changes, and be present to vote on them.*

The following schedule of congregational meetings is offered for all adult members of the Parish:

Sunday, December 4
9:15-10:15am
Parish Hall

Annual Parish Meeting in the Parish Hall (begins promptly at 9:15am). Voting on amendments to the By-Laws, Vestry Elections, and other Parish business.

* Nursery and children/youth faith formation classes will be available as usual from 9:15-10:15am

Sunday December 11
9:15-10:15am
Parish Hall

Congregational Meeting in the Parish Hall, *If By-Law changes pass,* for second vote to make the changes effective.

* Nursery and children/youth faith formation classes will be available as usual from 9:15-10:15am



Help us get ready for Christmas!

In lieu of an "official" preparation Sunday, this year we are asking for you, your family, and/or your Life Group to assist with the greening of the Church. Please contact Cheralaine at 884.9090 or cdougherty@christch.org if you can help in any of the following ways:

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- Hang greenery/red bows on posts at the Historic Church
- Prepare luminaries for Historic Church walkway
- Put up and help decorate the large tree in the Church

Annual Parish Meeting

Sunday, December 4, 2011

I. Opening Prayer – Father Ted Duvall

II. Meeting called to order by: Parliamentarian Chip Sloan

   a. The Parliamentarian made a finding that the Annual Parish Meeting had been properly noticed and declared a quorum.

   b. Attendance 122

III. Vestry Election – Introduction of Vestry Candidates:
   a. Rob Bellacicco
   b. Tricia Elliott
   c. Jimmy Hutto
   d. Peggy Nesmith
   e. Cash Rest
   f. Kenny Wilson

Vestry Voting. Who Can Vote? Communicants in Good Standing. Vote for 4 with 3 year Vestry term. Next highest vote getters will represent Christ Church at the Diocesan Convention in 2012.

Ballot counting by: Former Senior Wardens: Gary Ray, Mark Varn, Jeff Payne and off-going Vestry: Neal Oldford, Leslie Forlano, Mike Frame.

IV. Rectors Address – Father Ted Duvall

Thank you! For your prayers, welcome, the kindness you've shown me and my family. I'm still the new Rector, and we've got things that are changing. I appreciate there is lots to do. I believe we can be bigger for the purpose of transforming lives. Growth does not mean that we lose some of the things that are close to us. Priorities: Expanded worship (Contemporary), strengthen our existing Faith Formation for all ages (Wednesday, full time CM Director, great course line-up), Small Groups(Life) be supported and grow, Young Adults, Leadership so we can call a full time associate priest in 2013.

Ted – I don't have a plan B. I'm here and we are going to move forward. This is my 100% commitment to you. Why wait – let's get going now! But remember patience – we can't get to everything at once.

V. By-Law changes: Senior Warden Chris Haviland made a motion to pass the By-Laws as presented to the congregation, this was seconded. Discussion from the floor:



Annual Parish Meeting

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V. By-Law changes: Senior Warden Chris Haviland made a motion to pass the By-Laws as presented to the congregation, this was seconded. Discussion from the floor:



Question from Frank Smith – Change from 1980 to today on the By-Laws. How does this affect us today? The By-Laws are being amended to conform to the realities of where we are now in regards to the All Saints-Pawleys situation and bringing our by-laws into alliance with the by-laws/canons of the Diocese of South Carolina. The current (1980) By-Laws do not have our corporate name. They also needed to be updated to reflect current vestry members and the day to day operations areas. Quit Claim Deed – To the extent that any entity claimed that the Diocese of South Carolina had any ownership right (actual or in trust for any other entity) to our property – the Diocese of South Carolina deeded that ownership interest to our church.

Being that there were no other questions or comments, the discussion was closed and the vote was called. Those in attendance were asked to fill out a simple ballot with either "Yes" to approve the motion to change the by-laws as presented, or "No" to reject the motion.

VI. Summary of Financials for 2011 – see 3rd quarter pro-forma on back of agenda

a. Jeff – Stewardship Chair – Update for 2012 (thus far in the campaign)

Status Update on the Ministry of Annual Giving

Recap of **2011** Stewardship:

- Nov 30 2010
  - 155 pledges
  - $665K
- Apr 15 2011
  - 193 pledges
  - $772K

Current Status of **2012** Ministry of Annual Giving:

- Nov 30 2011
  - 172 pledges
  - $777K
  - Per capita giving increased by 5%
  - Calls underway to approximately 50% of the congregation that are members or active givers

Take Home Messages:

- Early news is very encouraging
- Current total pledged amount for 2012 already exceeds 2011 (nearly 5 months earlier)
- Calls are having an impact, but still significant room for additional pledges
- We have been thanking both those that have pledged and those that we are calling (and even following up with personal cards) -- whether they choose to pledge or not, listening to what people have to say, and in the process updating our information

- THANK YOU to the parish for your support of the work of Jesus through the church, and thank you to the vestry, stewardship committee, and staff that has been diligently working on our Ministry of Annual Giving

VII. Voting Results – Parliamentarian Chip Sloan

a. Vestry: Rob Bellacicco, Tricia Elliott, Cash Rest, Kenny Wilson
b. 2012 Diocesean Delagates: Jimmy Hutto & Peggy Nesmith
c. By-Law changes – Approved 106 to 2

VIII. Christ Episcopal Church is meant to be a living, breathing body. Reminder of the meeting next Sunday, 12/11. Please come, vote again and enjoy a teaching.

IX. Meeting Adjourned

Congregational Meeting

Sunday, December 11, 2011

I. Opening Prayer – Father Ted Duvall

II. Meeting called to order by Parliamentarian Chip Sloan

   a. The Parliamentarian made a finding that the Congregational Meeting had been properly noticed and declared a quorum.

   b. Attendance 37

III. 2nd By-Law Vote

Motion made by Senior Warden Chris Haviland: On behalf of the Vestry of Christ Church I move that we adopt the By-Laws as presented and passed at the Annual Meeting on 12/4/2012 and certified by a second vote today. Motioned seconded and approved by all. Ballots counted by Mike Frame and certified by Chip Sloan. 37 for, 0 against.

IV. Meeting Adjourned



BY-LAWS

The Vestry and Church Wardens of the Episcopal Church Of the Parish Of Christ Church, a corporation

dba CHRIST CHURCH

MOUNT PLEASANT, SOUTH CAROLINA

Date Passed: December 4, 2011/December 11, 2011

ARTICLE I – General

Section 1: The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a corporation, known as Christ Church, Mount Pleasant, South Carolina, as referred to hereafter, does acknowledge and accede to the Constitution and Canons of the Protestant Episcopal Church in the Diocese of South Carolina.

Section 2: In the event Christ Church, Mount Pleasant, South Carolina should ever be dissolved pursuant to the Canons of the Protestant Episcopal Church in the Diocese of South Carolina, automatically the offices of the Vestry, Wardens and other officers of the Church shall become vacant, and the Standing Committee of the Protestant Episcopal Church in the Diocese of South Carolina shall become the managing body of the corporation with full power and authority without restriction, to sell or mortgage its property or any part thereof, or to convey any or all of its property to the trustees of the Protestant Episcopal Church in the Diocese of South Carolina.

ARTICLE II – Membership

Section 1: All persons who have received the Sacrament of Holy Baptism with water in the Name of the Father, and of the Son, and of the Holy Spirit, whether in this Church or in another Christian Church, and whose Baptisms have been duly recorded in this Church, are members thereof.

Members age 17 and over are to be considered adult members.

It is expected that all adult members of this Church, after appropriate instruction, will have made a mature public affirmation of their faith and commitment to the responsibilities of their Baptism and will have been confirmed or received by the laying on of hands by a Bishop of this Church or by a Bishop of a Church in communion with this Church.

ARTICLE III – Meetings and Elections

Section 1: There shall be an Annual Parish meeting in accordance with Canon VI of the Canons of the Protestant Episcopal Church in the Diocese of South Carolina, on such day as the Vestry may decide.

Section 2: Every member of the congregation, aged 17 and over, who is a communicant in good standing shall be eligible to vote. All communicants of this Church who for the previous year have been faithful in corporate worship, unless for good cause prevented, and have been faithful in working, praying, and giving for the spread of the Kingdom of God, are to be considered communicants in good standing. The Rector shall be responsible to determine communicant in good standing status. All elections shall be by ballot determined by a



majority vote of those eligible voters present and voting. These communicants present at any congregational meeting duly called shall constitute a quorum. There shall be no voting by proxy.

Section 3: At each Annual Parish meeting there shall be elected by ballot, four (4) Vestrypersons to serve a term of three (3) years or until their successors are elected, on the rotating Vestry. There shall be a minimum of six (6) nominees. The four (4) nominees receiving the highest number of votes shall be declared elected as Vestry members. The two (2) nominees receiving the next highest number of votes shall be the lay delegates to the annual Diocesan Convention along with the Senior and Junior Wardens. In the event alternate delegates to the Convention are required, they shall be appointed by the Vestry.

No Vestryperson may serve two (2) consecutive terms on the Vestry, but shall be required to wait a period of one (1) year before becoming eligible for re-election to the Vestry.

In the event that a vacancy on the Vestry occurs, the Vestry shall be empowered to appoint a successor who will serve until the next Annual Parish meeting, at which time there shall be elected a Vestryperson to serve for the unexpired term. A Vestryperson so appointed to fill a vacancy of one (1) year duration or less, shall be eligible for re-election at the next Annual Parish meeting.

Section 4: There shall be elected from among the members of the Vestry age 21 or over, a Senior Warden and a Junior Warden, to serve for a term of one (1) year, or until their successors be elected. The Junior and Senior Wardens shall have had one (1) year's experience as a Vestryperson at Christ Church. The Church Wardens shall assume office upon conclusion of their election. In the event of a vacancy in either position, the Vestry shall be empowered to appoint a successor from among its members, to serve for the unexpired term.

Section 5: The Rector shall preside over all congregational and Vestry meetings. The Senior Warden shall preside in the absence of the Rector. In the event that the Rector and Senior Warden are not in attendance, the Junior Warden shall preside and, in his absence, a presiding officer shall be appointed from the Vestry by majority vote of the Vestry.

Section 6: Notice of meetings of the congregation shall be given by the Rector or by the Senior Warden if there be no Rector, and published in the Church Bulletin on the two (2) consecutive Sundays immediately prior to the meeting and no meeting shall be held without such notice.

Section 7: Special meetings of the congregation may be called by the Vestry with the knowledge of the Rector, or the Bishop in the absence of the Rector, at any time, and shall be called whenever requested in writing by twenty (20) members of the congregation with the knowledge of the Rector or the Bishop in the absence of the Rector. If, for any reason, the Parish is not then being served by a Rector, the Vestry shall be empowered to call such meetings.

ARTICLE IV – Vestry

Section 1: The duties of the Vestry and Wardens are those as set forth by the Canons of the Protestant Episcopal Church in the Diocese of South Carolina.

Section 2: The Vestry shall consist of twelve (12) members chosen from the eligible communicants in good standing of the congregation, age 21 or over, including the Wardens elected as per Article III, Section 4, together with the Rector.

Section 3: The Vestry shall meet during the week following the Annual Parish Meeting and thereafter monthly unless otherwise agreed upon by its members. Due notice of Vestry meetings shall be given the congregation, and any communicant in good standing shall be privileged to attend any meeting of the Vestry, except when in executive session. Special meetings of the Vestry may be called by the Rector or by three or more members of the Vestry with the knowledge of the Rector or by the Bishop in the absence of the Rector. If, for any reason, the Parish is not then being served by a Rector, the Senior Warden, or in his absence the Junior Warden, may call special meetings of the Vestry.

Section 4: The Vestry shall appoint a Secretary of the Vestry, either from among its members or otherwise, as it may choose, who shall give due notice of all meetings of the Vestry; keep minutes of its proceedings and attend to all clerical requirements of the Vestry. The Secretary shall act as Secretary of Annual Parish meetings and other meetings of the congregation and shall keep in a separate book a copy of the By-Laws with any changes made thereof by proper action.

Section 5: The Vestry shall appoint a Treasurer who is a communicant in good standing, who may or may not be a member of the Vestry, who shall receive all sums due the Church and deposit them in the name of Christ Church, in banks and/or other depositories approved by the Vestry, draw checks on the account as directed by the Vestry, taking receipts; render statements to the Vestry as shall be requested by Vestry; submit an annual report which, when approved by the Vestry, shall be submitted to the congregation at the Annual Parish meeting and keep a fair set of books on the finances of the Church which shall at all times be available for inspection by members of the Vestry. Investments of church funds in any item, items or areas other than in banks and/or other depositories previously approved by the Vestry shall be done only after recommendation by the Finance Committee and approval by the Vestry. The Treasurer may receive a salary to be fixed by the Vestry, and shall give bond with approved security in an amount determined by the Vestry. Premium on said bond shall be paid by the Church. The Church's financial books shall be audited at least once a year. The Vestry may appoint an Assistant Treasurer, who may or may not be a member of the Vestry, to assist the Treasurer as directed by the Vestry.

Section 6: The Vestry shall have charge of the temporalities of the Church which shall include paying salaries to all employees who have, prior to appointment, been authorized by the Vestry, to be paid with Church funds. No employee of the Church, except an Assistant Rector, shall be employed without the consent and financial support of the Vestry, but the Rector shall have the right to employ, supervise and terminate all employees of the Parish whose duties are concerned with the spiritual mission of the Church, or such duties, while not primarily of a spiritual or sacerdotal nature, have such bearing on the ability of the Rector to perform his or her duties that the hiring and supervision of those employees should be the Rector's responsibility. While the employment of an Assistant Rector does not require the consent of the Vestry, his or her employment is subject to the financial support of the Vestry given prior to appointment.
No person receiving any compensation from the Church shall be eligible to be a member of the Vestry except the Rector and the Treasurer.

Section 7: A quorum for a Vestry meeting shall consist of a majority of the duly elected Vestry-persons then actively serving on the Vestry.

Section 8: A member of the Vestry who shall have failed to attend three (3) consecutive regular meetings and shall not have made the reason known for his or her absence to either the Rector or Wardens, shall be considered to have submitted a resignation and shall be so notified in writing as to its acceptance. The Vestry, if it wishes, may suspend the application of this section until the next congregational meeting.

Section 9: The Vestry shall be in charge of and responsible for the financial operation of the church and the maintenance of the physical plant, and in the absence of a Rector, for providing divine services. The Vestry shall transact all the temporal business of the Church and shall hold, manage and administer all Church property, including real property which they shall have power to alienate, lease or otherwise deal with and dispose of by deed or other documents executed by the Wardens or one of them upon resolution of the Vestry. The Vestry shall provide that all buildings and their contents be adequately insured as in their judgment may be necessary.

Section 10: No appeals for funds for any purpose shall be made in the name of Christ Church without the express consent of the Vestry.

Section 11: The Vestry, through the Senior Warden or other Vestryperson duly appointed by the Vestry, shall submit to the Annual Parish meeting a report of their official acts during the year and other information deemed important.

Section 12: The Rector, or a Memorial Committee appointed by the Rector with the consent of the Vestry, shall be responsible for presenting to the Vestry for its consent all memorials and gifts to be given to the Church.

Section 13: It shall be the duty of the Vestry and/or Rector, from time to time, to create such committees as may be deemed necessary to carry on or assist with the work of the Parish.

These committees shall be responsible to the Vestry and shall assist it in the discharge of its responsibilities in the following areas: (1) Worship; (2) Finance; (3) Administration; (4) Christian Education; (5) Property and Physical Plant; (6) Evangelism and Church Growth; (7) Parish Life and Fellowship; (8) Compassion and Pastoral Care, and; (9) Parish Organizations. A member of the Vestry shall be designated as responsible to the Vestry for each of these committees so formed. The enumeration of the areas of Vestry responsibilities shall not be considered as limiting the creation of ad hoc committees for special purposes.

ARTICLE V – Ministers

Section 1: There shall be a Priest, called the Rector, who shall be entitled to receive from the Church such salary and other compensation as may from time to time be fixed by the Vestry. The Rector shall be chosen and elected by the Vestry, with the consent of the Bishop of the Diocese.

Section 2: The Rector, when provision is made by the Vestry, shall have the power to select assisting clergy, either priest(s) or deacon(s), and other paid staff as may be deemed beneficial to accomplishing the ministry of the Parish.

Section 3: The Rector or clergy staff shall register in books provided by the Vestry all births, marriages, baptisms, confirmation and funerals of persons who may be born, baptized, presented for confirmation or reception by the Bishop or buried by them or by the Minister officiating in their absence.

Section 4: The cleric who performs any service for which a compensation is allowed, shall in all cases be entitled to the fee or compensation resulting there from.

ARTICLE VI – Administrative Rules and Procedures

Section 1: The Vestry shall keep a list of operating rules and procedures. It shall be the duty of the Secretary of the Vestry to insure that this list of rules and procedures is kept current and available to the congregation at all times.

ARTICLE VII – AMENDMENTS TO BY-LAWS

Section 1: No amendment of these By-Laws shall be effective until it be presented in writing and approved by two successive meetings of the congregation.

By-Laws approved with a vote of the congregation on 12/4/2011 at the Annual Parish Meeting and by a second (Congregational Meeting) on 12/11/2011.

12/15/2011: Certified by the Secretary to the Vestry: Cheralaine Dougherty, Parish Administrator

CD

Vestry Meeting Minutes

December 15, 2011

Members Present: Chris Haviland, Joyce Harder, Gene Verzaal, Patsy Brown, Frank Collins, Del Tyner, Scott Yarbrough, Leslie Forlano, Frank Collins, Neal Oldford, Mike Frame, Tricia Elliott, Cash Rest

Absent: Rick Brownyard, Rob Bellacicco and Kenny Wilson

Staff Present: Ted Duvall and Cheralaine Dougherty

I. **Devotion – Ted Duvall**

Christmas Gif'

II. **Introduction of New Vestry Members – Ted Duvall**

Welcome all and thank you for serving!

Rob Bellacicco
Tricia Elliott
Cash Rest
Kenny Wilson

III. **Minutes** from the November 17, 2011 Vestry meeting approved by all.

IV. **Motions were made and seconded and approved by all for the (1) Annual Parish Meeting 12/4/2011, (2) Congregational Meeting 12/11/2011 and (3) Updated By-Laws (attached).**

V. **Rector's Report – Ted Duvall**

a. Reflections on the Senior Warden Election which will be at the Vestry Retreat in January. If you have served at least one year on the Vestry, you are eligible to be asked to be the Senior Warden. Please think and talk and pray prior to the retreat about who this person should be.

b. Comments about the latest in our Diocesean life: The Bishop met with 5 or 6 of the Bishop's from Province IV on 12/14/2011. There is still much work to be done and these issues will continue to take up Bishop Lawrence and his staff's time going forward.

c. Key Work for 2012

i. Implement/Evolve/Establish the Contemporary Service.

Feedback from the 2nd Contemporary Service (12/4/11) – Good attendance which spoke to the fact that there is a hunger for the service. Positive feedback on room set-up, art work on the screens, etc. People did not like the contemporary form of the Lords Prayer. Music is still a work in progress.

ii. Begin investigating who is "out there" for a Assistant Rector in 2013

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iii. Planning a Capital Campaign to begin receiving monies from in 2013

iv. Fund Raising Committee for the purpose of paying off the facilities debt

v. Outreach Ministry vision and organizational structure – who are we in this ministry? Focus – what are we about? How do we do it?

vi. Website work

vii. Revamping of New member ministry

viii. Adjusting the bulletin to a "information wrap" plus a one page insert, people would use the prayer book, hymnal and song book

VI. **Finance Committee Report – Frank Collins**

a. Stewardship Update – we are ahead compared to the same time last year. Pledges are up 10% over 2011. Stewardship Committee has set a goal to reach 70% of our 336 family/pledging units = 235.

b. Budget Reports – Shared information about: "New Facility Income," "Faith Formation," "Diocese Ministry," "Legal Fees," "Repair Reserve Fund," "Staff Salaries," "Clergy Reserve Fund," "Staff HRA," "Staff Pension" and "Facilities Debt." This budget will require the usage of $136,282 from Facilities Debt, Magwood Fund and Clarke Fund. Per the Finance Committee minutes of 12/12/2011, they recommend the 2012 Budget as presented. The Vestry would like further opportunity to review. Additional budget meeting called for Wed, 1/4/2012 at 5:30pm in the Conference Room.

c. 2012 Declaration of Intent for the Diocese of South Carolina. Motion made to approve the pledge of $57,500. In addition at the 1/4/2012 Vestry budget meeting discussion will be had about the question of "redirect the portion of their pledge that would normally go to the Domestic & Foreign Missionary Society (National Church) to other missions and ministry as determined by the council."

VII. Ministry Reports

a. Outreach – ECMOW Director Pat Walker has resigned to take the new CEO position with Lowcountry Food Bank. They are in the process of searching for a new CEO for ECMOW.

VIII. Administrative Items

a. Parish Hall usage on Fridays & Saturdays is becoming more difficult since there is no sexton to clean-up, make sure lights are turned off properly and re-set for the Sunday Contemporary Service. Parish Administrator will take this item to the Vestry retreat for guidance.

b. **Dates to put on your calendar:**
   i. Vestry Installation – 1/22/2012 at the 11am service
   ii. Vestry Retreat – 1/27-afternoon/evening of 1/28/2012. Kiawah. More info to follow.

IX. **Closing Prayer – Ted Duvall**
Followed by a celebration of Ted's 50th with a cake!

Vestry person for the month of January 2012 is Joyce Harder.

Next Vestry meeting will be an additional budget meeting in the Conference room on January 4, 2012 at 5:30 pm.

The Vestry Retreat is scheduled for January 27 and January 28, 2012.

Meeting adjourned at 8:00pm.

Vestry Meeting Minutes

November 15, 2012

Members Present: Joyce Harder, Cash Rest, Tricia Elliott, Rick Brownyard, Del Tyner, Patsy Brown, Rob Bellacicco, Amanda Varn, Scott Yarbrough and Kenny Wilson

Absent: Frank Collins and Gene Verzaal

Staff Present: Ted Duvall and Cheralaine Dougherty

Guest: Jeff Payne - Stewardship Chair

I. **Devotion** - Ted Duvall
"Looking for Light Next Door" (Exhibit B)

II. **Approval of October 18, 2012 Vestry minutes.** Approved by all.

III. **Vestry Resolution** (Exhibit A). Approved by all Vestry members electronically on 11/6/2012. Vestry motioned and approved for the Resolution to be included in 11/15/2012 Vestry Minutes.

IV.Rector's Report

a. Christ Church/Diocese of SC/TEC: The parish deputation has met and is prepared for the Convention on Saturday, November 17. We hope to be there as fully supportive of the Diocese and the Bishop in hope and truth and love. "Come and see; don't wait to make Disciples."

b. Annual Meeting Agenda- December 9th - Important! Ted and Jeff will have updates plus the election of the new Vestry members.

c. One Great Purpose Campaign Update: Approx 62 pledges for $1.3 million have been received thus far.

d. Vestry meeting date change? 12/17 - yes

V. Finance Report - Cheralaine
October Financials were reviewed. No questions

IV. Vestry Liaison Reports

a. **Outreach** - Rob Bellacicco

Wednesday night events with the parishioners were held on 11/7 and 11/14 to involve those in attendance in reaching out. On 11/7 potted plants were put together to take to those we've been missing/shut-ins – very well received. On 11/14 bags were prepared to give out at the Feeding of the Multitude event on Saturday 11/17/12. There are many hands working to put the event on in partnership with Hibben United Methodist Church. In addition, Thanksgiving Meals on Wheels will be very busy preparing 1300 meals.

b. **Building & Grounds** - Del Tyner

A meeting was held on 10/29/2012. Joe and Mike Talley worked and got the cupola power washed and inspected. Looks great....needs a bit of painting. Frank Smith has had an inspection of the Historic Church. The Historic church needs an HVAC de-humidification system, roof repair work and interior painting. We are still working with Trident Construction on the column replacement – anticipate this work being done Jan/Feb of 2013.

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c. **Music Committee** – Cassius Rest

Reminder the second installment of East Cooper Concert Series(ECCS) will be 12/6/2012 with a reception to follow in the Parish Hall.

d. **Children's Ministry** - Kenny Wilson(via email)

i. FEEDING OF THE MULTITUDE: You can find the Sign-up Genius on the Christ Church facebook page.

ii. ADVENT: We are using the Advent Conspiracy outline. "Turning Christmas upside down" by Worshipping Fully, Spend Less, Give More, Love All. Look for weekly Advent@Home tools along the lines of Lent@Home tools we provided in the spring.

iii. Missions of Love: December 16th is the next installment of Missions of Love- Operation Christmas Caroling. Lorna has the choir go to shut-ins and nursing homes to sing carols, and she has always opened it up to the congregation. We are encouraging families to participate in our "love not with word or speech but with actions and in truth." 1 John 3:18.

iv. CHRISTMAS PAGEANT: We are having a Christmas Pageant on 12/23 at 4pm. Kudos to Lorna for having a children and youth choir for kids 4th grade and older.

v. STAFF UPDATE: Kelli Baker has a new job and is no longer working in CM. Pray for her success; and thank her for her love of our children. Any suggestions for a replacement in CM can be sent to Robin Quick.

e. **Ministry of Annual Giving Campaign** - Jeff Payne

Goal is to have more people/families pledge because "Pledge=Plans=Purpose (Making Disciples). We have some work to do. The Vestry and Stewardship Committee will make phone calls to ask those who haven't yet pledged to please pledge for our planning. The canvassers will make approximately 12 calls each by November 30th. This date is critical for 2013 budget planning and to report out to the parish during the Annual Parish meeting on 12/9/12. Jeff has sent out talking points to help make things a bit easier. Making pledges should be the norm. "There's a lot of living to do at Christ Church." TEC questions are to be directed to Ted. Have Ted call them so he can assist with the questions they have. Jeff is looking for someone to take over Stewardship next year.

VII. **Closing Prayer**

Vestry person of the month for December is Cash Rest.

[redacted] ***Please note this is a change.**

Meeting adjourned at 7pm.

"Exhibit A"

Resolution

The following Resolution was adopted by the Rector and Vestry of Christ Church, Mt. Pleasant, SC, on November 6, 2012.

Whereas, *the Vestry and Wardens of the Episcopal Church in the Parish of Christ Church* ("Christ Church"), Mt. Pleasant, South Carolina, established by the Parish Act of 1705, has been affiliated with the Protestant Episcopal Church in the Diocese of South Carolina ("the Diocese of South Carolina") since 1786, and

Whereas, the Standing Committee of the Diocese of South Carolina by Resolution of October 2, 2012 has rescinded the Diocese of South Carolina's affiliation with the Episcopal Church USA, therefore be it

Resolved, that we affirm Christ Church's unbroken and continuing affiliation with the Diocese of South Carolina and its Bishop, the Rt. Rev. Mark J. Lawrence; and be it

Further Resolved, that, as a consequence of the disaffiliation of the Diocese of South Carolina from the Episcopal Church USA, we declare that all assertions of ecclesiastical or legal authority over the spiritual life, or over the real and personal property, of Christ Church by the Episcopal Church USA are null and void; and finally be it

Further Resolved, that our commitment in these and all matters of the life of Christ Church is to continue being a loving, serving, and Christ centered church for all people.

"Exhibit B"

Looking for Light Next Door

For if they fall, one will lift up his fellow . . . (Ecclesiastes 4:9-12)

It is not uncommon for an intense season of life to expose the limits of our power. This was made all too clear to me about four months ago.

As I recall, the hottest weekend of the summer was in late June. We had a stretch of days that were topping out at 105 degrees or slightly warmer. On my afternoon drive home I noticed far fewer joggers around Chastain Park – only the stout of heart or marginally insane braved the late day heat.

That weekend, late Sunday night, the heat and the resultant power demands of AC units in my area caused a blackout. The house went dark and the comforting hum of the air compressors behind the house fell silent.

In moments like that, especially when they occur late at night, there are a couple of things that need to happen. First order of business: find some light. The cell phone provides enough illumination until a flashlight can be found. The next thing I do is look to my neighbors' homes.

Do the windows next door reveal lighted rooms? Does anyone have power? Is this problem mine alone or are others sharing this predicament?

From time to time we live through intense seasons, facing demands that push us to the limits of our power. The loss we feel is far more profound than the loss of electricity. What we sense is deep within ourselves, an exhaustion of soul and spirit, a loss of inner power. In these seasons we find ourselves looking for light – the slightest glimmer of hope.

And maybe we'll find ourselves looking around us. We'll look for others who are living through the same season or who have lived through it before. This is why we need the church.

Here is a statement that bears repeating: the church is not a gathering of people who are at the height of their power. The church is a community of people who are at the limits of their strength. In the church we look to our neighbors, wondering if we're the only ones who know what it is to be without power. To our surprise, and to our relief, we find that others in their own way have reached the end of themselves. We're not alone in the dark season.

But this is also true of the church: in the church we find the power we need. There are others who have the strength we lack; they have the perspective we've lost; they have the hope we can't seem to find. Back in June I was lucky to see that my neighbor across the street had power. He offered me and Anna a place to spend the night until our own power was restored.

If you're living through an intense season that has exhausted your power, turn to the church. This is what God intended. The community of God's people is a means of grace, giving you what you do not have in yourself, reminding you that you are not alone.

Prayer:
We give you thanks, O God, for your Church. Thank you for others who know what we're living through and others who possess what we lack. Thank you for the power that comes to us by the Spirit and through your people. Do that restoring and empowering work through us, we ask in Jesus' name. Amen.

Mark H. Crumpler

Pastor for Teaching and Spiritual Formation

Vestry Meeting Minutes

December 17, 2012

Members Present: Joyce Harder, Cash Rest, Kenny Wilson, Amanda Varn, Rick Brownyard, Rob Bellacicco, Patsy Brown, Del Tyner, Frank Collins, Gene Verzaal, Doug Barker, Dave Kowert, Anne Brownyard, Mike Squires and Chip Seignious

Absent: Tricia Elliott and Scott Yarbrough

Staff Present: Ted Duvall and Cheralaine Dougherty

I. **Devotion – Ted Duvall**

"A Year with C.S. Lewis" - Think of It Like This

II. **Minutes from November 15, 2012 were approved.**

III. **Minutes from the December 9, 2012 Annual Parish Meeting were approved.**

IV. **Rector's Report:**

a. Christ Church/Diocese of SC/TEC: There are lots of things going on with the Diocese and TEC right now. Christ Church is in the planning stages of changes resulting with a variety of items such of signage, insurance, etc. The Bishop is receiving support from global Anglican groups as referenced in the Diocese email sent out today. Please contact Cheralaine if you are not receiving the Diocese "e-news" or the paper Juilate Deo. As a Vestry member, it is your obligation to stay in touch with the news of Christ Church and the Diocese. Ted is speaking with people about their concerns and has assured them that Christ Church will continue to be the loving community it has always been.

b. One Great Purpose Campaign: The first phase of the campaign is winding down and the second phase will be from January – March 2013 with dinners and lunches for all to attend. Joyce & Genny will be the coordinators and Howard and Chip A have agreed to prepare the meals. All new Vestry members will be asked to commit to this campaign.

c. Warden Election will be during the Vestry Retreat in January. This is a time to be in prayer. Feel free to talk with those that you think would be good leaders and if you think that is you – make that known among your fellow Vestry members.

V. **Finance Reports – Rick Brownyard & Cheralaine**

a. Pete Fritts and Tony Forlano have rolled off the Finance Committee after three years of service. We thank them for their commitment. Cheralaine has sent personal thank you notes. Rick Brownyard who has been the Vestry liaison for the past three years has agreed to Chair the FC for one year. The current members are: Trey

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Banks, Chuck Croft, Ted Guerard, Ken Schnupp, Roy Seay and Allen Shelley. One or two more committee members are desired and a Secretary is to be appointed.

b. November financials were sent via email. No questions were asked.

c. Christmas Eve and Day offerings will be collected by Cash Rest, VPOM.

VI. **Vestry Liaison Reports**

a. Stewardship – Ted

We are not finished with our every member canvas. Our current pledges are 185 for $779,732. We have much work to do so we can fulfill our purpose. We have too many "left messages." The following families will be canvassed again and asked to step forward to do the work of the church by making a commitment. This group pledged in 2012, but we have not received a pledge for 2013.

Chuck Aydlette	Cash Rest	Received
Sara Barrett	Rob Bellacicco	
Alan Coleman	Kenny Wilson	Received
David Brown	Kenny Wilson	Received
Mike DeSantis	Joyce Harder	Received
Paul Dunahoe	Frank Collins	
Freida Eddleman	Cash Rest	
David Flint	Rob Bellacicco	
Carlisle Forte	?	Received
Pete Fritts	Rick Brownyard	
Jim Gallahorn	Frank Collins	
Bill Grant	Frank Collins	Received
Andy Groves	Rick Brownyard	
Karl Helfenstein	Amanda Varn	
Jim Herritage	Joyce Harder	Received
Stewart Martin	Patsy Brown	
John Matthewes	?	
Jamie Miller	Del Tyner	Received
Sarah Miller	Rick Brownyard	
Alan Richey	?	
Gordon Robke	?	
Pete Rock	Cash Rest	
Keith Rumrill	Cash Rest	
Karen Yetsko	Patsy Brown	

b. Children's Ministry – Kenny Wilson

i. Feeding of the Multitudes was successful.

ii. Contemporary Service "pull-out" has been working very well and the children are enjoying the time with Robin.

iii. Concern over non-growth in attendance numbers. If the parents don't bring the children, what do we do?

iv. Missions of Love will be January 13th: The project will be to work around and make a meal for the Fire Department on Six Mile Road.

c. Outreach – Rob Bellacicco

i. Feeding of the Multitude had a good first year East of the Cooper. Each year we anticipate it growing. Many volunteers were eager to assist with the event. Hibben United Methodist was a great church to work with. Frank and his Healing Prayer Team prayed for those that asked for it. Dr. Wright from Huger/Cainhoy was able to take the leftover food and share it in his community.

ii. Father Ted went to the East Cooper Ecumenical meeting of Pastors on December 11th. This is a collaborative effort of many churches East of the Cooper. The goal is to promote the I-Beam project to eradicate "Generational Poverty" East of the Cooper. He looks forward to our Outreach to become more involved.

d. Building and Grounds – Del Tyner

Many good projects going on around the church: a. This week Joe will replace all the light bulbs in the Parish Hall. This is a big job and entails a lift. Joe replaced all the bulbs this summer. There is either a bulb or electrical problem in the PH as 10 of the 24 bulbs have gone out in less than 6 months. b. New carpet will be installed in the Narthex in January. c. The dehumidifier system on the Historic Church was installed over the weekend. d. New signage has been ordered for the internal campus of the church.

VII. **Upcoming Dates:**

a. Special Budget Meeting – FC will meet on January 7th to review/recommend budget.

b. January Vestry Meeting – Monday, January 14th at 5:30pm to approve budget.

c. Vestry Installation – Sunday, January 13, 2013 at 11am service

d. Vestry Retreat – Friday, Jan 25 @ 5pm – Saturday, Jan 26 @ 5pm – Edisto Beach

VIII. Outgoing Vestry Thank You's:

Joyce, Gene, Amanda, Rick and Tricia were presented with a book from Father Ted – Ken Gire's "Moments with the Savior." To bless them as they have blessed us all.

IX. **Closing Prayer - Ted**

Vestry person for the month of January 2013 is Rob Bellacicco.

Next Vestry meeting will be on Monday, January 14th at 5:30pm in the Coffee Zone.

Meeting adjourned at 7:30pm.

Commitment to Continued Diocesan Relationship

Offered by: The Senior and Junior Wardens, of The Vestry and Church Wardens of The Episcopal Church of The Parish of Christ Church.

Whereas, the Disciplinary Board for Bishops of the Episcopal Church certified on September 18, 2012 that our bishop, the Rt. Rev. Mark J. Lawrence, had abandoned the same; and

Whereas, the Presiding Bishop, the Most Rev. Katharine Jefferts Schori, notified Bishop Lawrence of that action on October 15, 2012; and

Whereas, these actions were taken in accordance with certain national canons that are unconstitutional, that are being reconsidered by resolution of the General Convention 2012 and that are not in any event recognized in this diocese; and

Whereas, the Standing Committee of The Protestant Episcopal Church in the Diocese of South Carolina, in a resolution passed on October 2, 2012 disaffiliated from the Episcopal Church by withdrawing the Diocese's accession to the Constitution of, and its membership in, the Episcopal Church; and

Whereas, the said Church, The Vestry and Church Wardens of The Episcopal Church of The Parish of Christ Church, of Mt. Pleasant, South Carolina, founded in 1706 and after its incorporation of March 27, 1787, willfully affiliated with the Diocese of South Carolina, and that this affiliation has never changed, even when the Diocese of South Carolina left the Protestant Episcopal Church of the United States (now the Episcopal Church) during the War Between the States; and

Whereas, repeated actions taken by the leadership and General Convention of the Episcopal Church have been in violation of their own Constitution and Canons, have been repugnant to the plain teachings of Scripture and are therefore heretical, and have been out of order with decent Christian charity; therefore be it

Resolved, that we, the undersigned vestry and clergy of the Church of The Vestry and Church Wardens of The Episcopal Church of The Parish of Christ Church,

PLAINTIFF'S EXHIBIT
CC-35

hereby declare that we are no longer an Episcopal church, nor are we in union with The Episcopal Church, but remain affiliated with The Protestant Episcopal Church in the Diocese of South Carolina, her locally elected Standing Committee, and her rightful bishop, the Rt. Rev. Mark J. Lawrence. By stating this, we declare that we fully support the Diocese's disaffiliation from the Episcopal Church and that, as God has sent Bishop Lawrence to be our bishop, only He has the authority to declare otherwise; and be it

Further Resolved, that the vestry and clergy of the Church of The Vestry and Church Wardens of The Episcopal Church of The Parish of Christ Church repudiates the actions of the Episcopal Church purportedly taken against our bishop and declares null and void any claim by any member or representative of the national Episcopal Church to have any authority over God's congregation at the Church of The Vestry and Church Wardens of The Episcopal Church of The Parish of Christ Church, including the real and personal property owned by the vestry of the same.

Duly Resolved this 14th day of January, 2013 as affirmed hereby:

The Rev. Theodore W. Duvall
Reverend Theodore W. Duvall

Francis S. Collins III
Francis S. Collins III

Joyce C. Harder
Joyce C. Harder, Sr. Warden

Dave Kowert
Dave Kowert

Thomas Del Tyner, Jr. Warden

Cassius E. Rest
Cassius E. Rest

Douglas A. Barker
Douglas A. Barker

George M. Seignious III
George M. Seignious III

Robert F. Bellacicco
Robert F. Bellacicco

Mike Squires
Mike Squires

Patsy Brown
Patsy Brown Patricia Brown

Kenneth N. Wilson
Kenneth N. Wilson

Anne D. Brownyard
Anne D. Brownyard

Scott D. Yarbrough
Scott D. Yarbrough

Certified by the Secretary to the Vestry:
Cheralaine Dougherty 4:50pm
Parish Administrator 1/14/2013

The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church.

Vestry Meeting

January 14, 2013

WHEREAS, the said Vestry and Church Wardens have this day entered into a Commitment to Continued Diocesan Relationship and accordingly a vote was taken and passed to join in the litigation herein initiated by the Diocese:

BE IT RESOLVED that The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, Mt. Pleasant, South Carolina, has chosen to support and join the Protestant Episcopal Church in the Diocese of South Carolina and its constituent parishes in litigation seeking a declaratory judgment, this 14th day of January, 2013.

BE IT SO RESOLVED.

Secretary to the Vestry

The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church
Resolution of the Board of Directors

WHEREAS, a convention has been called for January 25-26, 2013 falsely using, adopting and assuming the name of the Diocese of South Carolina with the intention of assuming its identity;

WHEREAS, certain persons may be planning to appear at this convention purporting to represent The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church as its delegates or deputies;

NOW THEREFORE, The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a South Carolina Corporation, by and through its Board of Directors, does hereby declare as follows:

> The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church does not recognize this convention as having been duly and properly called by the Diocese of South Carolina;

There are no delegates or deputies who have been authorized to appear on behalf of The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church at this convention and any persons claiming to be delegates or deputies of The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church are unauthorized and therefore may not lawfully represent The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church at this convention in any way whatsoever.

Adopted this 14th day of January 2013.

Cheralaine Dougherty, Secretary
The Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church

THE

STATUTES AT LARGE

OF

SOUTH CAROLINA;

EDITED, UNDER AUTHORITY OF THE LEGISLATURE,

BY

THOMAS COOPER, M. D.—L. L. D.

VOLUME FIRST,

CONTAINING ACTS, RECORDS, AND DOCUMENTS OF A

CONSTITUTIONAL CHARACTER,

ARRANGED CHRONOLOGICALLY.

COLUMBIA, S. C.
PRINTED BY A. S. JOHNSTON.
1836.

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THE CONSTITUTION OF SOUTH CAROLINA,

19TH MARCH, 1778.

[*See Pamphlet Laws, Reports and Resolutions*, 1823, *p.* 156 *et seq.*]

SOUTH CAROLINA.

At a General Assembly begun and holden at Charlestown, on Monday the fifth day of January, in the year of our Lord one thousand seven hundred and seventy-eight, and from thence continued by divers adjournments to the nineteenth day of March, in the year of our Lord one thousand seven hundred and seventy-eight.

An Act for establishing the Constitution of the State of South Carolina.

Whereas, the constitution or form of government agreed to and resolved upon by the freemen of this country, met in Congress the twenty sixth day of March, one thousand seven hundred and seventy six, was temporary only, and suited to the situation of their public affairs at that period, looking forward to an accommodation with Great Britain, an event then desired. And whereas, the United Colonies of America have been since constituted independent states, and the political connexion heretofore subsisting between them and Great Britain entirely dissolved by the declaration of the honourable the Continental Congress, dated the fourth day of July, one thousand seven hundred and seventy six, for the many great and weighty reasons therein particularly set forth. It therefore becomes absolutely necessary to frame a constitution suitable to that great event.

Be it therefore constituted and enacted, by his Excellency Rawlins Lowndes, Esq. President and Commander in Chief, in and over the State of South Carolina, by the honourable the legislative council and General Assembly, and by the authority of the same:

That the following articles agreed upon by the freemen of this state, now met in general assembly, be deemed and held the constitution and form of government of the said state, unless altered by the legislative authority thereof, which constitution or form of government shall immediately take place and be of force from the passing of this act, excepting such parts as are hereafter mentioned and specified.

ROA 8361

CONSTITUTION OF 1778.

I. That the style of this country be hereafter, the State of South Carolina.

II. That the legislative authority be vested in a general assembly, to consist of two distinct bodies, a senate and house of representatives, but that the legislature of this state, as established by the constitution or form of government, passed the twenty sixth of March, one thousand seven hundred and seventy six, shall continue and be in full force until the twenty ninth day of November ensuing.

III. That as soon as may be, after the first meeting of the senate and house of representatives, and at every first meeting of the senate and house of representatives thereafter, to be elected by virtue of this constitution, they shall jointly in the house of representatives, choose by ballot from among themselves or from the people at large, a governor and commander in chief, a lieutenant-governor, both to continue for two years, and a privy council, all of the protestant religion; and till such choice shall be made, the former president or governor and commander in chief, and vice president or lieutenant governor as the case may be, and privy council, shall continue to act as such.

IV. That a member of the senate or house of representatives, being chosen and acting as governor and commander in chief, or lieutenant governor, shall vacate his seat and another person shall be elected in his room.

V. That every person who shall be elected governor and commander in chief of the state, or lieutenant-governor, or a member of the privy council, shall be qualified as followeth; (that is to say,) the governor and lieutenant-governor shall have been residents in this state for ten years, and the members of the privy council, five years, preceding their said election, and shall have in this state, a settled plantation or freehold in their, and each of their own right, of the value of at least ten thousand pounds currency, clear of debt, and on being elected, they shall respectively take an oath of qualification in the house of representatives.

VI. That no future governor and commander in chief who shall serve for two years, shall be eligible to serve in the said office after the expiration of the said term, until the full end and term of four years.

VII. That no person in this state shall hold the office of governor thereof, or lieutenant-governor, and any other office or commission, civil or military, (except in the militia) either in this or any other state, or under the authority of the continental congress, at one and the same time.

VIII. That in case of the impeachment of the governor and commander in chief, or his removal from office, death, resignation or absence from the state, the lieutenant governor shall succeed to his office, and the privy council shall choose out of their own body, a lieutenant-governor of the state. And in case of the impeachment of the lieutenant governor, or his removal from office, death, resignation or absence from the state, one of the privy council, to be chosen by themselves, shall succeed to his office until a nomination to those offices respectively, by the senate and house of representatives, for the remainder of the time for which the officer so impeached, removed from office, dying, resigning, or being absent, was appointed.

IX. That the privy council shall consist of the lieutenant-governor for the time being, and eight other members, five of whom shall be a quorum, to be chosen as before directed; four to serve for two years, and four for one year, and at the expiration of one year, four others shall be chosen in the room of the last four, to serve for two years, and all future mem-

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bers of the privy council shall thenceforward be elected to serve two years, whereby there will be a new election every year for half the privy council, and a constant rotation established; but no member of the privy council who shall serve for two years, shall be eligible to serve therein after the expiration of the said term, until the full end and term of four years; *provided always*, that no officer of the army or navy in the service of the continent or this state, nor judge of any of the courts of law, shall be eligible, nor shall the father, son or brother to the governor for the time being, be elected in the privy council during his administration. A member of the senate and house of representatives being chosen of the privy council, shall not thereby lose his seat in the senate or house of representatives, unless he be elected lieutenant-governor, in which case he shall, and another person shall be chosen in his stead. The privy council is to advise the governor and commander in chief when required, but he shall not be bound to consult them unless directed by law. If a member of the privy council shall die or depart this state during the recess of the general assembly, the privy council shall choose another to act in his room, until a nomination by the senate and house of representatives, shall take place. The clerk of the privy council shall keep a regular journal of all their proceedings, in which shall be entered the yeas and nays on every question, and the opinion with the reasons at large, of any member who desires it; which journal shall be laid before the legislature when required by either house.

X. That in case of the absence from the seat of government, or sickness of the governor and lieutenant-governor, any one of the privy council may be empowered by the governor, under his hand and seal, to act in his room, but such appointment shall not vacate his seat in the senate, house of representatives or privy council.

XI. That the executive authority be vested in the governor and commander in chief, in manner herein mentioned.

XII. That each parish and district throughout this state, shall, on the last Monday in November next and the day following, and on the same days of every succeeding year thereafter, elect by ballot one member of the senate, except the district of St. Philip and St. Michael's parishes, Charleston, which shall elect two members; and except also the district between Broad and Saluda rivers, in three divisions viz: the Lower district, the Little River district, and the Upper or Spartan district, each of which said divisions shall elect one member; and except the parishes of St. Matthew, and Orange, which shall elect one member; and also except the parishes of Prince George and All Saints, which shall elect one member: And the election of senators for such parishes respectively, shall, until otherwise altered by the legislature, be at the parish of Prince George for the said parish and the parish of All Saints, and at the parish of St. Matthew for that parish and the parish of Orange; to meet on the first Monday in January then next, at the seat of government, unless the casualties of war, or contagious disorders, should render it unsafe to meet there, in which case, the governor and commander in chief for the time being, may, by proclamation, with the advice and consent of the privy council, appoint a more secure and convenient place of meeting; and to continue for two years from the said last Monday in November; and that no person shall be eligible to a seat in the said senate unless he be of the protestant religion, and hath attained the age of thirty years, and hath been a resident in this state at least five years. Not less than thirteen members shall be a quorum to do business, but the president or any three members may adjourn from day to day. No person who resides in the parish or district for which he is elected, shall take his seat in the

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Constitution of 1778.

senate, unless he possess a settled estate and freehold in his own right in the said parish or district, of the value of two thousand pounds currency at least, clear of debt; and no non resident shall be eligible to a seat in the said senate, unless he is owner of a settled estate and freehold in his own right, in the parish or district where he is elected, of the value of seven thousand pounds currency at least, also clear of debt.

XIII. That on the last Monday in November next, and the day following, and on the same days of every second year thereafter, members of the house of representatives shall be chosen, to meet on the first Monday in January then next, at the seat of government, unless the casualties of war or contagious disorders should render it unsafe to meet there, in which case the governor and commander in chief for the time being, may, by proclamation, with the advice and consent of the privy council, appoint a more secure and convenient place of meeting, and to continue for two years from the said last Monday in November. Each parish and district within this state shall send members to the general assembly in the following proportions, (that is to say,) the parish of St. Philip and St. Michael's, Charleston, thirty members; the parish of Christ Church, six members; the parish of St. John's, in Berkely county, six members; the parish of St. Andrew, six members; the parish of St. George, Dorchester, six members; the parish of St. James, Goose Creek, six members; the parish of St. Thomas and St. Dennis, six members; the parish of St. Paul, six members; the parish of St. Bartholomew, six members; the parish of St. Helena, six members; the parish of St. James, Santee, six members; the parish of Prince George, Winyaw, four members; the parish of All Saints, two members; the parish of Prince Frederick, six members; the parish of St. John, in Colleton county, six members; the parish of St. Peter, six members; the parish of Prince William, six members; the parish of St. Stephen, six members; the district to the eastward of Wateree river, ten members; the district of Ninety six, ten members; the district of Saxe Gotha, six members; the district between Broad and Saluda rivers, in three divisions, viz: the Lower district, four members; the Little River district, four members; the Upper or Spartan district, four members; the district between Broad and Catawba rivers, ten members; the district called the New Acquisition ten members; the parish of St. Matthew, three members; the parish of Orange, three members; the parish of St. David, six members; the district between the Savannah river and the North fork of Edisto, six members. And the election of the said members shall be conducted as near as may be agreeable to the directions of the present or any future election act or acts; and where there are no Churches or Church Wardens in a district or parish, the house of representatives, at some convenient time before their expiration, shall appoint places of election, and persons to receive votes and make returns. The qualification of electors shall be that every free white man, and no other person, who acknowledges the being of a God, and believes in a future state of rewards and punishments, and who has attained to the age of one and twenty years and hath been a resident and an inhabitant in this state for the space of one whole year before the day appointed for the election, (he offers to give his vote at) and hath a freehold at least of fifty acres of land, or a town lot, and hath been legally seized and possessed of the same at least six months previous to such election, or hath paid a tax the preceding year, or was taxable the present year, at least six months previous to the said election, in a sum equal to the tax on fifty acres of land, to the support of this government, shall be deemed a person qualified to vote for, and shall be capable of electing a representative, or representatives, in

serve as a member or members in the senate and house of representatives, for the parish or district where he actually is a resident, or in any other parish or district in this state where he hath the like freehold. Electors shall take an oath or affirmation of qualification, if required by the returning officer. No person shall be eligible to sit in the house of representatives unless he be of the Protestant religion, and hath been a resident in this state for three years previous to his election. The qualification of the elected, if residents in the parish or district for which they shall be returned, shall be the same as mentioned in the election act, and construed to mean clear of debt. But no non-resident shall be elegible to a seat in the house of representatives unless he is owner of a settled estate and freehold in his own right of the value of three thousand and five hundred pounds currency at least, clear of debt, in the parish or district for which he is elected.

XIV. That if any parish or district neglects or refuses to elect members, or if the members chosen do not meet in general assembly, those who do meet shall have the powers of the general assembly. Not less than sixty nine members shall make a house of representatives to do business, but the speaker or any seven members may adjourn from day to day.

XV. That at the expiration of seven years after the passing of this Constitution, and at the end of every fourteen years thereafter, the representation of the whole state shall be proportioned in the most equal and just manner according to the particular and comparitive strength and taxable property of the different parts of the same, regard being always had to the number of white inhabitants and such taxable property.

XVI. That all money bills for the support of government shall originate in the house of representatives, and shall not be altered or amended by the senate, but may be rejected by them, and that no money be drawn out of the public treasury but by the legislative authority of the state. All other bills and ordinances may take rise in the senate or house of representatives, and be altered, amended or rejected by either. Acts and ordinances having passed the general assembly shall have the great seal affixed to them by a joint committee of both houses, who shall wait upon the Governor to receive and return the seal, and shall then be signed by the President of the Senate and Speaker of the House of Representatives, in the Senate house, and shall thenceforth have all the force and validity of a law, and be lodged in the Secretary's office. And the senate and house of representatives respectively, shall enjoy all other priveleges which have at any time been claimed or exercised by the Commons house of assembly.

XVII. That neither the senate nor house of representatives shall have power to adjourn themselves for any longer time than three days, without the mutual consent of both. The Governor and Commander in Chief shall have no power to adjourn, prorogue or dissolve them, but may, if necessary, by and with the advice and consent of the privy council, convene them before the time to which they shall stand adjourned. And where a bill hath been rejected by either house, it shall not be brought in again that session, without leave of the house, and a notice of six days being previously given.

XVIII. That the senate and house of representatives shall each choose their respective officers by ballot, without controul, and that during a recess, the President of the Senate and Speaker of the House of Representatives shall issue writs for filling up vacancies occasioned by death in their respective houses, giving at least three weeks and not more than thirty five days previous notice of the time appointed for the election.

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Constitution of 1778.

XIX. That if any parish or district shall neglect to elect a member or members on the day of election, or in case any person chosen a member of either house, shall refuse to qualify and take his seat as such, or die, or depart the state, the senate or house of representatives as the case may be shall appoint proper days for electing a member or members, in such cases respectively.

XX. That if any member of the senate or house of representatives shall accept any place of emolument, or any commission (except in the militia, or commission of the peace, and except as is excepted in the tenth article) he shall vacate his seat, and there shall thereupon be a new election, but he shall not be disqualified from serving upon being re-elected, unless he is appointed Secretary of the State, Commissioner of the Treasury, an Officer of the Customs, Register of Mesne Conveyances, a Clerk of either of the Courts of justice, Sheriff, Powder-reviewer, Clerk of the Senate, House of Representatives or Privy Council, Surveyor General, or Commissary of Military stores, which officers are hereby declared disqualified from being members either of the senate or house of representatives.

XXI. And whereas the ministers of the gospel are by their profession dedicated to the service of God and the cure of souls, and ought not to be diverted from the great duties of their function,—therefore no minister of the gospel or public preacher of any religious persuasion, while he continues in the exercise of his pastoral function, and for two years after, shall be eligible either as Governor, Lieutenant Governor, a member of the Senate, House of Representatives, or Privy Council in this state.

XXII. That the delegates to represent this state in the Congress of the United States, be chosen annually by the senate and house of representatives jointly, by ballot, in the house of representatives, and nothing contained in this Constitution shall be construed to extend to vacate the seat of any member who is or may be a delegate from this state to Congress as such.

XXIII. That the form of impeaching all officers of the state for criminal and corrupt conduct in their respective offices, not amenable to any other jurisdiction, be vested in the house of representatives. But that it shall always be necessary that two third parts of the members present do consent to and agree in such impeachment. That the senators and such of the judges of this state as are not members of the house of representatives, be a court for the trial of impeachments, under such regulations as the legislature shall establish, and that previous to the trial of every impeachment, the members of the said court shall respectively be sworn, truly and impartially to try and determine the charge in question, according to evidence, and no judgement of the said court, except judgement of acquital, shall be valid; unless it shall be assented to by two third parts of the members then present; and on every trial, as well of impeachments as others, the party accused shall be allowed counsel.

XXIV. That the Lieutenant Governor of the state and a majority of the privy council for the time being, shall, until otherwise altered by the legislature, exercise the powers of a Court of Chancery; and there shall be Ordinaries appointed in the several districts of this state, to be chosen by the senate and house of representatives jointly by ballot, in the house of representatives, who shall, within their respective districts, exercise the powers heretofore exercised by the Ordinary; and until such appointment is made, the present Ordinary in Charleston shall continue to exercise that office as heretofore.

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XXV. That the jurisdiction of the Court of Admiralty be confied to maritime causes.

XXVI. That justices of the peace shall be nominated by the senate and house of representatives jointly, and commissioned by the Governor and Commander in Chief during pleasure. They shall be entitled to receive the fees heretofore established by law; and not acting in the magistracy, they shall not be entitled to the priveleges allowed them by law.

XXVII. That all other judicial officers shall be chosen by ballot, jointly by the Senate and House of Representatives, and, except the judges of the Court of Chancery, commissioned by the Governor and Commander in Chief during good behaviour, but shall be removed on address of the Senate and House of Representatives.

XXVIII. That the Sheriffs, qualified as by law directed, shall be chosen in like manner by the Senate and House of Representatives, when the Governor, Lieutenant Governor and Privy Council are chosen, and commissioned by the Governor and Commander in Chief, for two years, and shall give security as required by law, before they enter on the execution of their office. No sheriff who shall have served for two years shall be eligible to serve in the said office after the expiration of the said term, until the full end and term of four years, but shall continue in office until such choice be made; nor shall any person be eligible as sheriff in any district, unless he shall have resided therein for two years previous to the election.

XXIX. That two Commissioners of the Treasury, the Secretary of the State, the Register of mesne conveyances in each district, Attorney General, Surveyor General, Powder Receiver, Collectors and Comptrollers of the Customs and Waiters, be chosen in like manner by the Senate and House of Representatives jointly, by ballot, in the House of Representatives, and commissioned by the Governor and Commander in Chief, for two years; that none of the said officers, respectively, who shall have served for four years, shall be eligible to serve in the said offices after the expiration of the said term, until the full end and term of four years, but shall continue in office until a new choice be made. *Provided*, that nothing herein contained shall extend to the several persons appointed to the above offices respectively, under the late constitution: and that the present and all future Commissioners of the Treasury, and Powder receivers, shall each give bond with approved security agreeable to law.

XXX. That all the officers in the army and navy of this State, of and above the rank of captain, shall be chosen by the Senate and House of Representatives jointly, by ballot in the House of Representatives, and commissioned by the Governor and Commander in Chief, and that all other officers in the Army and Navy of this State, shall be commissioned by the Governor and Commander in Chief.

XXXI. That in case of vacancy in any of the offices above directed to be filled by the Senate and House of Representatives, the Governor and Commander in Chief, with the advice and consent of the Privy Council, may appoint others in their stead, until there shall be an election by the Senate and House of Representatives, to fill those vacancies respectively.

XXXII. That the Governor and Commander in Chief, with the advice and consent of the Privy Council, may appoint during pleasure, until otherwise directed by law, all other necessary officers, except such as are now by law directed to be otherwise chosen.

XXXIII. That the Governor and Commander in Chief shall have no power to commence war, or conclude peace, or enter into any final treaty, without the consent of the Senate and House of Representatives.

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CONSTITUTION OF 1778.

XXXIV. That the resolutions of the late Congress of this State, and all laws now of force here (and not hereby altered) shall so continue until altered or repealed by the legislature of this State, unless where they are temporary, in which case, they shall expire at the times respectively limited for their duration.

XXXV. That the Governor and Commander in Chief for the time being, by and with the advice and consent of the Privy Council, may lay embargoes, or prohibit the exportation of any commodity, for any time not exceeding thirty days, in the recess of the General Assembly.

XXXVI. That all persons who shall be chosen and appointed to any office, or to any place of trust, civil or military, before entering upon the execution of office, shall take the following oath. "I, A. B. do acknowledge the State of South Carolina to be a free, sovereign and independent State, and that the people thereof owe no allegiance or obedience to George the Third, King of Great Britain, and I do renounce, refuse, and abjure any allegiance or obedience to him. And I do swear, (or affirm, as the case may be) that I will, to the utmost of my power, support, maintain and defend the said State against the said King George the Third, and his heirs and successors, and his or their abettors, assistants and adherents, and will serve the said State in the office of ————————, with fidelity and honour, and according to the best of my skill and understanding,

So help me God."

XXXVII. That adequate yearly salaries be allowed to the public officers of this State, and be fixed by law.

XXXVIII. That all persons and religious societies who acknowledge that there is one God, and a future state of rewards and punishments, and that God is publicly to be worshipped, shall be freely tolerated. The Christian Protestant religion shall be deemed, and is hereby constituted and declared to be the established religion of this State. That all denominations of Christian protestants in this State, demeaning themselves peaceably and faithfully, shall enjoy equal religious and civil privileges. To accomplish this desirable purpose without injury to the religious property of those societies of Christians which are by law already incorporated for the purpose of religious worship, and to put it fully into the power of every other society of Christian protestants, either already formed or hereafter to be formed, to obtain the like incorporation, it is hereby constituted, appointed and declared, that the respective societies of the Church of England, that are already formed in this State, for the purpose of religious worship, shall still continue incorporate and hold the religious property now in their possession. And that whenever fifteen or more male persons, not under twenty one years of age, professing the Christian protestant religion, and agreeing to unite themselves in a society for the purposes of religious worship, they shall, (on complying with the terms herein after mentioned) be, and be constituted a Church, and be esteemed and regarded in law as of the established religion of the State, and on a petition to the legislature, shall be entitled to be incorporated and to enjoy equal privileges. That every society of Christians so formed, shall give themselves a name or denomination by which they shall be called and known in law, and all that associate with them for the purposes of worship, shall be esteemed as belonging to the society so called. But that previous to the establishment and incorporation of the respective societies of every denomination as aforesaid, and in order to entitle them thereto, each society so

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petitioning shall have agreed to and subscribed in a book the following five articles, without which no agreement or union of men upon pretence of religion, shall entitle them to be incorporated and esteemed as a Church of the established religion of this State.

1st. That there is one Eternal God, and a future state of rewards and punishments.

2d. That God is publicly to be worshipped.

3d. That the Christian Religion is the true religion.

4th. That the Holy Scriptures of the old and new Testaments are of divine inspiration, and are the rule of faith and practice.

5th. That it is lawful and the duty of every man being thereunto called by those that govern, to bear witness to the truth.

And that every inhabitant of this State, when called to make an appeal to God as a witness to truth, shall be permitted to do it in that way which is most agreeable to the dictates of his own conscience. And that the people of this State may forever enjoy the right of electing their own pastors or clergy, and at the same time that the State may have sufficient security for the due discharge of the pastoral office, by those who shall be admitted to be clergymen; no person shall officiate as minister of any established church, who shall not have been chosen by a majority of the society to which he shall minister, or by persons appointed by the said majority, to choose and procure a minister for them; nor until the minister so chosen and appointed shall have made and subscribed to the following declaration, over and above the aforesaid five articles, viz: "That he is determined by God's grace out of the Holy Scriptures, to instruct the people committed to his charge, and to teach nothing as required of necessity to eternal salvation, but that which he shall be persuaded may be concluded and proved from the scripture; that he will use both public and private admonitions, as well to the sick as to the whole within his cure, as need shall require and occasion shall be given, and that he will be diligent in prayers, and in reading of the holy scriptures, and in such studies as help to the knowledge of the same; that he will be diligent to frame and fashion his own self and his family according to the doctrine of Christ, and to make both himself and them, as much as in him lieth, wholesome examples and patterns to the flock of Christ; that he will maintain and set forwards, as much as he can, quietness, peace and love among all people, and especially among those that are or shall be committed to his charge. No person shall disturb or molest any religious assembly; nor shall use any reproachful, reviling or abusive language against any church, that being the certain way of disturbing the peace, and of hindering the conversion of any to the truth, by engaging them in quarrels and animosities, to the hatred of the professors, and that profession which otherwise they might be brought to assent to. No person whatsoever shall speak any thing in their religious assembly irreverently or seditiously of the government of this State. No person shall by law, be obliged to pay towards the maintenance and support of a religious worship, that he does not freely join in, or has not voluntarily engaged to support. But the churches, chapels, parsonages, glebes, and all other property now belonging to any societies of the Church of England, or any other religious societies, shall remain and be secured to them forever. The poor shall be supported, and elections managed in the accustomed manner, until laws shall be provided to adjust those matters in the most equitable way.

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XXXIX. That the whole State shall, as soon as proper laws can be passed for these purposes, be divided into districts and counties, and county courts established.

XL. That the penal laws, as heretofore used, shall be reformed, and punishments made in some cases less sanguinary, and in general more proportionate to the crime.

XLI. That no freeman of this State be taken or imprisoned, or disseised of his freehold, liberties or privileges, or outlawed, exiled, or in any manner destroyed or deprived of his life, liberty or property, but by the judgment of his peers, or by the law of the land.

XLII. That the military be subordinate to the civil power of the State.

XLIII. That the liberty of the press be inviolably preserved.

XLIV. That no part of this constitution shall be altered without notice being previously given of ninety days, nor shall any part of the same be changed without the consent of a majority of the members of the Senate and House of Representatives.

XLV. That the Senate and House of Representatives shall not proceed to the election of a governor or lieutenant governor, until there be a majority of both houses present.

In the Council Chamber, the 19th day of March, 1778.

ASSENTED TO.

RAWLINS LOWNDES.

HUGH RUTLEDGE,
Speaker of the Legislative Council.

THOMAS BEE,
Speaker of the General Assembly.

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THE CONSTITUTION OF THE STATE OF SOUTH CAROLINA.

JUNE 3d, 1790.

We, the Delegates of the people of the State of South-Carolina in General Convention met, do ordain and establish this Constitution for its government.

ARTICLE I.

Legislature.

Sec. 1. The legislative authority of this State shall be vested in a General Assembly, which shall consist of a Senate and House of Representatives.

Representatives how chosen and for what time.

Sec. 2. The House of Representatives shall be composed of members chosen by ballot, every second year, by the citizens of this State, qualified as in this Constitution is provided.

Sec. 3. The several election districts in this State shall elect the following number for representatives, viz :

Proportion of them.

Charleston, including St. Philip and St. Michael,	Fifteen Members.
Christ Church,	Three "
St. John, Berkley,	Three "
St. Andrew,	Three "
St. George, Dorchester,	Three "
St. James, Goose Creek,	Three "
St. Thomas and St. Dennis,	Three "
St. Paul,	Three "
St. Bartholomew,	Three "
St. James, Santee,	Three "
St. John, Colleton,	Three "
St. Stephen,	Three "
St. Helena,	Three "
St. Luke,	Three "
Prince William,	Three "
St. Peter,	Three "
All Saints, (including its ancient boundaries)	One "
Winyaw, (not including any part of All Saints)	Three "
Kingston, (not including any part of All Saints)	Two "
Williamsburgh,	Two "
Liberty,	Two "
Marlborough,	Two "
Chesterfield,	Two "
Darlington,	Two "
York,	Three "

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Chester,	Two	Members.
Fairfield,	Two	"
Richland,	Two	"
Lancaster,	Two	"
Kershaw,	Two	"
Claremont,	Two	"
Clarendon,	Two	"
Abbeville,	Three	"
Edgefield,	Three	"
Newberry, (including the fork between Broad and Saluda Rivers,)	Three	"
Laurens,	Three	"
Union,	Two	"
Spartan,	Two	"
Greenville,	Two	"
Pendleton,	Three	"
St. Matthew,	Two	"
Orange,	Two	"
Winton, (including the district between Savannah river and the north fork of Edisto)	Three	"
Saxe Gotha,	Three	"

Qualification.

Sec. 4. Every free white man, of the age of twenty-one years, being a citizen of this State, and having resided therein two years previous to the day of election, and who hath a freehold of fifty acres of land, or a town lot, of which he hath been legally seized and possessed at least six months before such election, or, not having such freehold or town lot, hath been a resident in the election district, in which he offers to give his vote, six months before the said election, and hath paid a tax the preceding year of three shillings sterling towards the support of this government, shall have a right to vote for a member or members, to serve in either branch of the legislature, for the election district in which he holds such property or is so resident.

How proved or examined.

Sec. 5. The returning officer, or any other person present, entitled to vote, may require any person who shall offer his vote at an election, to produce a certificate of his citizenship, and a receipt from the tax collector of his having paid a tax, entitling him to vote, or to swear or affirm, that he is duly qualified to vote agreeably to this constitution.

Who may or may not be elected.

Sec. 6. No person shall be eligible to a seat in the House of Representatives, unless he is a free white man of the age of twenty-one years, and hath been a citizen and resident in this State three years previous to his election. If a resident in the election district, he shall not be eligible to a seat in the House of Representatives, unless he be legally seized and possessed, in his own right, of a settled freehold estate of five hundred acres of land, and ten negroes; or of a real estate of the value of one hundred and fifty pounds sterling, clear of debt. If a non-resident, he shall be legally seized and possessed of a settled freehold estate therein, of the value of five hundred pounds sterling, clear of debt.

Senators chos'n for four years.

Sec. 7. The Senate shall be composed of members to be chosen for four years, in the following proportions, by the citizens of this State, qualified to elect members to the House of Representatives, at the same time, in the same manner, and at the same places where they shall vote for representatives, viz:

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Proportion of them.

Charleston (including St. Philip and St. Michael,)	Two	Members.
Christ Church,	One	"
St. John, Berkley,	One	"
St. Andrew,	One	"
St. George,	One	"
St. James, Goose Creek,	One	"
St. Thomas & St. Dennis,	One	"
St. Paul,	One	"
St. Bartholomew,	One	"
St. James, Santee,	One	"
St. John, Colleton,	One	"
St. Stephen,	One	"
St. Helena,	One	"
St. Luke,	One	"
Prince William,	One	"
St. Peter,	One	"
All Saints,	One	"
Winyaw & Williamsburgh,	One	"
Liberty and Kingston,	One	"
Marlborough, Chesterfield and Darlington,	Two	"
York,	One	"
Fairfield, Richland and Chester,	One	"
Lancaster and Kershaw,	One	"
Claremont and Clarendon,	One	"
Abbeville,	One	"
Edgefield,	One	"
Newberry (including the fork between Broad and Saluda rivers,)	One	"
Laurens,	One	"
Union,	One	"
Spartan,	One	"
Greenville,	One	"
Pendleton,	One	"
St. Mathew and Orange,	One	"
Winton, including the district between Savannah river and the North fork of Edisto,	One	"
Saxe Gotha,	One	"

Who shall not be eligible to the Senate.

Sec. 8. No person shall be eligible to a seat in the Senate unless he is a free white man, of the age of thirty years, and hath been a citizen and resident in this State five years previous to his election. If a resident in the election district, he shall not be eligible, unless he be legally seized and possessed in his own right of a settled freehold estate of the value of three hundred pounds sterling, clear of debt. If a non-resident in the election district, he shall not be eligible unless he be legally seized and possessed in his own right, of a settled freehold estate, in the said district, of the value of one thousand pounds sterling, clear of debt.

Senate divided into two classes and how.

Sec. 9. Immediately after the senators shall be assembled, in consequence of the first election, they shall be divided by lot, into two classes. The seats of the senators of the first class shall be vacated at the expiration of the second year, and of the second class, at the expiration of the fourth year; so that one half thereof, as near as possible, may be chosen for ever thereafter, every second year, for the term of four years.

Members of legislature

Sec. 10. Senators, and members of the house of representatives, shall be chosen on the second Monday in October next, and the day following;

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and on the same days in every second year thereafter, in such manner, and at such times, as are herein directed, and shall meet on the fourth Monday in November, annually, at Columbia (which shall remain the seat of government, until otherwise determined by the concurrence of two thirds of both branches of the whole representation) unless the casualties of war, or contagious disorders, should render it unsafe to meet there; in either of which cases, the Governor or Commander-in-Chief for the time being, may, by proclamation, appoint a more secure and convenient place of meeting.

when chosen, when to meet and where.

Sec. 11. Each house shall judge of the elections, returns, and qualifications of its own members; and a majority of each house shall constitute a quorum to do busines; but a smaller number may adjourn from day to day, and may be authorized to compel the attendance of absent members, in such manner and under such penalties as may be provided by law.

Validity of elections how determined. Quorum. Adjournment from day to day.

Sec. 12. Each house shall choose by ballot its own officers, determine its rules of proceeding, punish its members for disorderly behaviour, and with the concurrence of two thirds, expel a member, but not a second time for the same cause.

Each house to elect their own officers.

Sec. 13. Each house may punish, by imprisonment, during its sitting, any person, not a member, who shall be guilty of disrespect to the house, by any disorderly or contemptuous behaviour in its presence—or who, during the time of its sitting, shall threaten harm to body or estate of any member, for any thing said or done in either house; or who shall assault any of them therefor; or who shall assault or arrest any witness or other person ordered to attend the house, in his going to or returning therefrom; or who shall rescue any person arrested by order of the house.

Powers of the house to punish for contempt.

Sec. 14. The members of both houses shall be protected in their persons and estates, during their attendance on, going to, and returning from, the legislature, and ten days previous to the sitting, and ten days after the adjournment of the legislature. But these privileges shall not be extended so as to protect any member who shall be charged with treason, felony, or breach of the peace.

Privileges of members and their estates.

Sec. 15. Bills for raising a revenue shall originate in the house of representatives, but may be altered, amended, or rejected by the Senate.

Revenue bills.

All other bills may originate in either house, and may be amended, altered, or rejected by the other.

Other bills.

Sec. 16. No bill or ordinance shall have the force of law, until it shall have been read three times, and on three several days, in each house, has had the great seal affixed to it, and has been signed, in the senate house, by the president of the senate and speaker of the house of representatives.

What shall give the force of a law.

Sec. 17. No money shall be drawn out of the public treasury but by the legislative authority of the state.

No monies drawn from treasury but by legislature.

Sec. 18. The members of the legislature, who shall assemble under this constitution, shall be entitled to receive out of the public treasury as a compensation for their expenses, a sum not exceeding seven shillings sterling a day, during their attendance on, going to, and returning from the legislature; but the same may be increased or diminished by law, if circumstances shall require; but no alterations shall be made by any legislature, to take effect during the existence of the legislature which shall make such alteration.

Compensation to members.

Sec. 19. Neither house, during their session, without the consent of the other, shall adjourn for more than three days, nor to any other place than that in which the two houses shall be sitting.

Adjournment of houses.

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CONSTITUTION OF S. CAROLINA.

Regulation about bringing in bills &c. once rejected.

Sec. 20. No bill or ordinance, which shall have been rejected by either house, shall be brought in again during the sitting, without leave of the house, and notice of six days being previously given.

What persons are excluded from legislature.

Sec. 21. No person shall be eligible to a seat in the legislature whilst he holds any office of profit or trust under this state, the United States, or either of them, or under any other power, except officers in the militia, army, or navy of this state, justices of the peace or justices of the county courts, while they receive no salaries; nor shall any contractor of the army or navy of this state, the United States, or either of them, or the agents of such contractor, be eligible to a seat in either house. And if any member shall accept or exercise any of the said disqualifications, he shall vacate his seat.

How vacancies in legislature shall be filled.

Sec. 22. If any election district shall neglect to choose a member or members on the days of election, or if any person chosen a member of either house should refuse to qualify and take his seat, or should die, depart the state, or accept of any disqualifying office, a writ of election shall be issued by the president of the senate, or speaker of the house of representatives, as the case may be, for the purpose of filling up the vacancy thereby occasioned, for the remainder of the term for which the person so refusing to qualify, dying, departing the state, or accepting a disqualifying office, was elected to serve.

Clergymen excluded.

Sec. 23. And whereas the ministers of the gospel are, by their profession, dedicated to the service of God, and the cure of souls, and ought not to be diverted from the great duties of their function; therefore, no minister of the gospel, or public preacher, of any religious persuasion, whilst he continues in the exercise of his pastoral functions, shall be eligible to the office of Governor, Lieutenant-governor, or to a seat in the senate or house of representatives.

ARTICLE II.

Executive. How chosen; for 2 years.

Sec. 1. The executive authority of this state shall be vested in a governor, to be chosen in the manner following; as soon as may be, after the first meeting of the senate and house of representatives, and at every first meeting of the house of representatives thereafter, when a majority of both houses shall be present, the senate and house of representatives shall, jointly, in the house of representatives, choose by ballot a governor, to continue for two years, and until a new election shall be made.

Qualification of governor.

Sec. 2. No person shall be eligible to the office of governor, unless he hath attained the age of thirty years, and hath resided within the state, and been a citizen thereof, ten years, and unless he be seized and possessed of a settled estate within the same, in his own right, of the value of fifteen hundred pounds sterling, clear of debt.

Not re-eligible for 4 years.

No person, having served two years as governor, shall be reeligible to that office, till after the expiration of four years.

Disqualifications.

No person shall hold the office of governor, and any other office, or commission, civil or military, except in the militia, either in this state, or under any state, or the United States, or any other power, at one and the same time.

Lt. Governor how chosen &c.

Sec. 3. A lieutenant-governor shall be chosen at the same time, in the same manner, continue in office for the same period, and be possessed of the same qualifications as the governor.

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Sec. 4. A member of the senate or house of representatives, being chosen, and acting as governor or lieutenant-governor, shall vacate his seat, and another person shall be elected in his stead. — Member of legislature vacates his seat on being elected governor or Lt governor.

Sec. 5. In case of the impeachment of the governor, or his removal from office, death, resignation, or absence from the state, the lieutenant-governor shall succed to his office. And in case of the impeachment of the lieutenant-governor, or his removal from office, death, resignation, or absence from the state, the president of the Senate shall succeed to his office, untill a nomination to those offices respectively shall be made by the senate and house of representatives, for the remainder of the time for which the officer so impeached, removed from office, dying, resigning, or being absent, was elected. — Impeachment of governor or Lt. Governor. Vacancies how filled.

Sec. 6. The governor shall be commander-in-chief of the army and navy of this state, and of the militia, except when they shall be called into the actual service of the United States. — Governor to command army &c.

Sec. 7. He shall have power to grant reprieves and pardons, after conviction, except in cases of impeachment, in such manner, on such terms, and under such restrictions, as he shall think proper; and he shall have power to remit fines and forfeitures, unless otherwise directed by law. — May grant pardons, &c.

Sec. 8. He shall take care that the laws be faithfully executed in mercy. — Shall execute the laws.

Sec. 9. He shall have power to prohibit the exportation of provisions, for any time not exceeding thirty days. — May prohibit exportation of provisions.

Sec. 10. He shall, at stated times, receive for his services a compensation which shall be neither increased or diminished during the period for which he shall have been elected. — His compensation.

Sec. 11. All officers in the executive department, when required by the governor, shall give him information in writing, upon any subject relating to the duties of their respective offices. — Executive officers shall give information to governor.

Sec. 12. The governor shall, from time to time, give to the general assembly information of the condition of the state, and recommend to their consideration such measures as he shall judge necessary or expedient. — Governor shall give information to assembly.

Sec. 13. He may, on extraordinary occasions, convene the general assembly, and, in case of disagreement between the two houses with respect to the time of adjournment, adjourn them to such time as he shall think proper, not beyond the fourth Monday in the month of November then ensuing. — May convene Gen. Assemb. on extraordinary occasions, and adjourn legislature when they cannot agree.

ARTICLE III.

Sec. 1. The judicial power shall be vested in such superior and inferior courts of law and equity, as the legislature shall, from time to time, direct and establish. — Judiciary. Courts of law and equity.

The judges of each shall hold their commissions during good behaviour; and the judges of the superior courts shall, at stated times, receive a compensation for their services, which shall neither be increased or diminished during their continuance in office: but they shall receive no fees or perquisites of office, nor hold any other office of profit or trust, under this state, the United States, or any other power. — Judges shall hold commissions during good behaviour, &c. receive compensation and disqualified from holding any other office.

Sec. 2. The style of all process shall be, "The State of South Carolina." All prosecutions shall be carried on in the name, and by the authority of the State of South Carolina, and conclude—"against the peace and dignity of the same." — Stile of process

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ARTICLE IV.

Oath of office.

All persons who shall be chosen or appointed to any office of profit or trust, before entering on the execution thereof, shall take the following oath; "I do swear (or affirm) that I am duly qualified, according to the constitution of this state, to exercise the office to which I have been appointed, and will, to the best of my abilities, discharge the duties thereof, and preserve, protect, and defend the constitution of this state, and of the United States."

ARTICLE V.

Representatives shall impeach.

Sec. 1. The house of representatives shall have the sole power of impeaching; but no impeachment shall be made, unless with the concurrence of two-thirds of the house of representatives.

Senate to try impeachments.

Sec. 2. All impeachments shall be tried by the senate. When sitting for that purpose, the senators shall be on oath, or affirmation; and no person shall be convicted without the concurrence of two-thirds of the members present.

Who liable to impeachment. Punishment in case of conviction.

Sec. 3. The governor, lieutenant-governor, and all the civil officers, shall be liable to impeachment for any misdemeanor in office; but judgement in such cases shall not extend further than to a removal from office, and disqualification to hold any office of honour, trust, or profit, under this state. The party convicted shall, nevertheless, be liable to indictment, trial, judgement, and punishment, according to law.

ARTICLE VI.

How officers shall be elected. Limitation of some commissions.

Sec. 1. The judges of the superior courts, the commissioners of the treasury, secretary of the state, and surveyor general, shall be elected by the joint ballot of both houses, in the house of representatives. The commissioners of the treasury, secretary of the state, and surveyor general, shall hold their offices for four years; but shall not be eligible again for four years after the expiration of the time for which they shall have been elected.

Other officers how appointed. Sheriffs elected for 4 years.

Sec. 2. All other officers shall be appointed as they hitherto have been, until otherwise directed by law; but sheriffs shall hold their offices for four years, and not be again eligible for four years after the term for which they shall have been elected.

Style of commissions.

Sec. 3. All commissions shall be in the name and by the authority of the State of South Carolina, and be sealed with the seal of the state, and be signed by the governor.

ARTICLE VII.

Laws to continue of force until altered.

All laws of force in this state at the passing of this constitution, shall so continue until altered or repealed by the legislature; except where they are temporary, in which case they shall expire at the times respectively limited for their duration, if not continued by act of the legislature.

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ARTICLE VIII.

Sec. 1. The free exercise and enjoyment of religious profession and worship, without discrimination or preference, shall, forever hereafter, be allowed within this state to all mankind; provided, that the liberty of conscience thereby declared, shall not be so construed as to excuse acts of licentiousness, or justify practices inconsistent with the peace or safety of this state. Free exercise of any religious profession. Proviso.

Sec. 2. The rights, privileges, immunities, and estates, of both civil and religious societies and of corporate bodies, shall remain as if the constitution of this state had not been altered or amended. Rights &c. preserved to corporate and other bodies.

ARTICLE IX.

Sec. 1. All power is originally vested in the people; and all free governments are founded on their authority, and are instituted for their peace, safety and happiness. Declaration of rights.

Sec. 2. No freeman of this state shall be taken, or imprisoned, or disseized of his freehold, liberties, or privileges, or outlawed, or exiled, or in any manner destroyed, or deprived of his life, liberty, or property, but by the judgment of his peers, or by the law of the land; nor shall any bill of attainder, ex post facto law, or law impairing the obligation of contracts, ever be passed by the legislature of this state.

Sec. 3. The military shall be subordinate to the civil power.

Sec. 4. Excessive bail shall not be required, nor excessive fines imposed, nor cruel punishments inflicted.

Sec. 5. The legislature shall not grant any title of nobility, or hereditary distinction, nor create any office, the appointment to which shall be for any longer time than during good behaviour.

Sec. 6. The trial by jury, as heretofore used in this state, and the liberty of the press, shall be for ever inviolably preserved.

ARTICLE X.

Sec. 1. The business of the treasury shall be in future conducted by two treasurers, one of whom shall hold his office and reside in Columbia; the other shall hold his office and reside in Charleston. Treasury how conducted.

Sec. 2. The secretary of state, and the surveyor general, shall hold their offices both in Columbia and Charleston. They shall reside at one place, and their deputies at the other. And secretary's office, &c.

Sec. 3. At the conclusion of the circuits, the judges shall meet and sit at Columbia, for the purpose of hearing and determining all motions which may be made for new trials, and in arrest of judgements, and such points of law as may be submitted to them. From Columbia they shall proceed to Charleston, and there hear and determine all such motions for new trials, and in arrest of judgement, and such points of law, as may be submitted to them. Judges shall meet at Columbia after circuit.

Sec. 4. The governor shall always reside, during the sitting of the legislature, at the place where their session may be held, and at all other times, wherever, in his opinion, the public good may require. Governor shall reside where legislature sits, during session.

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Rights of primogeniture to be abolished.

Sec. 5. The legislature shall, as soon as may be convenient, pass laws for the abolition of the rights of primogeniture, and for giving an equitable distribution of the real estate of intestates.

ARTICLE XI.

Convention to be called by two-thirds of legislature.

No convention of the people shall be called, unless by the concurrence of two-thirds of both branches of the whole representation.

Constitution how to be altered.

No part of this constitution shall be altered, unless a bill to alter the same shall have been read three times in the house of representatives, and three times in the senate, and agreed to by two-thirds of both branches of the whole representation; neither shall any alteration take place until the bill so agreed to, be published three months previous to a new election for members to the house of representatives; and if the alteration proposed by the legislature shall be agreed to in the first session, by two-thirds of the whole representation* in both branches of the legislature, after the same shall have been read three times, on three several days, in each house, then, and not therwise, the same shall become a part of the constitution.

Done in convention at Columbia, in the State of South Carolina, the third day of June, in the Year of our Lord 1790, *and in the* 14th *year of the Independence of the United States of America.*

By the unanimous order of the Convention.

CHARLES PINCKNEY,

President.

Attest,

JOHN S. DART, *Secretary.*

THAT NO INCONVENIENCE MAY ARISE FROM THE ALTERATIONS AND AMENDMENTS IN THE CONSTITUTION OF THIS STATE, IT IS HEREBY DECLARED AND ORDAINED;

Provisions until new constitution can operate.

Sec. 1. That the government shall be administered as heretofore, until the meeting and sitting of the legislature, to be held under this constitution.

Sec. 2. And whereas, the existing laws render it highly inconvenient for the legislature to meet on the fourth Monday in November, next, it is therefore ordained, that instead thereof, the members of the senate and house of representatives, to be elected on the second Monday in October, and on the day following, shall meet at Columbia, the seat of government, on the first Monday in January next.

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*The words "by two-thirds of the whole representation," are omitted in Grimke's copy of the Constitution of South Carolina.—EDIT.

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Sec. 3. It is also ordained that the commissioners of the treasury shall, with all convenient dispatch, take a balance of the treasury books, which balance shall be lodged in the treasurer's office in Columbia, and the original books in the treasurer's office in Charleston.

Sec. 4. It is the opinion of the convention, that the legislature, at the first session which shall be held under this constitution, should regulate and establish by law, all the fees of the respective courts and offices throughout this state.

Sec. 5. That they also provide for the annual and final settlement of the accounts of the commissioners of the treasury, so that the pecuniary interest of the state be duly attended to, and the persons who faithfully discharge the duties of that important office be quieted therein, and their sureties released in a fixed and reasonable time.

Sec. 6. That the legislature shall make effectual provision for revising, digesting and publishing the laws of this state, so as that a general knowledge thereof may be diffused among the citizens of this state.

Sec. 7. The legislature at their next meeting shall proceed to the election of justices of the peace throughout the state, and justices of the county courts where county courts are established, and that all former commissions of the peace then cease; and that in future all commissions of the peace expire at fixed periods, to be declared by law.

Sec. 8. That all rotatory officers, at the first meeting of the legislature under this constitution, may be re-elected, notwithstanding any time they may have before served under the former constitution.

By the unanimous order of the Convention, June 3, 1790.

CHARLES PINCKNEY,

President.

Attest,

JOHN SANDFORD DART, *Secretary.*

AMENDMENTS TO THE CONSTITUTION OF THE STATE OF SOUTH CAROLINA.

AMENDMENTS, RATIFIED DECEMBER 17, 1808.

The following sections in amendment of the third, seventh, and ninth sections of the first article of the constitution of this State, shall be, and they are hereby declared to be valid parts of the said constitution: and the said third, seventh, and ninth sections, or such parts thereof as are repugnant to such amendments, are hereby repealed and made void.

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CONSTITUTION OF S. CAROLINA.

The house of representatives shall consist of one hundred and twenty-four members; to be apportioned among the several election districts of the State, according to the number of white inhabitants contained, and the amount of all taxes raised by the legislature, whether direct or indirect, or of whatever species, paid in each, deducting therefrom all taxes paid on account of property held in any other district, and adding thereto all taxes elsewhere paid on account of property held in such district; an enumeration of the white inhabitants for this purpose shall be made in the year one thousand eight hundred and nine, and in the course of every tenth year thereafter, in such manner as shall be by law directed; and representatives shall be assigned to the different districts in the above mentioned proportion, by act of the legislature at the session immediately succeeding the above enumeration.

If the enumeration herein directed should not be made in the course of the year appointed for the purpose by these amendments, it shall be the duty of the Governor to have it effected as soon thereafter as shall be practicable.

In assigning representatives to the several districts of this State, the legislature shall allow one representative for every sixty-second part of the whole number of white inhabitants in the State; and one representative also for every sixty-second part of the whole taxes raised by the legislature of the State. The legislature shall further allow one representative for such fractions of the sixty-second part of the white inhabitants of the State, and of the sixty-second part of the taxes raised by the Legislature of the State, as, when added together, form a unit.

In every apportionment of representation under these amendments, which shall take place after the first apportionment, the amount of taxes shall be estimated from the average of the ten preceding years; but the first apportionment shall be founded upon the tax of the preceding year; excluding from the amount thereof the whole produce of the tax on sales at public auction.

If in the apportionment of representatives under these amendments, any election district shall appear not to be entitled, from its population and its taxes, to a representative, such election district shall, nevertheless, send one representative; and if there should be still a deficiency of the number of representatives required by these amendments, such deficiency shall be supplied by assigning representatives to those election districts having the largest surplus fractions, whether those fractions consist of a combination of population and taxes, or of population or of taxes separately, until the number of one hundred and twenty-four members be provided.

No apportionment under these amendments shall be construed to take effect in any manner, until the general election which shall succeed such apportionment.

The election districts for members of the House of Representatives, shall be and remain as heretofore established, except Saxegotha and Newberry, in which the boundaries shall be altered as follows, viz: That part of Lexington in the fork of Broad and Saluda rivers, shall no longer compose a part of the election district of Newberry, but shall be henceforth attached to and form a part of Saxegotha. And also except Orange and Barnwell, or Winton, in which the boundaries shall be altered as follows, viz: That part of Orange in the fork of Edisto, shall no longer compose a part of the election district of Barnwell or Winton, but shall be henceforth attached to and form a part of Orange election district.

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The Senate shall be composed of one Member from each election district, as now established for the election of members of the House of Representatives, except the district formed by the Parishes of St. Philip and St. Michael, to which shall be allowed two Senators as heretofore.

The seats of those Senators who under the constitution shall represent two or more election districts, on the day preceding the second Monday of October, which will be in the year one thousand eight hundred and ten, shall be vacated on that day, and the new Senators who shall represent such districts under these amendments, shall, immediately after they shall have been assembled under the first election, be divided by lot into two classes; the seats of the senators of the first class shall be vacated at the expiration of the second year, and of the second class at the expiration of the fourth year; and the number of these classes shall be proportioned, that one half of the whole number of senators may, as nearly as possible, continue to be chosen thereafter every second year.

None of these amendments becoming parts of the constitution of this State, shall be altered, unless a bill to alter the same shall have been read on three several days in the House of Representatives, and on three several days in the senate, and agreed to at the second and third reading, by two thirds of the whole representation, in each branch of the legislature; neither shall any alteration take place, until the bill so agreed to, be published three months previous to a new election for members to the House of Representatives; and if the alteration proposed by the legislature shall be agreed to in their first session, by two-thirds of the whole representation, in each branch of the Legislature, after the same shall have been read on three several days in each house, then, and not otherwise, the same shall become a part of the constitution.

AMENDMENT, RATIFIED DECEMBER 19, 1810.

That the fourth section of the first article of the constitution of this State be altered and amended to read as follows: Every free white man of the age of twenty-one years, paupers and non-commissioned officers and private soldiers of the army of the United States excepted, being a citizen of this State, and having resided therein two years previous to the day of election, and who hath a freehold of fifty acres of land or a town lot, of which he hath been legally seized and possessed at least six months before such election, or not having such freehold or town lot, hath been a resident in the election district in which he offers to give his vote, six months before the said election, shall have a right to vote for a member or members to serve in either branch of the legislature for the election district in which he holds such property, or is so resident.

AMENDMENT, RATIFIED DECEMBER 19, 1816.

That the third section of the tenth article of the Constitution of this State be altered and amended to read as follows: The judges shall, at

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such times and places as shall be prescribed by act of the legislature of this State, meet and sit for the purpose of hearing and determining all motions which may be made for new trials, and in arrest of judgment, and such points of law as may be submitted to them.

AMENDMENT, RATIFIED DECEMBER 20, 1820.

That all that territory lying within the chartered limits of this State, and which was ceded by the Cherokee nation, in a treaty concluded at Washington, on the twenty-second day of March, in the year of our Lord one thousand eight hundred and sixteen, and confirmed by an act of the legislature of this State, passed on the nineteenth day of December, in the same year, shall be, and the same is hereby declared to be annexed to, and shall form and continue a part of the election district of Pendleton.

AMENDMENT, RATIFIED DECEMBER 19–20, 1828.

That the third section of the fifth article of the constitution of this State, shall be altered to read as follows, viz:

Sec. 3. The governor, lieutenant-governor, and all civil officers, shall be liable to impeachment for high crimes and misdemeanors, for any misbehaviour in office, for corruption in procuring office, or for any act which shall degrade their official character. But judgement, in such cases, shall not extend farther than to removal from office, and disqualification to hold any office of honour, trust, or profit, under this State. The party convicted shall, nevertheless, be liable to indictment, trial, judgment and punishment, according to law.

Sec. 4. All civil officers, whose authority is limited to a single election district, a single judicial district, or part of either, shall be appointed, hold their office, be removed from office, and in addition to liability to impeachment, may be punished for official misconduct, in such manner as the Legislature, previous to their appointment, may provide.

Sec. 5. If any civil officer shall become disabled from discharging the duties of his office, by reason of any permanent bodily or mental infirmity, his office may be declared to be vacant, by joint resolution agreed to by two-thirds of the whole representation in each branch of the Legislature: *Provided*, That such resolution shall contain the grounds for the proposed removal, and before it shall pass either house, a copy of it shall be served on the officer, and a hearing be allowed him.

AMENDMENT, RATIFIED DECEMBER 6, 1834.

That the fourth article of the Constitution of this State shall be amended so as to read as follows, viz: Every person who shall be chosen or

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appointed to any office of profit or trust, before entering on the execution thereof, shall take the following oath: "I do solemnly swear (or affirm) that I will be faithful, and true allegiance bear to the State of South Carolina, so long as I may continue a citizen thereof; and that I am duly qualified, according to the Constitution of this State, to exercise the office to which I have been appointed; and that I will, to the best of my abilities, discharge the duties thereof, and preserve, protect and defend the Constitution of this State, and of the United States: So help me God."

ROA_ 8384

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	FIRST JUDICIAL CIRCUIT
COUNTY OF DORCHESTER	)	CIVIL CASE NO.: 2013-CP-18-00013
The Protestant Episcopal Church In The Diocese Of South Carolina; The Trustees of The Protestant Episcopal Church in South Carolina, a South Carolina Corporate Body; et al.,	)	
Plaintiffs,	)	
vs.	)	**PROPOSED STIPULATIONS ON BEHALF OF THE PLAINTIFF VESTRY AND CHURCH-WARDENS OF THE EPISCOPAL CHURCH OF THE PARISH OF CHRIST CHURCH**
The Episcopal Church (a/k/a, The Protestant Episcopal Church in the United States of America); and The Episcopal Church in South Carolina,	)	
Defendants.	)	

1. The Church Act of 1706 (**Trial Exhibit CC 2**) was ratified by the House of Commons and Plaintiff Christ Church drew 333.6.8 lbs. for the purchase of a site for the church and a glebe for the parsonage (*Christ Church, 1706-1959 A Plantation Parish of the South Carolina Establishment* by Anne King Gregorie), as confirmed by subsequent conveyances of Anna C. Ewing to the Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a Corporation, recorded December 4, 1942 in the RMC Office for Charleston County (Book V-43, pg. 299) and the Deed of Thomas E. Noyes to the Vestry and Church Wardens of the Episcopal Church of the Parish of Christ Church, a Corporation, their successors and assigns, recorded June 7, 1968 in the RMC Office for Charleston County (Book N-90, pg. 93). See **Trial Exhibits CC 1-23** for History of Ownership of Land and Chain of Title.

2. In addition to and as further evidence of the History of Ownership and Chain of Title, see Article XXXVIII of the 1778 Constitution of the State of South Carolina states that "the respective societies of the Church of England that are already formed in this state for the purpose of religious worship shall still continue incorporate and hold the religious property now in their possession." It also stated that "...the churches, chapels, parsonages, glebes, and all other property now belonging to any societies of the Church of England, or any other religious societies, shall remain and be secured to them forever." In 1790, Article XXXVIII was amended and the new Article VIII made this provision: "The rights, privileges, immunities and estates of both civil and religious societies, and of corporate bodies, shall remain as if the constitution of this state had not been altered or amended." **See Trial Exhibits CC 36-37.**

3. An Act to Incorporate The Vestry And Church-Wardens of the Episcopal Church of the Parish of Christ Church (hereinafter Plaintiff Christ Church) was enacted by the South Carolina General Assembly on March 27, 1787 as set forth in **Trial Exhibit CC 24.**

4. The Plaintiff Christ Church has existed as a South Carolina Nonprofit Corporation since March 27, 1787.

5. Christ Church has continually existed, carried out its religious business, and acted as a duly formed corporation with its Vestry and Wardens serving as its Board of Directors pursuant to its governance documents since its incorporation.

6. The first building's foundation was laid in 1707. It was destroyed by fire in 1724, rebuilt with brick in 1727 and destroyed again by the British in 1782, but rebuilt again in 1794.

7. Christ Church voluntarily associated with the Diocese of South Carolina sending delegates to early diocesan conventions. Christ Church was a signatory to the first Constitution of the Diocese of South Carolina.

8. Christ Church left the Defendant TEC in 1861 along with the rest of the Diocese. They returned when the Diocese voluntarily reassociated with the Defendant TEC in 1866.

9. The 1980 By-Laws of Christ Church are attached as **Trial Exhibit CC 25.**

10. On October 20, 2011, at the regularly scheduled Vestry meeting, the Vestry for Plaintiff Christ Church authorized the church Chancellor to review and recommend modifications of the Christ Church By-Laws of 1980 as discussed in Executive Session by motion which was seconded, approved by all, and ordered by unanimous vote of all present. **Trial Exhibit CC 26.**

11. At the regularly scheduled Vestry meeting held on November 21, 2011, the minutes from the Vestry meeting of October 20, 2011 were unanimously approved. **Trial Exhibit CC 27.** In addition, a report was given by Rector Ted Duvall stating that "Two meetings (11/13 & 11/17) have been held to review and discuss by-law up dates with the congregation. The first meeting took about 60 minutes with a full review from Ted and some questions from the attendees. The second meeting had 27 people and took almost 2 hours to allow all questions to be asked and answered. A few people reviewed the by-laws and provided some edits. No substantial changes. By-laws have been edited where appropriate (see attached). The Vestry requests that the proposed By-Laws be posted on the website." Voting on Amended By-Laws scheduled for Parish meeting on December 4, 2011.

12. Notice for the December 4, 2011 Annual Parish Meeting was published in the church bulletin on November 20, 2011, November 27, 2011, and December 4, 2011. Trial **Exhibit CC 28.**

13. The Annual Parish Meeting was held on December 4, 2011. The Parliamentarian found that the meeting had been properly noticed and declared a quorum. By-Laws changes were approved by vote of 106 to 2 at this meeting. **Trial Exhibit CC 29.**

14. Notice for the December 11, 2011 Congregational Meetmg was published in the church bulletin on November 20, 2011, November 27, 2011, and December 4, 2011. **Trial Exhibit CC 28.**

15. On December 11, 2011, a Congregational Meeting was held. The Parliamentarian found that the meeting had been properly noticed and declared a quorum. Motion was made that the amended By-Laws be adopted as presented and passed at the Annual Parish Meeting on December 4, 2012 and certified by a second vote today. The motion was seconded and approved by all with a vote of 37 for and 0 against. **Trial Exhibit CC 30.**

16. The 2011 By-Laws of Christ Church are attached as **Trial Exhibit CC 31.**

17. At the regularly scheduled Vestry meeting on December 15, 2011 it was reported that motions were made and approved by all for the 1) Annual Parish Meeting 12/4/2011, 2) Congregational Meeting 12/11/2011 and 3) Updated By-Laws. **Trial Exhibit CC 32.**

18. As of December 2011, Christ Church had 1,066 baptized members and an annual operating income of $967,569.

19. On November 6, 2012, a Resolution affirming Christ Church's affiliation with the Diocese of South Carolina and the disaffiliation with the Episcopal Church USA was approved by the Vestry electronically and the Resolution was motioned and approved to be included in the November 15, 2012 Vestry Minutes. **Trial Exhibit CC 33.**

20. A regularly scheduled Vestry meeting was held on December 17, 2012, wherein the minutes from the November 15, 2012 Vestry meeting were approved and it was reported that the next Vestry meeting would be held on January 14, 2013. **Trial Exhibit CC 34.**

21. In addition to its votes at the November 17, 2012 Special Convention of The Protestant Episcopal Church In The Diocese of South Carolina, on January 14, 2013, at the regularly scheduled Vestry meeting, a Commitment to Continued Diocesan Relationship was entered into and Resolution adopted to remain affiliated with the Diocese of South Carolina and join the Diocese and other parishes in the litigation. **Trial Exhibit CC 35.**

22. Christ Church is the fee simple owner of all its real property.

23. During its 306-year history, the acquisition of Christ Church's real and personal property and the maintenance, repair and renovation of its real property has been accomplished from funds donated or obtained from the parishioners of Christ Church without any assistance or contributions from the Defendant TEC.

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Allan P. Sloan, III
Attorneys for Plaintiff Vestry and Church-Wardens of the Episcopal Church of the Parish of Christ Church

Edward P. Guerard, Jr., Esquire
1106 Port Harbor Court
Mt. Pleasant, SC 29464

July 12, 2014
Charleston, South Carolina

CERTIFICATE OF SERVICE

I certify that on this date a copy of the foregoing was served on each party or counsel of record by mailing or hand delivery in the manner prescribed by the applicable Rule of Civil Procedure.

This _____ day of _____, 2014

_____

July 14, 1980

The Very Reverend George Chassey,
Secretary of the Convention,
The Diocese of South Carolina

Reverend Sir:

We, the undersigned Wardens and Vestry of Christ Episcopal Church, Mount Pleasant, South Carolina, respectfully submit this application to be admitted as a parish in union with the Convention of the Diocese of South Carolina and further request that you present our application to a vote in the One Hundred Ninetieth Annual Meeting of the Convention.

In accordance with the provisions of Article VIII of the Constitution, we make note of the long history of Christ Church Parish since its founding by the Church Act of 1706. Since the first services held in 1708, this church has been a symbol of the steadfastness of God's people. On March 27, 1787, we were incorporated by the legislature of the State of South Carolina. A Chapel of Ease started by the members of Christ Church has become the large and flourishing St. Andrew's Church. Wars and the vicissitudes of economic change reduced Christ Church to the status of a Mission. Recent, social, economic, and more especially spiritual change under the Reverend Sidney S. Holt and the Reverend Ronald E. Satterfield have restored the vitality of the congregation so that over the past four years Christ Church has been operating again as a parish organized in accordance with the Canons of the Diocese. This status was officially recognized by the Right Reverend Gray Temple by letter on August 1, 1979. Thus, by the time of the Convention, we will have been a parish for at least one year according to Canonical requirement.

At the time of this application there are 361 adult members and 309 communicants.

We have attached copies of the past two years' parochial and financial reports as evidence that Christ Church is self-supporting and will remain so. Further, the salary of our minister along with other amounts given him are well above the minimum for the Diocese. In addition to the $1,800.00 contributed to the Diocese in 1979, Christ Church contributed an additional $2,880.37 from its 1979 revenues to work outside the parish.

We, the undersigned Wardens and Vestry, on behalf of the congregation of Christ Church, do hereby reaffirm our willingness to conform to the Constitutions and Canons of the General Convention and the Convention of this Diocese, which are, or thereafter may be, enacted by the authority of the same.



Parish Application - Christ Church, Mount Pleasant

Raymond Marsh, Jr., Senior Warden

R. Burke Hammes, III, Junior Warden

Hubert R. Shearon, Jr., Secretary

Charles R. Aydlette

Don C. Gibson

Michael A. Lake

Michael C. McEnlry

J. Ray Waits

Barbara Williams

Clara W. Heyward, Treasurer

Trinity Episcopal Church, Pinopolis

7/11/14 Trial Transcript

pp. 691-710

and

Exhibits TP-1 thru 14; D-TP-31; D-401A

THE COURT: Plaintiffs ready to proceed?

MR. RUNYAN: Plaintiffs are ready, Your Honor.

THE COURT: Great. And are defendants ready to proceed?

MR. BEERS: Yes, ma'am.

THE COURT: Very well. All right. Call your next witness. Who's next?

(Plaintiff's Exhibits TP-1 through TP-14 premarked for identification.)

LAVERNE HAROLD FENTERS, JR.,

being first duly sworn, testified as follows:

THE COURT: All right, sir, would you state your full name for the record again for us.

THE WITNESS: LaVerne Harold Fenters, F-E-N-T-E-R-S, Jr.

THE COURT: Thank you very much.

Your witness.

MR. WILLIAMS: Thank you, Your Honor.

THE COURT: Yes.

DIRECT EXAMINATION BY MR. WILLIAMS:

Q. Reverend Fenters, tell us a little bit about yourself. Are you married?

A. Yes, I am. Been married for 32 years. We have two children, two grandchildren.

Q. Okay, sir. And what is your present job? What do you do?

A. I'm the rector of Trinity Episcopal Church in Pinopolis,

South Carolina.
Q. And how long have you been the rector there?
A. Ten years this past July 4th.
Q. Okay, sir. Little bit about your education, please, sir.
A. I received a Bachelor of Science in business administration from the Citadel in 1973 and a master's of divinity from the School of Theology, University of the South known as Sewanee, in 1999.
Q. Okay, sir. You are ordained, is that correct?
A. That's correct.
Q. Could you tell us when and by whom?
A. I was ordained as a deacon in All Saints Church in Florence by Bishop Edward Salmon in 1999 and then in that same year ordained a priest by Bishop Salmon again at Old St. Andrew's Parish in Charleston.
Q. Now, you've testified that you've been at Trinity for ten years?
A. Yes, sir.
Q. Tell us a little bit about the history of the church, please.
A. Trinity has a long history, but the specifics of Trinity Episcopal Church in Pinopolis date back to 1846 when the church was founded as a chapel of ease for what was then known as Trinity Church, Black Oak. When Trinity Church,

Black Oak, became what is part of now Lake Moultrie; in other words, the church grounds were flooded, the primary place of worship became Trinity Church in Pinopolis.

The church in Black Oak, the church that was razed, to be razed so that the lake could be built, parts of that church were used to construct what we call Black Oak Hall at Trinity now, which was our first parish hall. Materials from that church were used. Also, bricks from that church were moved to a new cemetery. That cemetery is called St. John's Cemetery and it's over in Bonneau, South Carolina.

MR. WILLIAMS: Your Honor, for the record, we have a list of 14 exhibits, TP-1 through 14, that we will move to admit without objection, Your Honor.

THE COURT: And is that correct?

MR. TISDALE: No objection.

MR. BEERS: That's correct, Your Honor.

THE COURT: Very well, thank you.

(Plaintiff's Exhibits TP-1 through TP-14 admitted into evidence.)

Q. Reverend Fenters, you have a copy of those exhibits, is that correct?

A. I do.

Q. Will you look at Exhibit No. 1, please, and tell me what that is.

A. Exhibit 1 are the articles of incorporation that were

issued to Trinity Episcopal Church Pinopolis in February of 1971.

Q. To your knowledge, have they ever been amended?

A. No.

Q. So those are the present bylaws -- I mean present articles of incorporation?

A. They are.

Q. I want you to look at Exhibit No. -- I'm going to skip over for right now to Exhibit No. 14. And tell me, please, is that a map of the Trinity property as it presently exists?

A. Yes.

Q. And getting back to Exhibits TP-2, TP-3 -- and I'm going through just a group of them right now -- TP-4 and TP-5 and TP-6, what do those deeds represent?

A. These represent deeds issued to Trinity which are represented by the plat that we looked at a minute ago.

Q. So those deeds then constitute the property presently owned by Trinity Church?

A. Yes.

Q. Okay. Sir, I'm going to ask you to look at Exhibit TP-7, please, sir. And if you'll tell me what that is?

A. This is a quitclaim deed issued to Trinity Episcopal Church. The date on it is the 9th of October, 2011.

Q. Okay, sir. Some questions have been asked before. Did the church ask for that deed?

A. No.
Q. Was it expecting the deed?
A. We had heard that we might be receiving it, yes.
Q. Has the deed been recorded?
A. Yes, it has.
Q. I want you to look at Exhibit TP-8, please, sir, and tell us what that is.
A. This is a document -- we had property from those various deeds that were issued to Trinity in a variety of names, and they're listed here on this document, Trinity Episcopal Church Pinopolis, Trinity Episcopal Church Pinopolis South Carolina, the vestry and wardens and various names, and this was an effort to consolidate all of the property that we owned under one name, which would be Trinity Episcopal Church.
Q. Pinopolis?
A. Yes, Trinity Episcopal Church Pinopolis, yes.
Q. Okay, sir. Thank you, sir.
Reverend Fenters, in the ten years that you have been at Trinity, to the best of your knowledge, has Trinity Church ever received any support from what I'll call the national church?
A. Not to my knowledge.
Q. Okay, sir.
And from the Diocese of South Carolina?

A. Not to my knowledge.
Q. Okay, sir. Has Trinity Church to your knowledge ever donated to either one of those?
A. We pledge money yearly to the Diocese of South Carolina.
Q. Yes, sir.
A. As to the national church, we make no direct contributions. I know that in the past in my tenure there have been -- on occasions of natural disaster we've been invited, our congregation, to make donations to the -- I think it's called Episcopal relief and development as well as other institutions like the Red Cross. I don't know -- I have no knowledge of how much money was collected, if any, for that organization.
Q. Okay, sir. The makeup of Trinity Church's governing body, what is that? Would you explain that, please?
A. We would refer to it as a vestry board of directors which consists of senior warden, junior warden, treasurer, secretary, a nine-member vestry, and the rector.
Q. Okay, sir. Now, the Exhibit TP-13 -- which are the bylaws of Trinity Church?
A. Yes.
Q. -- (continuing) have those bylaws to your knowledge been amended?
A. Yes, they have.
Q. Tell me what you know about it.

A. I know prior to my coming to Trinity, which would have been before 2005, the amendments were -- the bylaws were amended as to the selection of the senior warden. Previously the senior warden had been elected by the vestry. With that amendment the senior warden was selected by the rector and approved by the vestry.

Another amendment during my time at Trinity was to -- we had two annual meetings. We had an amendment to go from two annual meetings to one, and we also had a 12-member vestry. We made an amendment to go from 12 members to nine.

The most recent amendment, which was in 2013, was to amend our -- any references to the Protestant Episcopal Church in the United States of America from our bylaws. There was one reference to a canon, which had to do, I believe, with the qualifications for vestry and wardens.

Q. Okay, sir.

Reverend Fenters, did the vestry review or act on that proposed bylaw changes? The resolution I'm specifically talking about.

A. I'm not sure I understand the question.

Q. Okay. I'm sorry. Was there a meeting of the vestry held to authorize the church to stay with the Diocese of South Carolina, a vestry meeting?

A. There was a meeting of the vestry to make a resolution to affirm the action in support of the Diocese.

Q. Okay, sir. And the bylaws require a notice to the parish members; is that correct?
A. That's correct.
Q. But it doesn't specify that it has to be in writing?
A. It does not.
Q. And were the meetings, the proper meetings of the congregation, held in order to consider and pass the resolution?
A. Yes. There was a meeting to read and debate the bylaws and then a second meeting, which is required by our bylaws, to vote on the proposed changes.
Q. So if you will look, TP-11 is the minutes of the parish meeting dated January 27, 2013?
A. That's correct.
Q. And that's where the resolution was presented and discussed?
A. Yes.
Q. And then the next week on February 3, 2013, what happened on that one?
A. At that meeting the changes to the bylaws were -- proposed changes to the bylaws were voted on, and this is a reflection, a recording, of that action.
Q. And were the proposed changes to the bylaws approved?
A. They were.
Q. Reverend Fenters, to the best of your knowledge, all

notice, proper notices, were given to notice the congregational meetings?

A. To the best of my knowledge they were, yes.

Q. Okay, sir. About how many -- what is the average attendance at Trinity Church?

A. Every Sunday attendance is around 100 souls.

Q. Okay, sir. And so, Reverend Fenters, Trinity Church then is, if I can phrase this correctly, a member of the Diocese of South Carolina; is that correct?

A. That's correct.

Q. And has no affiliation with the national church?

A. That's correct.

MR. WILLIAMS: Okay, sir. Thank you, sir. If anybody else has any questions, please answer.

THE COURT: Any by the plaintiffs? All right. Mr. Beers, Mr. Tisdale?

MR. BEERS: No, Your Honor.

MR. TISDALE: I have a few, Your Honor.

THE COURT: All right.

CROSS-EXAMINATION BY MR. TISDALE:

Q. Good morning, Father Fenters.

A. Good morning.

Q. You said that the parish received a quitclaim deed, which is one of the exhibits?

A. Yes, sir.

Q. And you said, I believe, that you had heard that you might be receiving one?
A. Yes.
Q. What did you understand was the purpose of the quitclaim deed?
A. The purpose of the quitclaim deed was that the Diocese of South Carolina had no interest in our property.
Q. Did you know of any interest that it did have?
A. No.
Q. And who signed the deed? What organization and by whom?
A. This deed was signed by the Right Reverend Mark J. Lawrence, bishop of the Episcopal Diocese of South Carolina, and was signed also by Paul C. Fuener, authorized committee member of the standing committee of the Diocese of South Carolina, and also signed by Paul C. Fuener again as its president and by several witnesses.
Q. That's fine. Did the parish -- Trinity Pinopolis is a parish, is it not?
A. It is.
Q. And did the parish receive anything it didn't already have when that deed arrived?
A. Not to my knowledge.
Q. Have you, since you've been in the Diocese as a priest, attended annual conventions and special conventions of the Diocese?

A. Yes.
Q. And has Trinity Pinopolis during the time you've been there sent delegates to the diocesan convention?
A. Yes, we have.
Q. As far as you know, has the parish always participated in the diocesan convention?
A. As far as I know we always have.
Q. And at least up until 2012 certainly, the parish has been in union with the convention, has it not?
A. The convention, yes, it has.
Q. It has. When did Trinity cease being an Episcopal church?
A. I would say that would be when the Diocese disassociated from the national church.
Q. Would that have been in the fall of 2012?
A. That's correct.
Q. And is it no longer an Episcopal church?
A. It is. We call ourselves Trinity Episcopal Church, but we are not affiliated with the national church.
Q. You still call yourselves Trinity Episcopal Church?
A. Yes, we do.
Q. Do the signs on the church indicate that?
A. They do.
Q. What signs do you have that say that you are an Episcopal church?

A. We have one on our street and we also have one that's on the -- on the office side of our parish hall.
Q. What do those signs say, Father?
A. The one on the street says "Trinity Episcopal Church," date of our establishment, lists some information about our Sunday morning services. It also has a place below that to insert removable letters. The one on the parish hall says "Trinity Episcopal Church Office."
Q. And you say that you're an Episcopal Church, but you acknowledge, I gather, that you have no association in any way with the Episcopal Church?
A. That's correct.
Q. Is it your understanding that when a parish makes annual contribution to the diocese, whatever diocese it's in in the Episcopal Church, that usually part of the money from the diocese that you give goes to the Episcopal Church, the national church?
A. I know that has been common practice in the past.
Q. And do you know of any reason it doesn't still go on today?
A. I don't know. I don't know.
Q. Don't know today. Did it? Was that the practice before you all departed from the Episcopal Church?
A. As far as I know -- I don't know the answer to that.
Q. Has Trinity Church Pinopolis ever informed the Diocese

of South Carolina not to send any money to the national church?
A. I believe we have. I can't cite dates on that, but I believe we have done that, yes, sir.
Q. Do you know when or what years?
A. I know that was done in some of the early years of my tenure at Trinity. I don't recall us doing that recently.
Q. Have you studied the history of Trinity Church Pinopolis?
A. Have I studied?
Q. Yes.
A. As much history as available, yes, sir.
Q. And based upon that study of the history of the parish, are you able to say whether or not the Episcopal Church or any part of it has made grants, loans, or any other financial contributions to the parish?
A. To the best of my knowledge, no.
Q. Okay. Why did Trinity Pinopolis decide to depart from unity with the Episcopal Church?
A. Our decision was -- we didn't make that decision unilaterally. Our decision was because we were part of the -- we supported the decision made by the Diocese.
Q. Did you have any independent reason yourself for wanting to depart?
A. Independent reason?

Q. From the Diocese. You said you wanted to stay with the local Diocese, right?
A. Yes, sir.
Q. My question is whether or not the parish itself had any reasons that caused it to depart from its connection with the Episcopal Church?
A. I wouldn't be able to speak for the parish as to exact reasons for that.
Q. Were there reasons?
A. I don't know.
Q. Don't know?
A. I don't know.
Q. Does the parish continue to use the Book of Common Prayer --
A. Yes, we do.
Q. -- for whatever it offers?
A. Yes, we do.
Q. And you have them in your pews?
A. We do.
Q. That's the Book of Common Prayer of the national church?
A. It's the Book of Common Prayer 1979, yes.
Q. Of the Episcopal Church? It says on the title page, doesn't it, "Book of Common Prayer of the Episcopal Church"?
A. I don't remember exactly what the title page says, but if that's what it says, that's what it is.

Q. Does Trinity Pinopolis have any loans, debts, mortgages on its property?
A. No.
Q. Does Trinity Church possess any trusts that lend to support that have been contributed by people in the past?
A. We have a small trust of $7500 that was contributed, I believe, back in the 1920s, if I'm getting my dates right.
Q. What?
A. I said if I'm getting my dates right, it was in the 1920s.
Q. What's the name of that trust, if it has one?
A. The Roosevelt Fund I believe is what it's called.
Q. And you say it has a corpus or body or value now of about $7500?
A. Yes, sir.
Q. And who manages that money?
A. The vestry.
Q. And does the vestry also possess a copy of the trust instrument?
A. I don't know if we do or not. I would think we do, but I can't say for 100 percent certainty that we do.
Q. And if we want to see a copy of it, would we get in touch with the vestry about that?
A. Yes, sir.
Q. Or Mr. Williams?

A. Yes.
Q. Do you know, based upon your review of the information you've testified about here today, when and under what circumstances Trinity acquired its present property upon which the church rests?
A. It was received over a number of years through a variety of gifts or through the exchange of money for the property, the exchange of money I think every time, in small amounts, nominal amounts, for most of the deeds. The one that has -- was the -- had the most money involved was I think $55,000 for one piece of property.
Q. For one of the pieces of property?
A. One of the pieces of property that composed the land we rest on, yes, sir.
Q. Well, now, how large is the tract of land that the church is on right now?
A. I don't know the acreage. It's not a big piece of land.
Q. Do you know where it came from?
A. It's listed in the deeds I believe, but it came from Fishburn's family and also from the Morgan family, John Morgan.
Q. Okay. And was there a time that the parish was in another building, another church building?
A. A building had to be torn down and a new building built, not in another location, no.

Q. It was the same location?
A. Yes.
Q. And it was at a smaller white wooden building?
A. Yes, it was.
Q. Do you presently draw any pension from the Episcopal Church?
A. Yes, I do.
Q. And tell us, sir, since when did you become eligible to begin drawing that pension?
A. When we were no longer associated with the Episcopal Church.
Q. And is that pension one that is sponsored by the national church?
A. It is the church pension fund.
Q. Church pension fund?
A. Yes, sir.
Q. And that is a division of the Episcopal Church United States of America, isn't it?
A. I don't know the exact connection between the two, but I know there is one. I don't know exactly what it is.
Q. There is one. You agree that there is one?
A. I don't know if there is or not.
Q. All right. And are you an Episcopal priest now?
A. No.
Q. All right. When did you cease? You were an Episcopal

priest, weren't you?
A. I was, yes.
Q. And when did you become not an Episcopal priest?
A. When we disassociated from the -- when the diocese disassociated from the national church.
Q. Would that be in early 2013?
A. I'm sorry, sir?
Q. Would that be in early 2013, late 2012?
A. Well, that would have been in late 2012.
Q. Father, have you been relieved of any duties or responsibilities that you owe to the Episcopal Church, the national church?
A. Yes, I have.
MR. TISDALE: Thank you.
Thank you, Your Honor.
THE WITNESS: Thank you.
THE COURT: All right. Redirect?
REDIRECT EXAMINATION BY MR. WILLIAMS:
Q. Just one question, Reverend Fenters. Your pension from the national church is something that you earned during your tenure as a priest; is that correct?
A. Yes, that's correct.
Q. Okay, sir. Fine. And at this present time you no longer contribute to that fund?
A. That's correct.

Q. Thank you, sir.
A. Yes.
THE COURT: Mr. Beers, yes.
RECROSS-EXAMINATION BY MR. BEERS:
Q. Father, my name is David Beers.
A. Good morning.
Q. You didn't contribute to the pension fund yourself, did you?
A. No. Contributions were made on my behalf by Trinity, Trinity Episcopal Church, yes.
Q. And other churches before you went to Trinity?
A. Yes. There would have been old St. Andrew's Parish Church in Charleston.
Q. So ever since you were ordained in the Episcopal Church, some Episcopal Church contributed moneys on your behalf for your pension?
A. That's correct.
Q. And do you recall what they contributed was about 18 percent of whatever you were paid?
A. I think that's a fair number.
Q. It's a generous pension fund, isn't it?
A. It is.
Q. And you're now receiving those benefits?
A. Yes.
Q. Thank you.

A. Thank you.

MR. BEERS: Nothing further, Your Honor.

THE COURT: All right. Mr. Tisdale?

MR. TISDALE: Nothing further, Your Honor.

THE COURT: Anything from anyone else? Thank you, sir. You may come down.

Call your next witness, please.

(Plaintiff's Exhibits SD-1 through SD-17 premarked for identification.)

RICHARD LANE BROWN, III,

being first duly sworn, testified as follows:

THE COURT: If you'd state your full name for the record, please, and spell your last name.

THE WITNESS: Richard Lane Brown, III, B-R-O-W-N.

THE COURT: All right. Your witness, sir.

MR. EASTERLING: May it please the Court, thank you, Your Honor. My name is Harry Easterling, Jr. I represent the plaintiff, St. David's Church. We're from Cheraw.

THE COURT: All right.

DIRECT EXAMINATION BY MR. EASTERLING:

Q. Mr. Brown, what town do you live in?

A. Cheraw, South Carolina.

Q. And what church do you attend there?

A. St. David's Church.

Q. How many members do you have, roughly?

The State of South Carolina

EXECUTIVE DEPARTMENT

CERTIFICATE OF INCORPORATION
BY THE SECRETARY OF STATE

WHEREAS, F. Kinloch Bull, Pinopolis, S.C.
George B. Bishop, Moncks Corner, S.C.

two or more of the officers or agents appointed to supervise or manage the affairs of

TRINITY EPISCOPAL CHURCH, PINOPOLIS

which has been duly and regularly organized, did on the 24th day of February, A. D. 1971, file with Secretary of State a written declaration setting forth:

That, at a meeting of the aforesaid organization held pursuant to the by-laws or regulations of the said organization, they were authorized and directed to apply for incorporation.

That, the said organization holds, or desires to hold property in common for Religious, Educational, Social, Fraternal, Charitable or other eleemosynary purpose, or any two or more of said purposes, and is not organized for the purpose of profit or gain to the members, otherwise than is above stated, nor for the insurance of life, health, accident or property; and that three days' notice in the "The Berkeley Democrat", a newspaper published in the County of Berkeley, has been given that the aforesaid Declaration would be filed.

And WHEREAS, *Said Declarants and Petitioners* further declared and affirmed:

FIRST: Their names and residences are as above given.

SECOND: The name of the proposed Corporation is

TRINITY EPISCOPAL CHURCH, PINOPOLIS

THIRD: The place at which it proposes to have its headquarters or be located is

Pinopolis, S.C.

FOURTH: The purpose of the said proposed Corporation is for the purpose of operating a Parish or Mission, organized pursuant and subject to the Canons of the Protestant Episcopal Church in the Diocese of South Carolina as now in force or as hereafter may be amended, and upon being dissolved pursuant to the Canons of the Protestant Episcopal Church in the Diocese of South Carolina, automatically the officers of the Vestry, Wardens, and other officers of this corporation shall become vacant, and the Standing Committee of the Protestant Episcopal Church in the Diocese of South Carolina shall become the managing body of the corporation, with full power and authority, without restriction, to liquidate the property of the corporation, to sell or mortgage its property or any parts thereof to convey any or all of its property to the Trustees of the Protestant Episcopal Church in South Carolina, and upon complete liquidation to surrender the charter of the corporation.

FIFTH: The names and residences of all Managers, Trustees, Directors or other officers are as follows:

Rev. James P. Crowther, Pinopolis, S.C. Priest
John H. Tiencken, Pinopolis, S.C., Senior Warden
W. Wayne Wall, Pinopolis, S.C. Junior Warden
George B. Bishop, Moncks Corner, S.C. Vestryman
F. Kinloch Bull, Pinopolis, S.C. "
Kenneth G. Pennington, Pinopolis, S.C. "
Albert T. Taylor, Moncks Corner, S.C. "
John M. Waddill, Moncks Corner, S.C. "

SIXTH: That they desire to be incorporated: in perpetuity

NOW, THEREFORE, I, O. FRANK THORNTON, Secretary of State, by virtue of the authority in me vested, by Chapter 13, Title 12, Code of 1962, and Acts amendatory thereto, do hereby declare the said organization to be a body politic and corporate, with all the rights, powers, privileges and immunities, and subject to all the limitations and liabilities, conferred by said Chapter 13, Title 12, Code of 1962, and Acts amendatory thereto.

GIVEN under my hand and the seal of the State, at Columbia, this 24th day of February in the year of our Lord one thousand nine hundred and Seventy two and in the one hundred and 95th year of the Independence of the United States of America.

O. FRANK THORNTON,
Secretary of State.

ROA_ 8414
TP-1 Exhibit

REPRODUCED FROM DOCUMENT IN
SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY
COLUMBIA, S. C.

Secretary of State, Corporation
Charter Division, Electrocopy
Charter # 9184, 24 Jul 1970

TITLE TO REAL ESTATE—BOOK A-103

THE STATE OF SOUTH CAROLINA

KNOW ALL MEN BY THESE PRESENTS, That I, W. K. Fishburne, M. D.,

in the State aforesaid, in consideration of the sum of Five ($5.00)- - - - - - - - - Dollars, to me in hand paid at and before the sealing of these presents by The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina,

in the State aforesaid (the receipt whereof is hereby acknowledged) have Granted, Bargained, Sold and Released, and by these presents do Grant, Bargain, Sell and Release, unto the said The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina, their successors and assigns forever:

All that certain piece, parcel or lot of land situate, lying and being in the Village of Pinopolis, County of Berkeley, and State of South Carolina, MEASURING AND CONTAINING and BUTTING AND BOUNDED, as follows, to-wit: North Forty (40') feet on other lands of the Grantor; East Seventy-six (76') Feet on lands of the Grantee; South Forty-one (41') Feet on lands now or formerly of Connie H. Murray; and West Eighty-five (85') Feet on other lands of the Grantor; as shown on Plat by J. Philip Morgan, Registered Land Surveyor, October 31, 1956, to be recorded in Berkeley County.

Plat Recorded in Plat Book "L", Page "91"

TOGETHER with, all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said premises before mentioned unto the said The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina, their successors and assigns forever.

And I do hereby bind myself and my Heirs, executors and administrators to warrant and forever defend all and singular the said premises unto the said The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina, their Successors and assigns, against me and my heirs and all other persons whomsoever lawfully claiming or to claim the same, or any part thereof.

WITNESS my hand and seal, this 8th day of December, in the year of our Lord one thousand nine hundred and fifty-six and in the one hundred and eighty-first year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in the Presence of

Genebel McIntosh — W. K. Fishburne M. D. (L. S.)

Lavinia Baskin — (L. S.)

THE STATE OF SOUTH CAROLINA,
Berkeley County.

PERSONALLY appeared before me Lavinia Baskin and made oath that she saw the within-named W. K. Fishburne, M. D. sign, seal, and as his act and deed, deliver the within-written deed; and that she with Genebel McIntosh witnessed the execution thereof.

SWORN to before me, this 8th day of December, A. D. 19 56
Genebel McIntosh (SEAL)
Notary Public for S. C.
(IMPRESSION NOTARIAL SEAL)

Lavinia Baskin

THE STATE OF SOUTH CAROLINA,
Berkeley County.

RENUNCIATION OF DOWER

I, Elizabeth P. Marion, a Notary Public for South Carolina, do hereby certify unto all whom it may concern, that Mrs. Anne S. Fishburne, wife of the within-named W. K. Fishburne, M. D. did this day appear before me, and upon being privately and separately examined by me, did declare that she does freely, voluntarily, and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within-named The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina, their Successors and assigns, all her interest and estate, and also all her right and claim of Dower, of, in or to all and singular the premises within mentioned and released.

GIVEN under my hand and seal, this 8th day of December, Anno Domini 19 56

Elizabeth P. Marion (Seal)
Notary Public of South Carolina
(IMPRESSION NOTARIAL SEAL)

Anne S. Fishburne

Recorded this 31st day of December, 19 56, at 11:00 o'clock A. M.
in Book A-103, Page 285.

ROA_ 9417

E W S. Patterson

4.00
50

VOL A 432 PAGE 259

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

TITLE TO REAL ESTATE

WHEREAS, Anne W. Fishburne departed this life testate on the third day of January 1981, leaving in full force and effect her Last Will and Testament dated August 5, 1971, which was duly admitted to probate in the Probate Court for Berkeley County on January 6, 1981 (See Box 149-84). and

WHEREAS, in said Will she left the rest, residue and remainder of her estate unto her her two children, Emily F. Whaley and Anne S. Ball in equal shares and

WHEREAS, all debts of the estate are being paid or provided for

NOW, THEREFORE, NOW ALL MEN BY THESE PRESENTS THAT WE, EMILY F. WHALEY, and ANNE S. BALL, in the State aforesaid for and in consideration of the sum of Five and 00/100 ($5.00) Dollars, to us in hand paid at and before the sealing of these presents by Trinity Episcopal Church, Pinopolis South Carolina, in the State aforesaid the receipt whereof is hereby acknowledged, have granted, bargin, sell and release unto the said Trinity Episcopal Church, Pinopolis, South Carolina its successors and assigns

ALL those two lots or parcels of land situate lying and being in Second St. Johns Parish, Pinopolis, Berkeley County, State aforesaid and more fully delineated and shown on a plat by J. Hugh Campbell Jr surveyed March, 1981, which plat is incorporated herein by reference and is about to be recorded with this deed. The first parcel denoted Tract A on said plat, measuring and containing 0.36 acres, and is bounded to the North on other lands of Fishburne, to the East on public road to the South on lands of Trinity Episcopal Church, and to the West on other lands of Fishburne. The second parcel denoted Tract B on said plat as measuring and containing 0.03 acres and being a rectangular tract measuring on the North on Tract C shown on said plat 12.2 feet, to the East on lands of Trinity Episcopal Church 94 feet, to the South on lands of Jessie J. Murray 14 feet and to the West on other lands of Fishburne 97.9 feet.

The above parcels of land being a portion of three lots conveyed to Dr. W. K. Fishburne as follows: L. H. Harvey by deed dated June 3, 1911 and recorded August 9, 1911 in Book A-35, page 156; M. L. Macbeth by deed dated August 9, 1911 and recorded August 9, 1911 in Book A-34, page 159; Harriett Lowndes Cain by deed dated November 4, 1916 and recorded January 4, 1917 in Book A-44, page 136.

TOGETHER with all and singular, the Right Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD all and singular, the said Premises before mentioned unto the said Trinity Episcopal Church Pinopolis, South Carolina its successors and assigns forever.

AND We do hereby bind ourselves and our heirs executors and

RECORDED THIS 5th DAY OF June 1981 IN BOOK 3 PAGE 01 Sec. Plat Recorded On Sheet 14, 1981 in Book Cab. D, page 221, R.M.C. Office Berkeley County

ROA 8418
TP-3 Exhibit

administrators, to warrant and froever defend, all and singular, the said Premises unto the said Trinity Episcopal Church, its successors and assigns, against us and our heirs, and all persons whomsoever lawfully claiming or to claim the same or any part thereof.

WITNESS our hands and seals, this 27th day of March in the year of our Lord one thousand nine hundred and eighty one and in the two hundred and fifth year of the Sovereignty and Indepdence of the United States of America.

SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF

Elizabeth D. Creech
Ben Scott Whaley

Emily F. Whaley
Emily F. Whaley

Anne S. Ball
Anne S. Ball

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

PERSONALLY appeared before me Ben Scott Whaley and made oath that he saw the within named Emily F. Whaley and Anne S. Ball sign, seal and as their act and deed, deliver the within written Deed and that he with Elizabeth D. Creech witnessed the execution thereof.

Ben Scott Whaley

SWORN to before me this
27th day of March, 1981.

Elizabeth D. Creech
Notary Public for South Carolina
My commission expires: 5-12-88

NO DOWER - GRANTORS WOMEN

Check 6/5/81
SC Tax Comm

-2-

STATE OF SOUTH CAROLINA
SOUTH CAROLINA TAX COMMISSION
DOCUMENTARY STAMP TAX $0.50
JUL 1961

047530

Form 14—Title to Real Estate
Revised 1973

State of South Carolina,

COUNTY OF BERKELEY

BOOK A581 PAGE 346

RE-RECORDED 11/29/84

KNOW ALL MEN BY THESE PRESENTS, THAT

I, JOHN P. MORGAN, JR.

in the State aforesaid for and in consideration of the sum of

Fifty-five Thousand and 00/100 ($55,000.00) * * * * * * * * * * * * * * * * * * DOLLARS,

to me in hand paid at and before the sealing of these presents by

TRINITY EPISCOPAL CHURCH

in the State aforesaid and county aforesaid the receipt whereof is hereby

acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said TRINITY EPISCOPAL CHURCH, its Successors and Assigns, the following described property, to-wit:

ALL that certain piece, parcel or tract of land situate lying and being in the Pinopolis Community, Berkeley County, South Carolina measuring and containing two & 64/100 (2.64) acres, Butting and Bounded as follows: Beginning at the Northeast Corner adjacent to the right-of-way of State Road S-8-5 and running said point a distance of three hundred forty-nine and 1/10 (349.1) feet along the righ-of-way of State Road S-8-5 to a point; thence N 87° - 36'W a distance of one hundred three and 9/10 (103.9) feet to a point; thence N 77° - 25' W a distance of sixty-five & 8/10 (65.8) feet to a point; thence N 83° - 56' W a distance of one hundred forty-nine & 39/100 (149.39) feet to a point; thence N 03° - 53' W a distance of two hundred ninety-two & 06/100 (292.06) feet to a point; thence N 86° - 07' E a distance of four hundred fourteen & 03/100 (414.03) feet to the point of origin.

This tract is more particularly shown and designated on a plat entitled "Plat of 2.64 Acres owned by John P. Morgan, Jr. being conveyed to Trinity Episcopal Church" dated November 12, 1984, and recorded in the RMC Office of Berkeley County in Plat Cabinet E at Page 385.

GRANTEE'S ADDRESS:

P.O. Box 4673
Pinopolis, South Carolina 29469

This being a portion of the property conveyed to the Grantor herein by deed recorded in the RMC Office of Berkeley County in Deed Book 446 at Page 315.

This property is not a part of Fishburne Subdivision, A/K/A Windsong Subdivision and is expressly excluded from said subdivision and any and all covenants, easements and restrictions which may affect or encumber said subdivision.

ROA_ 8420
TP-4 Exhibit

AND I do hereby bind myself and my Heirs, Book 1531 Page 48
Executors and Administrators, to warrant and forever defend, all and singular, the said Premises unto the said
Trinity Episcopal Church, Its Successors

~~Heirs~~ and Assigns, against me and my Heirs, and all persons whomsoever that may be lawfully claiming, or to claim the same or any part thereof.

WITNESS my Hand and Seal, this 21st day of November in the year of our Lord one thousand nine hundred and eighty-four and in the two hundred and ninth year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

John B. Williams
Beth K. Moore

John P. Morgan, Jr. (L. S.)
(L. S.)

The State of South Carolina,
BERKELEY County.

PERSONALLY appeared before me Beth K. Moore and made oath that she saw the within named John P. Morgan, Jr. sign, seal, and as his act and deed, deliver the within written Deed, and that she with John B. Williams witnessed the execution thereof.

SWORN to before me, this 21st day of November A.D. 19 84

John B. Williams (SEAL)
Notary Public of South Carolina
My Commission Expires: 1/5/93

Beth K. Moore

RENUNCIATION OF DOWER

The State of South Carolina,
County.

I, , a Notary Public for South Carolina do hereby certify unto all whom it may concern, that Mrs. the wife of the within named did this day appear before me, and upon being privately and separately examined by me, did declare that she does freely, voluntarily, and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within named

Heirs and assigns, all her interest and estate, and also all her right and claim of dower, of, in or to all and singular the premises within mentioned and released.

Given under my Hand and Seal, this day of Anno Domini 19

(SEAL)
Notary Public of South Carolina
My Commission Expires:

(a)

0060862 Bk: 1629 Pg: 0305

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

TITLE TO REAL ESTATE

WHEREAS, the Estate of Emily F. Whaley and Anne M. Helms are owners of a parcel of land adjacent to Trinity Episcopal Church in Pinopolis, Berkeley County, South Carolina, known as the Fishburne Family Cemetery, said property being shown as Tracts 1 and 2 on a plat entitled "Plat of Tracts 1, 2 & 3" prepared by Thomas L. Evans, RLS and dated June 18, 1998 and recorded in the RMC Office for Berkeley County in Plat Cabinet N, Page 339D, said parcel containing approximately 0.15 acres, more or less; and

WHEREAS, the Estate of Emily F. Whaley and Anne M. Helms have reached an agreement with Trinity Episcopal Church whereby they will convey to the Church Tract 2 as depicted on the aforesaid plat, reserving, however, an easement for ingress and egress over and across that portion of Tract 2 designated "Reserved for Easement" to provide access to Tract 1; now

Doc # 0060862 EXEMPT
FILED, RECORDED, INDEXED
05/07/1999 01:25:53PM
Rec Fee: 10.00 Pages: 3
Register of Deeds Berkeley Co. SC
Cynthia B. Forte
Issued to: BARNWELL WHALEY FIRM

KNOW ALL MEN BY THESE PRESENTS, **Estate of Emily F. Whaley and Anne M. Helms**, hereinafter referred to as Grantors, in consideration of Five and No/100 ($5.00) Dollars, the receipt of which is hereby acknowledged, have granted, bargained, sold, and released, and by these presents do grant, bargain, sell and release unto **Trinity Episcopal Church**, hereinafter referred to as Grantee, its heirs and assigns forever, the following described property, to wit:

All that piece or parcel of land designated as Tract 2 on a plat entitled "Plat

RECEIVED
BERK[illegible] COUNTY
ASSE[illegible]S OFFICE
MAY 12 1999
Date _____

(3)

Tracts 1, 2 & 3" prepared by Thomas L. Evans, RLS, and dated June 18, 1998 and recorded in the RMC Office for Berkeley County in Plat Cabinet N, Page 339D, said property having such metes, bounds, and dimensions as by reference to said plat will more fully appear.

Being the same property devised to Emily F. Whaley and Anne S. Ball under the Will of Anne W. Fishburne, which was admitted to Probate on January 9, 1981 in the Probate Court for Berkeley County, South Carolina; the interest of Anne S. Ball was thereafter devised to Anne M. Helms in the Will of Anne S. Ball which was admitted to probate on January 6, 1984 in the Probate Court for Berkeley County in File No. 85ES08-11.

The grantors reserve, however, unto themselves and their heirs, personal representatives, successors and assigns, an easement for ingress and egress for pedestrians and equipment necessary for digging graves and the placement and maintenance of monuments, across that portion of Tract 2 designated on said plat as "Reserved for Easement". This easement shall be non-exclusive, appurtenant to the grantors' property (Tract 1), and shall run with the land.

TMS # None Assigned

GRANTEE'S ADDRESS: P.O. Box 4678
Pinopolis, SC 29469

TOGETHER with all and singular the Rights, Members, Hereditaments and Appurtenances to said Premises belonging or in any wise incident or appertaining.

TO HAVE AND TO HOLD, all and singular the premises before mentioned unto the Grantee, and the Grantee's Heirs or Successors and Assigns, forever.

AND, the Grantors do hereby bind the Grantors and the Grantors' Heirs or Successors, Executors and Administrators to warrant and forever defend all and singular said premises unto the Grantee and the Grantee's Heirs or Successors and Assigns, against Grantors and every person whomsoever lawfully claiming or to claim the same or any part thereof.

WITNESS the Grantors' hand and seal this 4 day of December, 1998.

SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF:

Estate of Emily F. Whaley

William C. Helms III

Connie A. Collins

By: Emily W. Whipple
Its: Personal Representative

William C. Helms III

Connie A. Collins

Anne M. Helms

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

PROBATE

PERSONALLY appeared the undersigned witness and made oath that he/she saw the within named Estate of Emily F. Whaley and Anne M. Helms, sign, seal and as their act and deed deliver the within written deed and that Deponent, with the other witness subscribed above witnessed the execution thereof.

SWORN to before me the 4 day of December, 1998.

William C. Helms III

SWORN to before me this
4th day of December, 1998.

Connie A. Collins
Notary Public for South Carolina
My Commission Expires: 6-10-2005



Berkeley County
Cynthia B. Forte
Register of Deeds
Moncks Corner 294616120

00026259 Vol: 8219 Pg: 15

Instrument Number: 2009- 00026259
As
Recorded On: November 20, 2009 Deed

Parties: WHALEY EMILY F
To
TRINITY EPISCOPAL CHURCH

Billiable Pages: 5

Recorded By: SAM PARKER

Num Of Pages: 10

Comment:

**** Examined and Charged as Follows: ****

Deed	15.00				
Recording Charge:	**15.00**				
	Tax Amount	Consideration Amount	RS#/CS#		
Deed Tax	0.00		D 5581	Deed County Tax	0.00
				Deed State Tax	0.00
EXEMPT					
Tax Charge:	**0.00**				

RECEIVED

Nov 20,2009

ASSESSOR
BERKELEY COUNTY SC
JANET B. JURDSKO
AUDITOR BERKELEY COUNTY SC

**** THIS PAGE IS PART OF THE INSTRUMENT ****

I hereby certify that the within and foregoing was recorded in the Clerk's Office For: Berkeley County, SC

File Information:

Document Number: 2009- 00026259
Receipt Number: 255233
Recorded Date/Time: November 20, 2009 02:34:06P
Book-Vol/Pg: Bk-R Vl-8219 Pg-15
Cashier / Station: B Edgerton / Cash Station 8

Record and Return To:

SAM PARKER
PUT IN SAMS BOX
MONCKS CORNER SC 29461-6120

REGISTER OF DEEDS SEAL BERKELEY COUNTY

Cynthia B. Forte

Cynthia B Forte - Register

ROA_ 8425
TP-6 Exhibit

Recorded On-2009-Nov-20 As-26259

Doc # 00026259

00026259 Vol: 8219 Ps: 16

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

TITLE TO REAL ESTATE

Whereas, on July 15, 1998, Emily F. Whaley and Anne M. Helms were the owners of a parcel of land adjacent to Trinity Episcopal Church in Pinopolis, Berkeley County, South Carolina, known as the Fishburne Family Cemetery, said property being shown as **Tract 1** on a plat entitled "Plat of Tracts 1, 2 & 3" prepared by Thomas L. Evans, RLS dated June 18, 1998, and recorded in the Office of the Register of Deeds for Berkeley County, S.C., in **Plat Cabinet N, Page 339D,** said parcel containing approximately .06 acre, more or less, and

Whereas, Emily F. Whaley died on July 15, 1998, domiciled in Charleston County, South Carolina; and

Whereas, Emily F. Whaley's Estate was probated in the Charleston County Probate Court under file number 1998ES10-000856 by Emily W. Whipple as the Personal Representative; and

Whereas, the Estate of Emily F. Whaley and Anne M. Helms have heretofore conveyed **Tract 2** on aforesaid plat to Trinity Episcopal Church, reserving an easement for ingress and egress over and across that portion of Tract 2 designated "Reserved for Easement" to provide access to Tract 1, and

Whereas, a one-half interest in the below described parcel of land was part of the residuary estate of Emily F. Whaley and, according to the terms of her Will, passed to the Emily F. Whaley Revocable Trust dated September 11, 1987; and

Whereas, Emily Whaley Whipple (as Trustee of the Emily Whaley Whipple Trust), Anne Whaley Le Clercq (as Trustee of the Anne Whaley Le Clercq Trust) and Martha Whaley

Cornwell (as Trustee of the Martha Whaley Adams [now Cornwell] Trust) were the beneficiaries of the Emily F. Whaley revocable Trust dated September 11, 1987 and were the recipients and distributees of all assets of the Emily F. Whaley Revocable Trust and are presently the owners of a one-half (1/2) interest in the below described parcel of land; and

Whereas, Emily W. Whipple, Anne Whaley Le Clercq and Martha Whaley Cornwell and Anne M. Helms have reached an agreement with Trinity Episcopal Church whereby they will convey to the Church the remaining .06 acre, more or less, designated as **Tract 1** on the aforesaid plat, **Now therefore**

KNOW ALL MEN BY THESE PRESENTS that **Estate of Emily F. Whaley and Anne M. Helms,** hereinafter referred to as Grantors, in the State aforesaid, for and in consideration of the sum of **Five ($5.00) Dollars**, the receipt of which is hereby acknowledged, have granted, bargained, sold and released, and by these presents do grant, bargain, sell and release unto **Trinity Episcopal Church**, hereafter referred to as Grantees, its successors and assigns forever, the following described real property, subject to the reservations hereinafter set forth, to wit:

> ALL of that certain piece, parcel or tract of land situate, lying and being in Pinopolis Village, Second St. Johns Parish, Berkeley County, South Carolina, measuring and containing, **.06 acre**, more or less; all as will be more fully shown as **Tract 1** on a plat prepared by Thomas L. Evans, RLS#7617, dated June 18, 1998, and recorded in the Office of the Register of Deeds for Berkeley County, S.C., in **Plat Cabinet N at Page 339D**, and having such size, shape, form, metes, bounds, and delineations as will be more clearly shown by reference to said plat.
>
> **Reserving, however**, a twenty (20') foot easement as a means of ingress and egress to the within property for pedestrians and equipment necessary for digging graves and the placement and maintenance of monuments, over lands of Trinity Episcopal Church as shown on said plat and set forth in that Deed to Tract 2 from the Estate of Emily F. Whaley and Anne M. Helms to Trinity Episcopal Church dated December 4, 1998, and

recorded in the Office of the Register of Deeds for Berkeley County, S.C., in **Book 1639, Page 305.**

The Grantors further reserve, however, unto themselves and their heirs, personal representatives, successors and assigns, the perpetual right for the Fishburne Heirs (and their family members) to be interred in the property conveyed herein known as Fishburne Family Cemetery, if they so choose. This right shall be exclusive, and shall run with the land.

Being a portion of property devised to Emily Wharton Fishburne Whaley and Anne Sinkler Ball under the Last Will and Testament of Anne Whickham Fishburne dated August 5, 1971, duly admitted for administration in the Office of the Judge of Probate for Berkeley County, S.C., in **Box 149, Page 84.** The interest of Emily Wharton Fishburne Whaley was thereafter devised to Emily Whaley Whipple as Personal Representative of that certain Revocable Trust Agreement dated September 11, 1987, under the Last Will and Testament of Emily F. Whaley dated June 24, 1992, and filed in the Berkeley County Probate Court under Case No. 2005ES08-446, and thereafter distributed to Emily Whaley Whipple Trust, the Anne Whaley Le Clercq Trust, and the Martha Whaley Adams [now Cornwell] Trust. The interest of Anne Sinkler Ball was thereafter devised to Anne Moultrie Helms under the Last Will and Testament of Anne Sinkler Ball dated May 24, 1981, and filed in the Berkeley County Probate Court under Case No. 1984ES08-11.

TMS: 121-04-00-027 (To be combined with TMS 121-04-00-003)

Grantee's Address: P. O. Box 4678
Pinopolis, S.C. 29469

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned, unto the said **Trinity Episcopal Church, subject to the reservations set forth hereinabove,** its successors and assigns forever;

AND the Grantors do hereby bind the Grantors and the Grantors' Heirs or Successors or Personal Representatives to warrant and forever defend all and singular said premises unto the

Grantee and the Grantee's Successors and/or Assigns, against Grantors and every person whomsoever lawfully claiming or to claim the same or any part thereof.

IN WITNESS WHEREOF, we have set our hands and seals on the dates indicated.

THE REST OF THIS PAGE IS INTENTIONALLY LEFT BLANK

Witness my hand and seal this 18 date of NOVEMBER, 2009.

WITNESSES:

William C. Hehre III

D E Butler

EMILY WHALEY WHIPPLE TRUST

By: Emily Whaley Whipple, HEE
Emily Whaley Whipple, Trustee

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

PERSONALLY appeared before me the undersigned witness, under oath that (s)he saw the within named **Emily Whaley Whipple**, as Trustee of the Emily Whaley Whipple Trust sign, seal and as their act and deed deliver the within written Deed, and that the Deponent, with the other subscribing witness, witnessed the execution thereof.

William C. Hehre III

SWORN to and subscribed before me
this 18th day of November, 2009.

D E Butler (SEAL)
NOTARY PUBLIC FOR SOUTH CAROLINA
My commission Expires: 3-16-17

Witness my hand and seal this 18TH date of NOVEMBER, 2009.

WITNESSES:

William C Helms III

Dan B Butler

ANNE WHALEY LE CLERCQ TRUST

By: Anne Whaley Le Clercq, Trustee

Anne Whaley Le Clercq, Trustee

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

PERSONALLY appeared before me the undersigned witness, under oath that (s)he saw the within named **Anne Whaley Le Clercq**, as Trustee of the Anne Whaley Le Clercq Trust sign, seal and as their act and deed deliver the within written Deed, and that the Deponent, with the other subscribing witness, witnessed the execution thereof.

William C. Helms III

SWORN to and subscribed before me
this 18th day of November, 2009.

Dan B Butler (SEAL)
NOTARY PUBLIC FOR SOUTH CAROLINA
My commission Expires: 3-16-17

Witness my hand and seal this 18 date of November 2009.

WITNESSES:

William C Hehr III

Dan B Ruth

MARTHA WHALEY ADAMS [NOW CORNWELL] TRUST

By: Martha Whaley Cornwell
Martha Whaley Cornwell, Trustee

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

PERSONALLY appeared before me the undersigned witness, under oath that (s)he saw the within named **Martha Whaley Cornwell**, as Trustee of the Martha Whaley Adams [now Cornwell] Trust sign, seal and as their act and deed deliver the within written Deed, and that the Deponent, with the other subscribing witness, witnessed the execution thereof.

William C Hehr III

SWORN to and subscribed before me
this 18th day of November, 2009.

Dan B Ruth (SEAL)
NOTARY PUBLIC FOR SOUTH CAROLINA
My commission Expires: 3-16-17

Witness my hand and seal this 18 date of NOVEMBER, 2009.

WITNESSES:

William C. Helms III

Dan B Butler

By: Anne M. Helms
Anne M. Helms

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

PERSONALLY appeared before me the undersigned witness, under oath that (s)he saw the within named **Anne M. Helms**, sign, seal and as their act and deed deliver the within written Deed, and that the Deponent, with the other subscribing witness, witnessed the execution thereof.

William C. Helms III

SWORN to and subscribed before me
this 18th day of November, 2009.

Dan B Butler (SEAL)
NOTARY PUBLIC FOR SOUTH CAROLINA
My commission Expires: 3-16-17

00026259 Vol: 8219 Pg: 24

State of South Carolina)
)
County of Berkeley)

AFFIDAVIT FOR EXEMPT TRANSFERS

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

The property being transferred is located in Berkeley County, a portion of TMS: 121-04-00-027, being transferred from Estate of Emily F. Whaley and Anne M. Helms to Trinity Episcopal Church on NOVEMBER 18, 2009.

The deed is exempt from the deed recording fee because:

No consideration paid. Cemetery lands being conveyed to church.

As required by **Code Section 12-14-70**, I state that I am a responsible person who was connected with the transaction as: Grantor

I understand that a person required to furnish this affidavit who wilfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than $1000 or imprisoned not more than one year, or both.

Anne M. Helms

Anne M. Helms, a Grantor

Sworn to before me this 18TH
day of NOVEMBER, 2009

William C. Helms III

Notary Public for South Carolina
My commission expires: 5-24-2011

Berkeley County
Cynthia B. Forte
Register of Deeds 00000705 Vol: 9270 Pg: 197
Moncks Corner 294616120

Instrument Number: 2012- 00000705
As
Recorded On: January 12, 2012 Deed

Parties: LAWRENCE MARK J
To
TRINITY EPISCOPAL CHURCH

Recorded By: WILLIAMS, JOHN B. Num Of Pages: 5

Comment:

** Examined and Charged as Follows: **

Deed	10.00
Recording Charge:	10.00

	Tax Amount	Consideration Amount	RS#/CS#		
Deed Tax	0.00		D 6044	Deed County Tax	0.00
				Deed State Tax	0.00
EXEMPT					
Tax Charge:	0.00				

RECEIVED

Jan 12, 2012

ASSESSOR
BERKELEY COUNTY SC
JANET B. JUROSKO
AUDITOR BERKELEY COUNTY SC

** THIS PAGE IS PART OF THE INSTRUMENT **

I hereby certify that the within and foregoing was recorded in the Register of Deeds Office For: Berkeley County, SC

File Information:
Document Number: 2012- 00000705
Receipt Number: 356036
Recorded Date/Time: January 12, 2012 09:43:50A
Book-Vol/Pg: Bk-R Vl-9270 Pg-197
Cashier / Station: R McMakin / Cash Super Station 5

Record and Return To:
WILLIAMS, JOHN B.
209 EAST MAIN STREET
MONCKS CORNER SC 29461

REGISTER OF DEEDS SEAL BERKELEY COUNTY

Cynthia B. Forte

Cynthia B Forte - Register c

Doc # 00000705

00000705 Vol: 9270 Pg: 198

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

QUITCLAIM DEED
(Title not Examined)

WHEREAS, the Grantors herein, namely, The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina; The Standing Committee of the Episcopal Diocese of South Carolina; and The Protestant Episcopal Church in the Diocese of South Carolina, a South Carolina nonprofit religious corporation, by and through its President, Paul C. Fuener, are desirous of executing the within Quitclaim Deed to provide record notice that they claim no ownership interest in the real property hereinafter described and to further provide record notice that the Grantee herein, Trinity Episcopal Church, is the fee simple owner of said real property;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS THAT

The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina; The Standing Committee of the Episcopal Diocese of South Carolina; and The Protestant Episcopal Church in the Diocese of South Carolina,

hereinafter referred to collectively as the "Grantors," for good and valuable consideration, paid to them on this date by

Trinity Episcopal Church

hereinafter referred to as the "Grantee," have granted, quitclaimed, bargained and conveyed, and do hereby grant, quitclaim, bargain and convey, unto the Grantee, their heirs, successors and assigns, all of the Grantors' interests, if any, in and to the following real property:

> All those certain pieces of real property, together with improvements thereon and appurtenances thereto, situate in Berkeley County, South Carolina, utilized by Trinity Episcopal Church and its parishioners, and for the 2011 tax year listed in the Berkeley County Assessor's records as being owned either of the church or in the name of one of more of the Grantors herein. It is the Grantors' intent to hereby divest itself of any interest in and to any and all real property that fits the above description, such intended by the Grantors to be a "catch all" description as such term is discussed by the South Carolina Supreme Court in *Dargan v. Tankersley*, 380 S.C. 480, 671 S.E.2d 73 (S.C. 2008).

TOGETHER with the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the Grantee, their heirs, successors and assigns, forever, so that neither the Grantors nor any other person or persons, claiming under the Grantors, shall at any time hereafter, by any way or means, have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part or parcel thereof, forever.

WITNESS the Grantors' Hands and Seals on the dates stated below.

IN THE PRESENCE OF:

The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina

The Standing Committee of the Episcopal Diocese of South Carolina

By: Paul C. Fuener
Its Authorized Committee Member

THE PROTESTANT EPISCOPAL CHURCH IN THE DIOCESE OF SOUTH CAROLINA

By: Paul C. Fuener
Paul C. Fuener
Its President

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

PROBATE

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw ***The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina***, sign, seal, and as his act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

SWORN to before me as of the
4 day of Oct, 2011

Notary Public of South Carolina

00000705 Vol: 9270 Pg: 200

My Commission Expires: 9/7/2021

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

PROBATE

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw PAUL C. FUENER, the authorized committee member of *The Standing Committee of the Episcopal Diocese of South Carolina*, sign, seal, and as his act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

SWORN to before me as of the 4 day of OCT, 2019.

Notary Public of South Carolina
My Commission Expires: 9/7/2021

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

PROBATE

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw the Grantor herein, *THE PROTESTANT EPISCOPAL CHURCH IN THE DIOCESE OF SOUTH CAROLINA*, by its President, Paul C. Fuener, sign, seal, and as its act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

SWORN to before me as of the 4 day of OCT, 2019.

Notary Public of South Carolina
My Commission Expires: 9/7/2021

00000705 Vol: 9270 Pg: 201

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

AFFIDAVIT OF TRUE CONSIDERATION and CLAIM FOR EXEMPTION from RECORDING FEES

PERSONALLY appeared before me the undersigned, who is duly sworn, deposed, and says that the following is a true and correct statement concerning the CONSIDERATION for the conveyance set forth below, and concerning any EXEMPTION claimed by the Filer under the laws of the State of South Carolina, Inc, local governmental entities, or as otherwise provided by law.

GRANTOR NAME:	The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina; and The Standing Committee of the Episcopal Diocese of South Carolina; and The Protestant Episcopal Church in the Diocese of South Carolina
GRANTEE NAME:	Trinity Episcopal Church
GRANTEE MAILING ADDRESS:	P. O. Box 4678 Pinopolis, SC 29469
DATE OF CONVEYANCE:	October 4, 2011
TRUE CONSIDERATION:	$ 10.00
TAX DISTRICT/MAP/PARCEL NO.: (NOTE: This information must appear on any Deed, and any Plat, whether attached or filed separately.)	Any and all property shown in the Berkeley County Assessor's records owned by Grantee, and/or its affiliates

STATE RECORDING FEE EXEMPTION – N/A
(Per S.C. Code Sect. 12-24-40. Note Subparagraph No.)

OTHER EXEMPTION – Please Cite Federal, State or other Code as applicable, and describe Exemption below: N/A

Signed: _____
Printed Name: Thomas C. Davis
As (Capacity): Attorney for Grantor

SWORN TO BEFORE ME,
this 16th day of November, 2011

SIGNED: Cindy E. Graves
Notary Public for South Carolina
My Commission Expires: August 21, 2016

Recorded On-2012-Mar-14 As-5628

Berkeley County
Cynthia B. Forte
Register of Deeds 00005628 Vol: 9363 Pg: 234
Moncks Corner 294616120

Instrument Number: 2012- 00005628
As
Recorded On: March 14, 2012 **Deed**

Parties: TRINITY EPISCOPAL CHURCH PINOPOLIS
To
TRINITY EPISCOPAL CHURCH PINOPOLIS

Billable Pages: 2

Recorded By: WILLIAMS & HULST

Num Of Pages: 7

Comment:

**** Examined and Charged as Follows: ****

Deed	12.00				
Recording Charge:	12.00				
	Tax Amount	Consideration Amount	RS#/CS#		
Deed Tax	0.00		D 7383	Deed County Tax	0.00
				Deed State Tax	0.00
EXEMPT					
Tax Charge:	0.00				

RECEIVED

Mar 14,2012

ASSESSOR
BERKELEY COUNTY SC
JANET B. JUROSKO
AUDITOR BERKELEY COUNTY SC

**** THIS PAGE IS PART OF THE INSTRUMENT ****

I hereby certify that the within and foregoing was recorded in the Register of Deeds Office For: Berkeley County, SC

File Information:
Document Number: 2012- 00005628
Receipt Number: 365296
Recorded Date/Time: March 14, 2012 12:15:41P
Book-Vol/Pg: Bk-R Vl-9363 Pg-234
Cashier / Station: J Pearson / Cash Station 8

Record and Return To:
WILLIAMS & HULST
PO BOX 1288
MONCKS CORNER SC 29461

REGISTER OF DEEDS SEAL BERKELEY COUNTY

Cynthia B. Forte

Cynthia B Forte - Register of

Recorded On-2012-Mar-14 As-5628

00005628 Vol: 9363 Pg: 235

W & H

STATE OF SOUTH CAROLINA)
) TITLE TO REAL ESTATE
COUNTY OF BERKELEY)

WHEREAS, TRINITY EPISCOPAL CHURCH, Pinopolis (Trinity) is incorporated in the State of South Carolina; and

WHEREAS, Trinity has acquired real property over the years with the conveyances being varied as follows: Trinity Episcopal Church, Pinopolis, South Carolina; Trinity Episcopal Church, Pinopolis; The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina; and Trinity Episcopal Church, and)

WHEREAS, Trinity wishes to consolidate all of its property under the name under which it is incorporated:

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, THAT **Trinity Episcopal Church, Pinopolis, South Carolina; Trinity Episcopal Church, Pinopolis; The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina; and Trinity Episcopal Church** in the State aforesaid, for and in consideration of the sum of FIVE AND NO/100 ($5.00) DOLLARS, being the true consideration, to me in hand paid at and before the sealing of these presents by **Trinity Episcopal Church, Pinopolis**, in the State aforesaid and County aforesaid, (the receipt whereof is hereby acknowledged), have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release all my right, title and interest unto the said **Trinity Episcopal Church, Pinopolis**, its Successors and Assigns, the following described real property, to-wit:

SEE EXHIBIT A ATTACHED HERETO FOR LEGAL DESCRIPTION

TMS# 121-04-00-003

Grantee's Address: P.O. Box 4678
Pinopolis, SC 29469

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in any wise incident or appertaining.

TO HAVE AND TO HOLD, all and singular the Premises before mentioned unto the said **Trinity Episcopal Church, Pinopolis**, its Successors and Assigns forever.

AND I do hereby bind myself and my Heirs, Executors and Administrators, to warrant and forever defend, all and singular, the said Premises unto the said **Trinity Episcopal Church, Pinopolis**, its Successors and Assigns, against **Trinity Episcopal Church, Pinopolis, South Carolina; Trinity Episcopal Church, Pinopolis; The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina; and Trinity Episcopal Church** and its Successors and Assigns, all persons whomever may be lawfully claiming, or to claim the same or any part thereof.

WITNESS my Hand and Seal, this 14th day of ~~February,~~ March the year of our Lord Two Thousand Twelve (2012) and in the Two Hundred and Thirty-fifth year of the Sovereignty of the United States of America.

SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF:

Trinity Episcopal Church, Pinopolis, South Carolina; Trinity Episcopal Church, Pinopolis; The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina; and Trinity Episcopal Church

Witness #1

BY: _____
It's Sr. Warden

Witness #2/Notary Public

STATE OF SOUTH CAROLINA)
) ACKNOWLEDGMENT
COUNTY OF BERKELEY)

I, John B. Williams, Notary Public, do hereby certify that **Trinity Episcopal Church, Pinopolis, South Carolina; Trinity Episcopal Church, Pinopolis; The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina; and Trinity Episcopal Church** personally appeared before me this day and acknowledged the due execution of the foregoing Title to Real Estate.

SWORN to before me this 14th day of ~~February~~ March, 2012.

NOTARY PUBLIC FOR SOUTH CAROLINA
MY COMMISSION EXPIRES: 1-3-13

EXHIBIT A
LEGAL DESCRIPTION FOR DEED

ALL that certain piece, parcel or tract of land, with the buildings and improvements thereon, situate, lying and being in the Village of Pinopolis, County of Berkeley, State of South Carolina, measuring and containing, butting and bounding as follows, to-wit: On the North 40' by lands of Fishburne; on the Eat 76 feet by lands of Trinity; on the South 41' by lands of Connie Murray; and on the West 85' by lands of Fishburne. All of the aforesaid boundaries are more fully shown by plat entitled "Plat of Survey of Lot owned by Dr. W.K. Fishburne, Pinopolis, Berkeley County" prepared by J. Philip Morgan, RLS# 599, dated October 31, 1956 and recorded December 31, 1956 in Plat Book L at page 91.

Being the identical property conveyed to The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina by deed of W. K. Fishburne, M.D. dated December 8, 1956 and recorded in Book A103 at page 285 in the Office of the Register of Deeds for Berkeley County.

ALSO: ALL that certain piece, parcel or tract of land, with the buildings and improvements thereon, situate, lying and being in the Village of Pinopolis, County of Berkeley, State of South Carolina, and more fully delineated and shown on a plat by J. Hugh Campbell, Jr. surveyed March, 1981 which plat is incorporated herein by reference and is recorded in Plat Cabinet D at page 251. The first parcel is Tract A on said plat, measuring and containing 0.36 acre, and is butting and bounding as follows, to-wit: On the North by other lands of Fishburne; on the East by public road; on the South by other lands of Trinity and on the West by other lands of Fishburne. The second parcel is Tract B on said plat, measuring and containing 0.03 acre and being a rectangular tract measuring on the North by Tract C shown on said plat measuring 12.2 feet; on the East by other lands of Trinity measuring 94 feet; on the South by lands of Jessie Murray measuring 14 feet and on the West by other lands of Fishburne measuring 97.9 feet.

Being the identical property conveyed to Trinity Episcopal Church, Pinopolis, South Carolina by deed of Emily F. Whaley and Anne S. Ball dated March 27, 1981 and recorded in Book A432 at page 259 in the Office of the Register of Deeds for Berkeley County.

ALSO: ALL that certain piece, parcel or tract of land, with the buildings and improvements thereon, situate, lying and being in the Village of Pinopolis, County of Berkeley, State of South Carolina, and more fully delineated and shown on a plat entitled "Plat of 2.64 acres owned by John P. Morgan, Jr. being conveyed to Trinity Episcopal Church: dated November 12, 1984 and recorded in Plat Cabinet E at page 386, said property containing 2.64 acres and butting and bounding as follows: Beginning at the Northeast corner adjacent to the right of way of State Road S-8-5 and running said point a distance of 349.1' along the right of way of State Road S-8-5 to a point; thence North 87 degrees 36' West a distance of 103.9 feet to a point; thence North 77 degrees 25' West a distance of 65.8 feet to a point; thence North 88 degrees 56' Wet a distance of 149.39 feet to a point; thence North 3 degrees 53' West a distance of 292.06' to a point; th4ence north 86 degrees 07' East a distance of 414.03' to a point, said point being the point of origin.

Being the identical property conveyed to Trinity Episcopal Church by deed of John P. Morgan, Jr. dated November 21, 1984 and recorded in Book A581 at page 346, in the Office of the Register of Deeds for

Berkeley County.

ALSO: ALL that certain piece, parcel or tract of land, with the buildings and improvements thereon, situate, lying and being in the Village of Pinopolis, County of Berkeley, State of South Carolina, and more fully delineated and shown as Tract 2 on a plat entitled "Plat Tracts 1, 2, & 3, surveyed at the Request of Trinity Church, Pinopolis Village, Second St. Johns Parish Berkeley County, South Carolina, dated June 18, 9998 prepared by Thomas L. Evans RLS# 7617 and recorded November 17, 1998 in Plat cabinet N at page 339D in the office aforesaid, said property having such metes, bounds, and dimensions as by reference to said plat will more fully appear.

Reserving however unto Estate of Emily F. Whaley, and Anne M. Helms, their heirs or assign, an easement for ingress/egress for pedestrians and equipment across a portion of Tract 2 shown on the aforesaid plat as "Reserved for Easement".

Being the identical property conveyed to Trinity Episcopal Church by deed of Estate of Emily F. Whaley, and Anne M. Helms dated December 4, 1996 and recorded May 7, 1999 in Book 1629 at page 305, in the Office of the Register of Deeds for Berkeley County.

ALSO: ALSO: ALL that certain piece, parcel or tract of land, with the buildings and improvements thereon, situate, lying and being in the Village of Pinopolis, County of Berkeley, State of South Carolina, and more fully delineated and shown as Tract 1 on a plat entitled "Plat Tracts 1, 2, & 3, surveyed at the Request of Trinity Church, Pinopolis Village, Second St. Johns Parish Berkeley County, South Carolina, dated June 18, 9998 prepared by Thomas L. Evans RLS# 7617 and recorded November 17, 1998 in Plat cabinet N at page 339D in the office aforesaid, said property having such metes, bounds, and dimensions as by reference to said plat will more fully appear.

Reserving however unto Estate of Emily F. Whaley, and Anne M. Helms, their heirs or assign, an easement for ingress/egress for pedestrians and equipment across a portion of Tract 2 shown on the aforesaid plat as "Reserved for Easement".

Being the identical property conveyed to Trinity Episcopal Church by deed of Estate of Emily F. Whaley, and Anne M. Helms dated November 18, 2009 and recorded November 20, 2009 in Book 8219 at page 15, in the Office of the Register of Deeds for Berkeley County.

00005628 Vol: 9363 Pg: 240

STATE OF SOUTH CAROLINA)
) AFFIDAVIT
COUNTY OF BERKELEY)

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

1. I have read the information on this affidavit and I understand such information.
2. The property being transferred is Berkeley County Tax Map Number _____ transferred by **Trinity Episcopal Church, Pinopolis, South Carolina; Trinity Episcopal Church, Pinopolis; The Vestry and Wardens of Trinity Church, Pinopolis, South Carolina; and Trinity Episcopal Church** to **Trinity Episcopal Church, Pinopolis**, on February _____, 2012.
3. Check one of the following: The deed is
   (a) _____ subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth.
   (b) _____ subject to the deed recording as a transfer between corporations, a partnership, or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as a distribution to a trust beneficiary.
   (c) __X__ exempt from the deed recording fees because: Exemption No. 9 (Inter-family Transfer) (If exempt, please skip items 4 to 7 and go to 8 of this affidavit.)
4. Check one of the following if either item 3(a) or item 3(b) above has been check:

   (a) _____The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of $
   (b) _____The fee is computed on the fair market value of the realty which is $_____.
   (c) _____The fee is computed on the fair market value of the realty as established for property tax purposes which is $_____.
5. Check Yes _____ or No __X__ to the following: A lien or encumbrances existed on the land, tenement, or realty before the transfer and remained on the land, tenement or realty after the transfer. If "Yes", the amount of the outstanding balance of this lien or encumbrance is: $_____.
6. The deed recording is computed as follows:
   (a) Place the amount listed in item 4 above here: $
   (b) Place the amount listed in item 5 above here:
   (If no amount is listed, place zero here.)
   (c) Subtract Line 6(b) from Line 6(a) and place result here $
7. The deed recording fee due is based on the amount listed on Line 6(c) above and the deed recording fee due is $
8. As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: GRANTEE
9. I understand that a person required to furnish this affidavit who willfully furnished a false or fraudulent affidavit is guilty of a misdemeanor and upon conviction, must be fined not more than One Thousand ($1,000.00) or imprisoned not more than One (1) year or both.

Trinity Episcopal Church, Pinopolis

BY: _____
It's _____

SWORN to before me this 14th day of February, 2012

_____
NOTARY PUBLIC FOR SOUTH CAROLINA
MY COMMISSION EXPIRES: 1-3-13

From: Episcopal Trinity [mailto:trinityepisc@homesc.com]
Sent: Thursday, May 29, 2014 3:33 PM
To: John B. Williams; Nancy J Holmes; Chuck Cain; Hal Fehters
Subject: Fwd: FW: Meeting

...Vestry notice of the amendment meeting. LF

---------- Forwarded message ----------
From: Rob Fye <robfye@tds.net>
Date: Thursday, May 29, 2014
Subject: FW: Meeting
To: Episcopal Trinity <trinityepisc@homesc.com>

From: Episcopal Trinity [mailto:halfenters@homesc.com]
Sent: Wednesday, January 23, 2013 2:39 PM
To: jbarry; sherrillorvin@yahoo.com; fcouil@gmail.com; Chuck Cain; Tim Brien; robfye; Carol Morrison; Jan Roach; Amy Parker
Subject: Meeting

Dear Vestry members,

There have been some developments in the litigation issue that we need to discuss. Would you be able to meet tomorrow (Thursday) afternoon around 5 here at the church? I believe Fran will be out of town, but if that will work for the rest of you, please let me know. I'll let you know a specific time once I hear from Jack.

Thanks!

Hal

--
TRINITY EPISCOPAL CHURCH

PO Box 4675
1913 Pinopolis Road
Pinopolis, SC 29469
843.761.8570
Trinity Website
Trinity Calendar

Trinity Episcopal Church
Pinopolis, South Carolina
January 24, 2013

Attending: Jim Barry, Sherrill Orvin, Chuck Cain, Tim Brien, Rob Fye, John Morrison, Jim Roach, Suzi Parker, Hal Fenters. Absent: Fran Coull

At a Special Meeting of the Vestry, several resolutions were presented and debated. The following three resolutions were passed by unanimous vote:

Resolution 1

Whereas, the Disciplinary Board for Bishops of the Episcopal Church certified on September 18, 2012 that our bishop, the Rt. Rev. Mark J. Lawrence, had abandoned the same; and

Whereas, the Presiding Bishop, the Most Rev. Katharine Jefferts Schori, notified Bishop Lawrence of that action on October 15, 2012; and,

Whereas, these actions were taken in accordance with certain national canons that are unconstitutional, that are being reconsidered by resolution of the General Convention 2012 and that are not in any event recognized in this diocese; and,

Whereas, the Standing Committee of The Protestant Episcopal Church in the Diocese of South Carolina, in a resolution passed on October 2, 2012 disaffiliated from the Episcopal Church by withdrawing the Diocese's accession to the Constitution of, and its membership in, the Episcopal Church; and

Whereas, repeated actions taken by the leadership and General Convention of the Episcopal Church have been in violation of their own Constitution and Canons; therefore be it

Resolved, that we, the undersigned vestry and clergy of Trinity Episcopal Church, hereby declare that we are no longer an Episcopal church, nor are we in union with The Episcopal Church, but remain affiliated with The Protestant Episcopal Church in the Diocese of South Carolina, her locally elected Standing Committee, and her rightful bishop, the Rt. Rev. Mark J. Lawrence. By stating this, we declare that we full support the Diocese's disaffiliation from the Episcopal Church and that, as God has sent Bishop Lawrence to be our bishop, only He has the authority to declare otherwise; and be it

Further Resolved, that the vestry and clergy of Trinity Episcopal Church repudiates the actions of the Episcopal Church purportedly taken against our bishop and declares null and void any claim by any member or representative of the national Episcopal Church to have any authority over God's congregation at Trinity Episcopal Church, including the real and personal property owned by the vestry of the same.

Resolution 2

Be it resolved that Trinity Episcopal Church in Pinopolis, South Carolina has chosen to support and join the Protestant Episcopal Church in the Diocese of South Carolina and its constituent parishes in

litigation seeking a declaratory judgment.

Resolution 3

Trinity Episcopal Church
Pinopolis, South Carolina
Resolution of the Vestry as its Board of Directors

WHEREAS, a convention has been called for January 25-26, 2013, falsely using, adopting, and assuming the name of the Diocese of South Carolina;

NOW THEREFORE, Trinity Episcopal Church, a South Carolina Corporation, by and through its Board of Directors, does hereby declare as follows:

There are no delegates who have been authorized to appear on behalf of Trinity Episcopal Church at this convention and any persons claiming to be delegates or deputies of Trinity Episcopal Church are unauthorized and therefore may not lawfully represent Trinity Episcopal Church at this convention.

Adopted this 24th day of January 2013

Trinity Episcopal Church
Pinopolis, South Carolina

After sufficient notice was given as required by the Trinity by-laws, a parish meeting was held after church in the parish hall on Sunday January 27, 2013 to present and debate proposed changes to the Trinity by-laws (see attached).

The meeting was called to order, such presentation was made, and debate followed.

A reminder was given of a previous announcement of a parish meeting to be held on Sunday February 3, 2013 at 9:00 to vote on the proposed changes.

The meeting was adjourned.

TRINITY EPISCOPAL CHURCH
PINOPOLIS, SOUTH CAROLINA
MINUTES OF THE SPECIAL PARISH MEETING
FEBRUARY 3, 2013

Father Hall called the meeting to order at 9AM in the Parish Hall. Father Hal announced a quorum -- per a count made independently by both Chuck Cain, Treasurer and Jim Barry, Senior Warden.

The single agenda item was to vote on the changes to Trinity's By-Laws, as read and discussed at the Special Parish Meeting of January 27, 2013.

Sandy Sanders moved that the changes be approved; Jim Barry seconded the motion.

Jane Pulling moved that the question be divided as follows: (1) a vote on changes which do NOT include the term "Episcopal Church of the United States" and (2) a vote on changes which do include the term "Episcopal Church of the United States". *Verne Pulling seconded the motion.*

Mike Lankford called for the question. This motion to close debate was seconded. By show of hands (2 votes against), the ayes prevailed; the motion carried.

Mrs. Pulling's motion to divide the question was then put to a vote. By show of hands (4 votes in favor), the nays prevailed; the motion did not carry.

Mr. Sanders' original main motion was put to a vote. By show of hands (4 votes against), the ayes prevailed; the motion carried.

The meeting was adjourned without objection on a motion made by Bob Rhett.

Kathleen Bounds,
Acting Secretary

Trinity Episcopal Church
Pinopolis, South Carolina

By-Laws

Article I: Membership

Every person who is a communicant of this parish, and who has contributed to the support of this parish for the previous six months, and who has reached the age of eighteen years is hereby declared a voting member of the parish of Trinity Episcopal Church, Pinopolis, South Carolina, and shall be entitled to a seat in every parish meeting. The minor children of members are declared to be members of the parish, but not entitled to a seat or vote in the meetings of the congregation.

Article II: Meetings of the Congregation

Section 1: The members of the congregation shall meet once annually on the second Sunday in January, or on such day thereafter as may be appointed by the Vestry.
At the annual meeting, the following order of business shall be accomplished:
1. Reading of Minutes of the last meeting
2. Election of Treasurer (when necessary)
3. Election of Vestry persons
4. Election of Delegates and Alternates to the Diocesan Convention
5. Report of the Rector
6. Report of the Treasurer
7. Report of Committees
8. Report of Organizations
9. New and unfinished business

Special meetings of the congregation may be called when the Rector or Vestry deem advisable.

Section 2: At least one week's notice must be given by the Rector, or Vestry if there is no Rector, of all meetings of the congregation.

Section 3: The Rector shall preside at all meetings of the congregation and shall be ex-officio a member of all committees. In the absence or incapacity of the Rector, the Senior Warden shall preside. The Secretary of the Vestry shall act as Secretary of the meetings of the congregation. If the Secretary is absent, a secretary pro tempore may be appointed.

Section 4: At all meetings of the congregation, one-third of the communicants entitled to a seat and to vote shall constitute a quorum. A permanent committee composed of the Rector, the Senior Warden, and the Treasurer shall be responsible for the conduct of this section of the by-laws.
Section 5: All elections shall be by ballot unless the presiding officer determines that a vote by show of hands is appropriate. No one may vote by proxy.

BOA 8452
TP-13 Exhibit

Section 6: No person, though eligible, may be elected to any office in this parish unless he or she be present at the time of his election; or, unless he or she has given good and sufficient reasons for his absence to the Rector previous to the time of the election.

Article III: Wardens and Vestry

Section 1: Only active communicants shall be elected to the office of Vestry Person or Treasurer. The Wardens shall always be confirmed Communicants of the Church who have attained the age of 21 years and who have communicated at least three times in the year preceding their election. The Vestry shall always be confirmed Communicants of the Church who have attained the age of 18 years and who have communicated at least three times in the year preceding their election.

Section 2: The Vestry shall consist of nine active Vestry Persons (one of which shall be the Treasurer, and two of which shall be elected Wardens), and the Rector. The term of office for a vestry person shall be three years. Each year, three persons shall be elected. If the Vestry be incomplete, term completion elections to fill the term of the resigned members shall be held, electing a new vestry person to complete the term vacated. An off-going vestry person shall be ineligible for election as a vestry person for a period of one year.

Section 3: Each year Vestry Wardens will be chosen for a one year term from among the vestry members. The vestry will nominate and elect the Junior Warden. The Rector will nominate, and the Vestry confirm, the Senior Warden. The Wardens will continue in office for one year and/or until their successors are selected and qualified. Wardens can be selected to serve a second year in that office.

Section 4: The Treasurer shall be elected for a three year term at each third annual meeting of the congregation (in Lectionary Year C). No person shall be elected Treasurer for more than two consecutive terms, and no person who has held the office of Treasurer for more than two years of a term to which some other person was elected by the congregation shall be elected to the office of the Treasurer for more than one consecutive three year term.

Section 5: The Vestry is hereby empowered to fill all vacancies in its regular membership and in the office of Treasurer until the next annual meeting of the congregation by the election of a vestry person or Treasurer.

Section 6: The Vestry shall annually, at their first meeting after the annual meeting of the congregation, elect a Secretary. They may also elect other officers and employees as they see fit and prescribe duties and compensation for them.

Section 7: The duties of Wardens and Vestry Persons shall be as prescribed in Sections 4 and 5, Canon VII of the Diocese of South Carolina.

Section 8: The Vestry shall be authorized and empowered to acquire and purchase such real and personal property as they may deem necessary, with such action being attested by the Secretary of the Vestry. Provided, nevertheless, that the Vestry shall in no case apply to the Standing Committee of this Diocese to alienate or encumber any of the real or personal property of the parish without the same having been first submitted to the congregation at a regular or special meeting and having received the affirmative vote for such alienation or encumbrance.

Section 9: The Vestry shall hold at least four meetings a year. Special meetings may be called at any time by the rector and/or at the request of one or more of the vestry. The rector shall preside at all meetings of the vestry. In his absence, the Senior Warden shall preside.

Section 10: The Vestry elected at each congregational meeting shall by the fourth (4th) week of the month of February of each calendar year develop and participate in a Vestry Workshop for the purpose of orientation, organization, and planning the church year. A permanent committee composed of the rector, the Senior Warden, and the Treasurer shall be responsible for the conduct of this 1992 section of the by-laws.

Section 11: Quorum: There shall be present at each vestry meeting a quorum of the duly elected members of the vestry in order to conduct business. A quorum is defined as one-half of the total elected membership of the vestry, plus one. (i.e., a quorum of a vestry consisting of twelve members shall be seven.)

Article IV: Election of Convention Delegates

Trinity Church shall be represented by four lay delegates at Diocesan Convention; one half of the convention delegates shall be elected each year to serve a two year term. All alternate delegates shall be elected annually.

Article V: Duties of the Secretary

It shall be the duty of the Secretary to keep a record of all the proceedings of the Vestry, conduct the correspondence of the Vestry, give due notice to each member of the Vestry of all meetings to be held, keep a record of the proceedings of the meetings of the congregation, and generally to perform such other duties as may be devolved upon him by the Vestry.

Article VI: Duties of the Treasurer

The Treasurer, subject to the direction and control of the Vestry, shall collect and receive all monies due and belonging to the parish, and shall have the custody, in trust for the parish, of all bills upon order of the vestry. It shall further be the duty of the Treasurer to make a report to each member of the Vestry at their last annual meeting prior to January 1st each year, which report shall be examined by the Vestry and upon their approval shall be presented by the Treasurer to the congregation as part of the order of business.

Article VII: Committees

There shall be one standing committee to be known as the Building and Grounds Committee. Such committee shall be chaired by the Junior Warden and be composed of members determined and appointed by the rector in conjunction with the Junior Warden. This committee shall be responsible for all buildings, fittings, memorials, furnishings, and property and for seeing that at all times all property in kept repaired, adequately insured, clean, neat in appearance, and maintained in good condition.

Article VII: Pews and Expenses

The pews in the church shall always be free, and the expense of the parish shall be met by voluntary contributions of the members thereof.

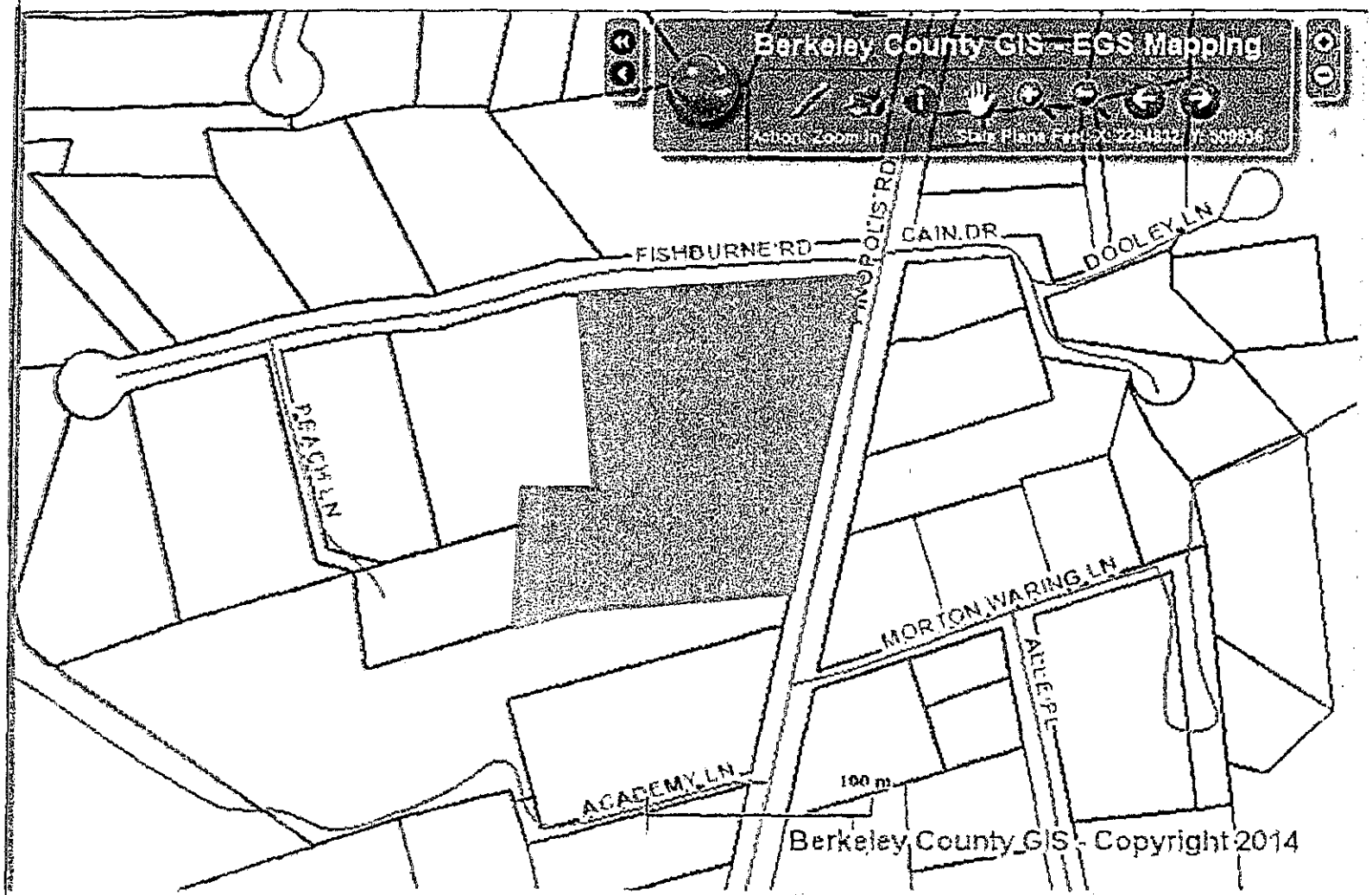
Article IX: Amendments To By-Laws

Section 1: Any article or change in these by-laws which may be in conflict with the present or future canons of the Episcopal Diocese of South Carolina shall be considered null and void.

Section 2: No alterations shall take place in these by-laws or amendments made, unless the same be read and debated at one meeting of the congregation and confirmed at another, when a majority of members composing such meetings shall concur in the making of such alterations or in the establishment of such amendments.

ROA_ 8456
TP-14 Exhibit

Ownership | Tax Info | **Map Info** | Property Card



Diocese of South Carolina
P. O. Drawer 2127
Charleston, South Carolina 29403

The Venerable John Q. Beckwith, III
Archdeacon

The Right Reverend
Christopher FitzSimons Allison
Bishop

October 23, 1985

The Reverend Russell L. Johnson
Trinity Episcopal Church
Post Office Box 4678
Pinopolis, South Carolina 29469

Dear Russell:

Concerning your telephone conversation of this past Friday, application to be admitted in union with the convention as a parish should contain the following items:

1. You write a letter to me in duplicate for admission to be signed by the Wardens and Vestry, and I must receive this letter at least 30 days prior to the convening of the convention at its annual meeting. Application may state such facts as you feel pertinent, but it must state the following: First, that Trinity has been organized in accordance with the Canons of the Diocese and "its continued existence thereunder for at least one year." Second, you must state the number of adult members and the number of communicants. Third, the names of Wardens, Vestrymen, Secretary, Treasurer, and proposed lay deputies to the convention. Fourth, evidence that it is self-supporting and the prospects for remaining so, also evidence of self-support, including its ability to pay the full salary of its minister at or greater than the minimum salary scale approved by the Department of Mission and Church Extension; and the amount contributed to the Diocese for the preceding year. I would suggest that you include a copy of your 1985 Budget and your proposed 1986 Budget. Fifth, your willingness to conform to the Constitution and Canons of the General Convention and the Constitution and Canons of this Diocese. With your application must also be two certified copies of your incorporation charter and two certified copies of your By-Laws. The By-Laws must be signed by the Clerk of the Vestry.

2. You should write to the Bishop asking for approval for admission as a parish into union with the convention. The final statement in the Constitution does not apply to you that if you are within the limits of one or more existing parishes, you should state the reason for its organization.



The Diocesan House • 126 Coming Street • Telephone (803) 722-4075

These are the facts contained in the Constitution of the Church. All of this, when I receive it in my office, will be forwarded to Nick Zeigler, the Chancellor, who must then rule that it is all in order, including the letter of authority from the Bishop. At that time, I will so notify the Chairman of the New Parishes and Missions Committee of the upcoming convention that your parish has applied. According to my records, the Bishop accepted Trinity as a parish on February 15, 1985, which would conform with the Constitution on that point.

Let me know if there are any other questions that you have.

Sincerely yours,

John Q. Beckwith, III

hjc

THE PROTESTANT EPISCOPAL
DIOCESE OF SOUTH CAROLINA

Journal

OF THE

One Hundred Ninety-Seventh Annual Meeting

OF THE

CONVENTION

February 19-21, 1987
Cathedral of St. Luke & St. Paul, Charleston

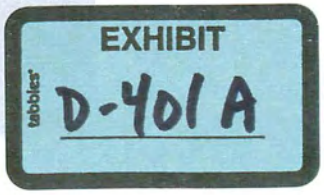
Host Church: St. James',
James Island

PROCEEDINGS OF THE CONVENTION
DIOCESAN OFFICERS AND BOARDS
CONVENTION REPORTS

PUBLISHED FOR THE CONVENTION
BY THE SECRETARY

DIOCESE of SOUTH CAROLINA
Summary of Parochial and Financial Statistics
FOR THE YEAR 1986

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Mr. Alan Hopkins, representing the Division of World Mission, introduced Ms. Jill Cheesman from the Diocese of Northern Argentina, our Companion Diocese, who addressed Convention.

Mr. Frank Clement, St. James, Charleston, the host parish for this Convention, welcomed deputies and guests present.

The Rev. Audley Donaldson, Chaplain of St. Philip's, Voorhees, introduced Mrs. Lelia White, a guest of Convention.

Also present were delegations from St. Mary's Church, Goose Creek; All Saints' Church, Hilton Head Island; St. Cyprians, Georgetown; and Epiphany Summerville, all organized missions not yet in union with Convention.

The Secretary moved that these guests be given seat and voice in this Convention. Seconded and approved.

The Bishop introduced the following clergy, and the wives who were present, who have come into the diocese since the last Convention.

The Rev. Jeffrey L. Kittredge (Sylvia), Holy Trinity, Charleston
The Rev. Clark W. Lowenfield (Tricia), St. James, Charleston
The Rev. William M. Hargett (Ann), Christ Church, Mt. Pleasant
The Rev. John-Michael Van Dyke (Leslie), St. Luke's, Hilton Head
The Rev. Paul E. Stricklin (Kay), St. George's Church, Summerville
The Rev. James I. Abdy (Gayle), Holy Apostles, Barnwell
The Rev. David W. Alwine (Margaret), St. Michael's, Charleston
The Rev. Audley S. Donaldson (Winsome), St. Philip's Chapel, Voorhees, Denmark
The Rev. George J. Tompkins, II (Elizabeth), Old St. Andrew's, Charleston
The Rev. E. Clifton Gardner (Gig), Holy Family, Moncks Corner
The Rev. Marion D. Lucas (Pat), St. Mary's, Goose Creek
The Rev. M. Dow Sanderson (Fiona), St. Alban's, Kingstree
The Rev. Cynthia N. Taylor, All Saints', Florence
The Rev. Richard Conrad (Sherri), All Saints', Pawleys Island

The Bishop announced the following guests would report later in the Convention:

Dr. Russell B. Norris, Jr., Executive Director of the Christian Action Council
Mr. William Trawick, Executive Director of Bishop Gadsden Episcopal Community
Ms. Jeanne Shaeffer, St. Mary's College
The Rev. Richard Kew, Executive Director, SPCK/USA

The Bishop introduced Mr. Frank Ballard, Kanuga Conferences and the Rev. Knox Bromily, Sewanee, who made brief reports to Convention.

The Hon. E. N. Zeigler, Chairman of the Committee on New Parishes and Missions, moved that St. Stephen's, North Myrtle Beach and Trinity, Pinopolis, be seated as parishes in union with this Convention. Seconded and passed.

The Rev. Morris J. Lent, Jr., Chairman of the Committee on Dispatch of Business, moved the adoption of the agenda as printed. Seconded and approved.

The following reports were submitted by title:

Annual Communication from the Standing Committee, the Rev. R. Michael Jones, President. Appendix I.

Report of the Trustees of the Diocese, Mr. Y. W. Scarborough, Treasurer. Appendix II.

Report of the Treasurer of the Diocese, Mr. John C. Wilson. Mr. Wilson pointed out to Convention the fact that receipts had exceeded pledges for 1986. Appendix III.

Resolutions were called for and the following resolutions were presented and referred as indicated:

R-1 Offered by the Episcopal Churchwomen of St. Philip's Charleston, "Pornographic Material Distributed and Sold in the Diocese of South Carolina." (Resolutions Committee)

R-2 Offered by the Rev. Russell L. Johnson, "Cathedral of St. Luke and St. Paul." (Resolutions Committee)

R-3 Offered by the Rev. Benjamin B. Smith, "To Honor the Millennium of Christianity in Russia." (Resolutions Committee)

R-4 Offered by the Department of Mission and Church Extension, "Support of Mission Development." (Resolutions Committee)

R-5 Offered by the Rev. Edwin M. Walker, "Diocesan Purpose and Growth." (Resolutions Committee)

R-6 Offered by the Chancellor, "The Proper Name of the Diocese." (Resolutions Committee)

R-7 Offered by Diocesan Council, "Disinvestment in South Africa." (Resolutions Committee)

Mr. E. N. Zeigler, Chairman of the Committee on the Constitution and Canons, gave his preliminary report, saying that C-3 and SR-1, which were included in the convention packets, have been withdrawn.

ROA_ 8460

Other Official Actions

On December 27, 1985, it was recommended that the Chancellor of the Diocese, the Hon. E. N. Zeigler, draw up a revision of the Canon on the Trial of a Clergyman for approval by the Committee, which would be sent to delegates prior to the February Convention.

On February 22, 1986, approval was given to the Chancellor, on behalf of the Committee and Diocese, to initiate a "friendly suit" between the Standing Committee and the Trustees of the Trinity Church, Society Hill, in order to clarify legal ownership of the church, and to enable the Diocese to take responsibility for its maintenance and usage, with proviso that the Trustees of Trinity Church be advised before action is taken.

On May 26, 1986 approved transfer of organ from St. Alban's Chapel, the Citadel, to the Church of Our Savior, Johns Island.

On September 9, 1986 the Clerical Members of the Standing Committee accepted the Rev. Henry L. Scott's renunciation of the Ministry.

On September 25, 1986, unanimously approved Bishop Allison's plans for a sabbatical leave from July - November, 1987; consent was given to St. James', Goose Creek to transfer five acres of its property to St. Mary's Church, Goose Creek; consent was given to Prince George, Winyah, to sell the church house and to mortgage church property to secure a loan of up to $ 250,000 for use in restoration of the church building.

On December 22, approved sale of a parcel of land by St. Matthias', Summerton, for $25,000; approved sale of .864 acres of land to the S. C. Highway Dept. for $26,225 by St. George's, Summerville; examined and discussed a new canon presented by the Chancellor entitled "Dissolution of a Pastoral Relationship" and recommended its presentation and approval by the 197th Convention of the Diocese.

Discussion took place from time to time about the life and direction of the Diocese. We are thankful for the ministry and guidance of our Bishop, C. FitzSimons Allison, and have tried, when requested, to serve as a council of advice for him.

I am very grateful for the committee of the members of the Standing Committee and for the privilege of serving the Diocese in this capacity.

Respectfully submitted,

R. Michael Jones, President

HAMMOND, McCAY, CROSBY & CO., PA
CERTIFIED PUBLIC ACCOUNTANTS
4 QUEEN STREET
CHARLESTON, SOUTH CAROLINA 29401

(803) 577-2400

Trustees of the Protestant Episcopal
Church in South Carolina
Charleston, South Carolina

We have examined the balance sheet of the Trustees of the Protestant Episcopal Church in South Carolina as of December 31, 1986, and December 31, 1985, and the statement of changes in fund balance for the years then ended. Our examinations were made in accordance with generally accepted auditing standards and, accordingly, included such tests of the accounting records and such other auditing procedures as we considered necessary in the circumstances.

The financial statements are prepared in accordance with accounting practices and policies recommended by the Finance Department of the Episcopal Church in the U.S.A., and are not intended to be presented in conformity with generally accepted accounting principles. The more significant of these practices and policies are specified in Note A to these financial statements.

In our opinion, the financial statements referred to above present fairly, on the basis described in the preceding paragraph, the financial position of the Trustees of the Protestant Episcopal Church in South Carolina as of December 31, 1986, and December 31, 1985, and the changes in fund balance for the years then ended, on a basis consistent with that of the preceding year.

Hammond, McCay, Crosby & Co., PA

February 26, 1987

ROA_ 8461

Council will continue to offer a listing of continuing education opportunities three times a year in the newsletter HORIZONS.

The Christian Action Council remains the one statewide, ecumenical agency that allows the churches of South Carolina to work together in a common witness to the Gospel of our Lord and Savior Jesus Christ.

Respectfully submitted,

Russell B. Norris, Jr.
Executive Minister

DIOCESE OF SOUTH CAROLINA
GRANTS IN FORCE NOVEMBER 3, 1986
THE CHURCH PENSION FUND

Age Retirement

Samuel T. Cobb	12,646.80	
Samuel C. W. Fleming	15,078.00	
Edward B. Guerry	7,560.00	
Robert K. Gumm	5,948.40	
Waties R. Haynsworth	7,152.00	
Albert S. Hoag	13,015.00	
Sidney S. Holt	5,074.80	
James C. Jackson	6,805.20	
Joseph H. Jeffcott	3,302.40	
Henry N. Parsley, Sr.	7,809.60	
William T. Potts	4,782.00	
Stephen L. Skardon	12,651.60	
S. Thorne Sparkman	15,396.00	
Gray Temple	18,518.40	
Thomas S. Tisdale	8,923.20	
		144,663.60

Early Retirement

Fleetwood J. Albrecht	1,077.60	
Robert C. Baird	7,081.20	
John D. Christensen	2,038.80	
Robert L. Oliveros	5,427.60	
Lemuel G. Roberson	7,460.40	
		23,085.60

Disability

William T. Ferneyhough	7,488.00	
John Prior	5,848.80	
Earl S. Wicks	2,241.60	
		15,578.40

Surviving Spouse Benefit

Gertrude D. C. Bull	4,830.00	
Ellen D. Carruthers	4,828.80	
Merle G. Catlin	4,389.60	
Virginia B. Davidson	2,696.40	
Ruby M. Forsythe	4,830.00	
Barbara A. Gilchrist	5,568.00	
Susan C. Hardy	4,723.20	
Jean H. Horn	4,825.20	
Emma L. J. Lewis	4,813.20	
Naomi R. Mackey	4,684.80	
Mildred B. Martin	2,684.40	
Doris T. Meadowcroft	5,812.80	
Catherine S. Nicholson	2,260.80	
Harriet D. Roberts	4,692.00	
		61,639.20

Childs Benefit

Barbara Jane Gilchrist	1,200.00	
		1,200.00
	GRAND TOTAL	246,166.80

The above mentioned information is provided by the Church Pension Fund.

Respectfully submitted,
Mr. John H. White, Chairman
The Rt. Rev. G. Edward Haynsworth
Mr. Y. W. Scarborough, Jr.
Mr. John C. Wilson, Treasurer
The Committee on the Church Pension Fund

COMMISSION ON ARCHITECTURE AND CONSTRUCTION

Since the last Diocesan Convention, the Commission approved the architectural plans for a rectory in Bluffton.

ROA_ 8462

St. Luke's Church, Hilton Head Island

7/10/14 Trial Transcript

pp. 464-452, 464-465, 466

and

Exhibits SL-1 thru 15

MR. PLATTE: Correct, and also with E-1, the document that was provided was small, we're going to work to get a readable copy and swap that out as well.

THE COURT: Very well. Thank you so much.

And as I recall, the next parish is?

MS. GOLDING: Parish of St. Luke's, Your Honor.

THE COURT: Thank you very much.

MS. GOLDING: And we will call Ms. Conner to the stand.

THE COURT: Very well.

MS. GOLDING: And this is St. Luke's in Hilton Head, Your Honor.

THE COURT: Yes.

(Plaintiff's Exhibits SL-1 through SL-15 premarked for identification.)

BEVERLY CARLSON CONNER,

being first duly sworn, testified as follows:

THE COURT: Your witness.

MS. GOLDING: Thank you, Your Honor.

Your Honor, it's my understanding that St. Luke's, Hilton Head's exhibits marked 1 through 15 have no objection -- none of the defendants object to these, so we would like to move to introduce St. Luke's Exhibits 1 through 15.

THE COURT: Very well. Is that correct?

MR. TISDALE: That is correct.

MS. KOSTEL: Yes, Your Honor.

(Plaintiff's Exhibits SL-1 through SL-15 admitted into evidence.)

DIRECT EXAMINATION BY MS. GOLDING:

Q. For the record, please state your full name.

A. Beverly Carlson Conner.

Q. And, Ms. Conner, where do you live?

A. In Hilton Head.

Q. Okay. And how long have you lived in Hilton Head?

A. Hilton Head, about two years.

Q. Okay. And how long have you lived in the state of South Carolina?

A. 12 years.

Q. With respect to St. Luke's, Hilton Head, can you tell us your association with that church?

A. I've been a member since September of 2002, and I have been secretary to the finance committee, secretary to the vestry and corporate secretary.

Q. And just for our purposes, with respect to St. Luke's Church in Hilton Head, how many members does it currently have?

A. At the last meeting I'd say 600-and-some people.

Q. And to your knowledge, when was St. Luke's incorporated?

A. In 1969.

Q. And at that time, did it become a South Carolina nonprofit corporation?

A. Yes, it did.
Q. Did it exist prior to 1969?
A. Yes.
Q. Okay. And with respect to the property owned by St. Luke's, can you tell us the property -- describe it just in general, the property, the four pieces of property that's owned by St. Luke's, Hilton Head?
A. Three pieces were given to us in '77, I can't remember the date.
Q. September 9, 1970?
A. Yes, September 9, 1970; June 11, 1993; and June 6th of 1996.
Q. And look at Exhibit 15, is that also a fourth piece of property?
A. Yes, it is.
Q. And Exhibits, then, 2, 3, 4, and 15 represent the real property owned by St. Luke's, Hilton Head?
A. Yes.
Q. Thank you. Now, with respect to St. Luke's bylaws, Exhibit No. 5, are those the bylaws that were existing as of September 7 -- excuse me -- December 7, 1973?
A. Yes.
Q. Okay. And were those bylaws, then, amended in the calendar year 2000?
A. Yes, they were.

Q. And the amended are Exhibit No. 6; is that correct?
A. Yes.
Q. Okay. And then there was another amendment shown on Exhibit 7, and what year was that amendment?
A. That was January 2009.
Q. Now, at some point in time did St. Luke's, Hilton Head make a decision to further amend its bylaws?
A. Yes, it did.
Q. Okay. And when did that occur?
A. That was in 2009, the end of the year, December.
Q. Okay. And did the vestry meet in November of 2009 with respect to amending its bylaws?
A. Yes, it did.
Q. And can you tell us what the vestry did in November of 2009 with respect to amending its bylaws?
A. There were resolutions brought up before the vestry and voted on unanimously.
Q. Okay. And was there notice of the vestry meeting in November of 2009 with respect to that meeting and the amending of bylaws?
A. Yes, there was.
Q. And the minutes of the vestry meeting in November 7 -- 17, reflect the proceedings that occurred with respect to the vestry?
A. That's correct.

Q. And those minutes are set forth as St. Luke's, Hilton Head Exhibit No. 8; is that correct?
A. Yes.
Q. Okay. As a result of the vestry unanimously voting to amend its bylaws and amend its articles of incorporation, was there a special congregational meeting held?
A. Yes, there was.
Q. And when was that special meeting?
A. On December 1st, 2009.
Q. And tell the Court how the congregants or members of St. Luke's, Hilton Head were notified of that meeting.
A. There was a mailing -- and I believe that was part of discovery -- there was a mailing and also our rector talked about it from the pulpit.
Q. Okay. And do you recall the date of the mailing that was sent to all the parishioners?
A. November 19.
Q. And that's 2009?
A. Correct.
Q. With respect to the special meeting that occurred on December 1, 2009, did you attend that meeting?
A. I did.
Q. And are the minutes set forth of that meeting, is that Exhibit 11?
A. Yes.

Q. And can you tell us, what was the vote with respect to the resolutions to amend the bylaws and the -- amend the articles of incorporation?
A. On Resolution 1, there were 310 that voted yes and 22 no; and Resolution 2, 309 yes and 22 no.
Q. And the resolutions, are they set forth as St. Luke's, Hilton Head Exhibit No. 9?
A. Yes.
Q. As a result of the vote and the resolutions that were passed on December 1, 2009, did St. Luke's, Hilton Head amend its articles of incorporation?
A. Yes, it did.
Q. Okay. And can you look to Exhibit No. 12, please?
A. Yes.
Q. Does Exhibit No. 12 reflect the amendments that were made to the articles of incorporation?
A. Yes, it does.
Q. Okay. And look at the third page of Exhibit 12. Amendment 1, what was the first amendment to the articles of incorporation?
A. The name of the corporation has been changed to St. Luke's Church, Hilton Head.
Q. And Amendment 2, what was the amendment to the fourth articles of incorporation?
A. The fourth article of the certificate of incorporation

is deleted in its entirety, and the following new article fourth is inserted in its stead. The purpose of the corporation is to operate as a religious nonprofit corporation or church.

Q. And this amendment occurred when?

A. In 2010, I believe, beginning of the year.

Q. And the second page of Exhibit 12 has the date of what?

A. January 7, 2010.

Q. And did you sign as the corporate secretary?

A. I did.

Q. And for what reason did St. Luke's, Hilton Head take these steps to amend its bylaw and its articles of incorporation?

A. It was purely a real estate decision. We wanted to protect our property from any outside entity taking claim to any of our real estate.

MS. GOLDING: No further questions, Your Honor.

THE COURT: All right. Any other questions from plaintiffs? No?

Then Ms. Kostel, are you going to begin or Mr. Tisdale.

MR. TISDALE: May I go?

MS. KOSTEL: Mr. Tisdale's going to go first today, Your Honor.

MR. TISDALE: First on this one.

THE COURT: That's fine.

Q. Now, if it were true that St. Luke's is currently using a flag or a shield or a name that is clearly owned by and under the control of the Episcopal Church currently, do you have any knowledge that St. Luke's has gotten permission from the Episcopal Church to do that?

A. No.

MS. KOSTEL: Thank you.

THE COURT: All right. Yes, redirect.

MS. GOLDING: Just a little bit of redirect. Thank you.

THE COURT: Sure.

REDIRECT EXAMINATION BY MS. GOLDING:

Q. Ms. Conner, to your knowledge has the national church made any contribution to St. Luke's for the property that's set forth in the deeds that are exhibits?

A. No.

Q. Has the defendant, the association defendant, did they -- did it make any contribution to the properties owned by St. Philip's -- excuse me -- St. Luke's?

A. No.

Q. Well, were you familiar with the All Saints controversy that was brewing in the early 2000s?

A. I was.

Q. And were you familiar that there was a notice of claim that was filed with respect to All Saints that asserted that the national church had an interest in property?

A. I was.
Q. And were you -- and when did you become familiar with that?
A. Back in 2009.
MS. GOLDING: No further questions.
THE COURT: Any other questions, redirect from any of the other plaintiffs? All right. Yes, sir, Mr. Tisdale, recross?
MR. TISDALE: Very, very brief, Your Honor.
THE COURT: Sure.
RECROSS-EXAMINATION BY MR. TISDALE:
Q. Ms. Conner, so far as you know, did St. Luke's, Hilton Head send delegates to the convention of the diocese -- first, let me retract that.
Does St. Luke's send delegates to the convention of the diocese each year?
A. It does.
Q. All right. And do you know of any year that it has not sent delegates?
A. No, I do not.
Q. Okay. Are you aware that the Diocese of South Carolina in 1987 adopted a canon that said the Episcopal Church and the diocese has a trust interest in the property of St. Luke's, Hilton Head and every other parish if it's not an Episcopal church?

A. No, I'm not.
Q. You've never heard of that?
A. No.
Q. Never heard of it?
A. No.
Q. Are you familiar with the fact that in 1979 with the general convention of the Episcopal Church, of which St. Luke's was a part of then, was it not?
MR. RUNYAN: Your Honor, I object to that. Mr. Tisdale knows parishes are not members in the Episcopal Church.
Can you please correct that, Mr. Tisdale?
MR. TISDALE: I will.
MR. RUNYAN: Thank you.
Q. Ms. Conner, are you familiar with the fact that the Diocese of South Carolina sends deputies to the general convention of the Episcopal Church when it meets every three years?
A. I did not know that.
Q. You did not know that?
A. No.
Q. Did St. Luke's -- did I understand you to say St. Luke's acquired its property in 1973?
A. One of the parcels, yes.
Q. Was that the first parcel?
A. Yes.

The R. L. Bryan Company 8255

The State of South Carolina | CERTIFICATE OF INCORPORATION

EXECUTIVE DEPARTMENT | BY THE SECRETARY OF STATE

WHEREAS, George Asnip, S. Sea Pines Dr., Hilton Head, S. C.

Landon Derby, Calibogue Cay, Hilton Head, S. C.

two or more of the officers or agents appointed to supervise or manage the affairs of

SAINT LUKE'S EPISCOPAL CHURCH, HILTON HEAD ISLAND

which has been duly and regularly organized, did on the 4th day of March, A. D. 1969, file with the Secretary of State a written declaration setting forth:

That, at a meeting of the aforesaid organization held pursuant to the by-laws or regulations of the said organization, they were authorized and directed to apply for incorporation.

That, the said organization holds, or desires to hold, property in common for Religious, Educational, Social, Fraternal, Charitable or other eleemosynary purpose, or any two or more of said purposes, and is not organized for the purpose of profit or gain to the members, otherwise than is above stated, nor for the insurance of life, health, accident or property; and that three days' notice in the Beaufort Gazette, a newspaper published in the County of Beaufort, has been given that the aforesaid Declaration would be filed.

AND WHEREAS, *Said Declarants and Petitioners* further declared and affirmed:

FIRST: Their names and residences are as above given.

SECOND: The name of the proposed Corporation is SAINT LUKE'S EPISCOPAL CHURCH, HILTON HEAD ISLAND

Exhibit 4-1

ROA_8474

EXHIBIT 4-1

THIRD: The place at which it proposes to have its headquarters or be located is Hilton Head Island, S. C.

FOURTH: The purpose of the said proposed Corporation is to operate a Parish or Mission, organized pursuant and subject to the Constitution and Canons of the Protestant Episcopal Church in the Diocese of South Carolina as now in force or as hereafter may be amended.

FIFTH: The names and residences of all Managers, Trustees, Directors or other officers are as follows:

George Asnip	Hilton Head, S. C.	Senior Warden
Landon Derby	Hilton Head, S. C.	Secretary and Treasurer
Thorne Sparkman, D. D.	Hilton Head, S. C.	Priest-in-charge

SIXTH: That they desire to be incorporated: in perpetuity

NOW, THEREFORE, I, O. FRANK THORNTON, Secretary of State, by virtue of the authority in me vested, by Chapter 12, Title 12, Code of 1962, and Acts amendatory thereto, do hereby declare the said organization to be a body politic and corporate, with all the rights, powers, privileges and immunities, and subject to all the limitations and liabilities, conferred by said Chapter 12, Title 12, Code of 1962, and Acts amendatory thereto.

GIVEN under my hand and the seal of the State, at Columbia, this 4th day of March, in the year of our Lord one thousand nine hundred and 69 and in the one hundred and 93rd year of the Independence of the United States of America.

O. Frank Thornton

O. FRANK THORNTON,
Secretary of State.

ROA_8475

EXHIBIT

tabbies

SL-2

111 | 82

Form No. 108—Title to Real Estate by a Corporation

WALKER, EVANS & COGSWELL CO., CHARLESTON, S. C. Rev. 1938

The State of South Carolina,

KNOW ALL MEN BY THESE PRESENTS, That

TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN SOUTH CAROLINA

in the State aforesaid, in consideration of the sum of

FIVE ($5.00)---------- Dollars

to it in hand paid at and before the sealing of these presents, by ST. LUKE'S EPISCOPAL CHURCH, HILTON HEAD ISLAND in the State aforesaid, (the receipt whereof is hereby acknowledged)

have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release, unto the said ST. LUKE'S EPISCOPAL CHURCH, HILTON HEAD ISLAND, its Successors, Assigns, the following real estate, to wit:

ALL that certain piece, parcel or tract of land with improvements thereon, situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, being more particularly shown and described on a plat prepared by Fred C. Hack, Registered Land Surveyor, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina, in Plat Book 13, at Page 60, and on a plat prepared by Thomas and Hutton Engineering Company of Savannah, Georgia, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina, in Plat Book 16, at Page 62. Said tract of land is designated on plat as the Southern Portion of Area "I" and is bounded and described as follows, to wit: Beginning at a concrete monument on Cordillo Parkway and running thence North 54° 20' East a distance of 377.0 feet to a concrete monument; thence in an arc at the corner of Cordillo Parkway and Pope Avenue to a concrete monument; thence running North 35° 40' West a distance of 245 feet to a concrete monument; thence South 54° 20' West a distance of 600 feet to a concrete monument; thence South 35° 40' East a distance of 470.0 feet to the point of beginning. Said tract of land is bounded on the North and West by lands of the Sea Pines Plantation Company, on the East by Pope Avenue, and on the South by Cordillo Parkway.

The property conveyed herein was conveyed to the Grantors by deeds recorded in the office of the Clerk of Court of Beaufort County, South Carolina, in Deed Book 115, at Page 319, and in Deed Book 148, at Page 265, and the two parcels are to be considered one tract of land insofar as the application of the covenants and restrictions contained or referred to herein.

This conveyance is made subject to the following restrictions and conditions which will run with the land.

The grantees herein and their successors expressly agree that the above described property will always be used for church use or else title will revert to the Sea Pines Plantation Company.

The grantees herein expressly agree that no building will be constructed upon the property above described until the location and exterior design of said buildings are approved in writing by the Sea Pines Plantation Company.

Exhibit SL-2

TOGETHER with all and singular the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular the said premises before mentioned unto the said ST. LUKE'S EPISCOPAL CHURCH, HILTON HEAD ISLAND, its Successors *Heirs and Assigns forever.*

02

And the said TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN SOUTH CAROLINA does hereby bind itself and its successors, to warrant and forever defend all and singular the said premises unto the said ST. LUKE'S EPISCOPAL CHURCH, HILTON HEAD ISLAND, its successors ~~Heirs~~ and Assigns, against itself and its successors lawfully claiming or to claim the same, or any part thereof.

IN WITNESS WHEREOF TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN SOUTH CAROLINA (Insert name of Corporation) has caused these presents to be executed in its name by Gray Temple (Insert name of President or Vice-President) its President and by B. Allston Moore (Insert name of Sec. or Treas.) its Secretary and Treasurer and its corporate seal to be hereto affixed this 24th day of August in the year of our Lord one thousand nine hundred and seventy, and in the one hundred and ninety-fifth year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in Presence of

Faye C. Russell
Witness

Evangeline P. Summers
Witness

TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN SOUTH CAROLINA (Seal)

By Gray Temple
Gray Temple President

B. Allston Moore
B. Allston Moore Sec. or Treas.

The State of South Carolina,
COUNTY OF CHARLESTON

PERSONALLY appeared before me Evangeline P. Summers (Insert name of Witness) who, on oath, says that he saw the within named TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN SOUTH CAROLINA (Insert name of Corporation) by Gray Temple, President (Insert name of President or Vice-President) its President sign the within Deed, and B. Allston Moore (Insert Sec. or Treas.) its Secretary and Treasurer attest the same, and the said Corporation, by said officers, seal said Deed, and, as its act and deed, deliver the same, and that he with (Insert name of other Witness) witnessed the execution thereof.

Evangeline P. Summers
(Witness)

SWORN to before me, this 24th day of August A. D. 19 70.

Faye C. Russell (Seal)
Notary Public, S. C.

SL-730-00493
ROA_ 8478

SL-730-00494
ROA_8479

CT Jr.

The State of South Carolina,

TRUSTEES OF THE PROTESTANT EPISCOPAL CHURCH IN SOUTH CAROLINA

TO

ST. LUKE'S EPISCOPAL CHURCH, HILTON HEAD ISLAND

TITLE TO REAL ESTATE

Filed this 9th *day of* SEPTEMBER *A. D.* 19 70

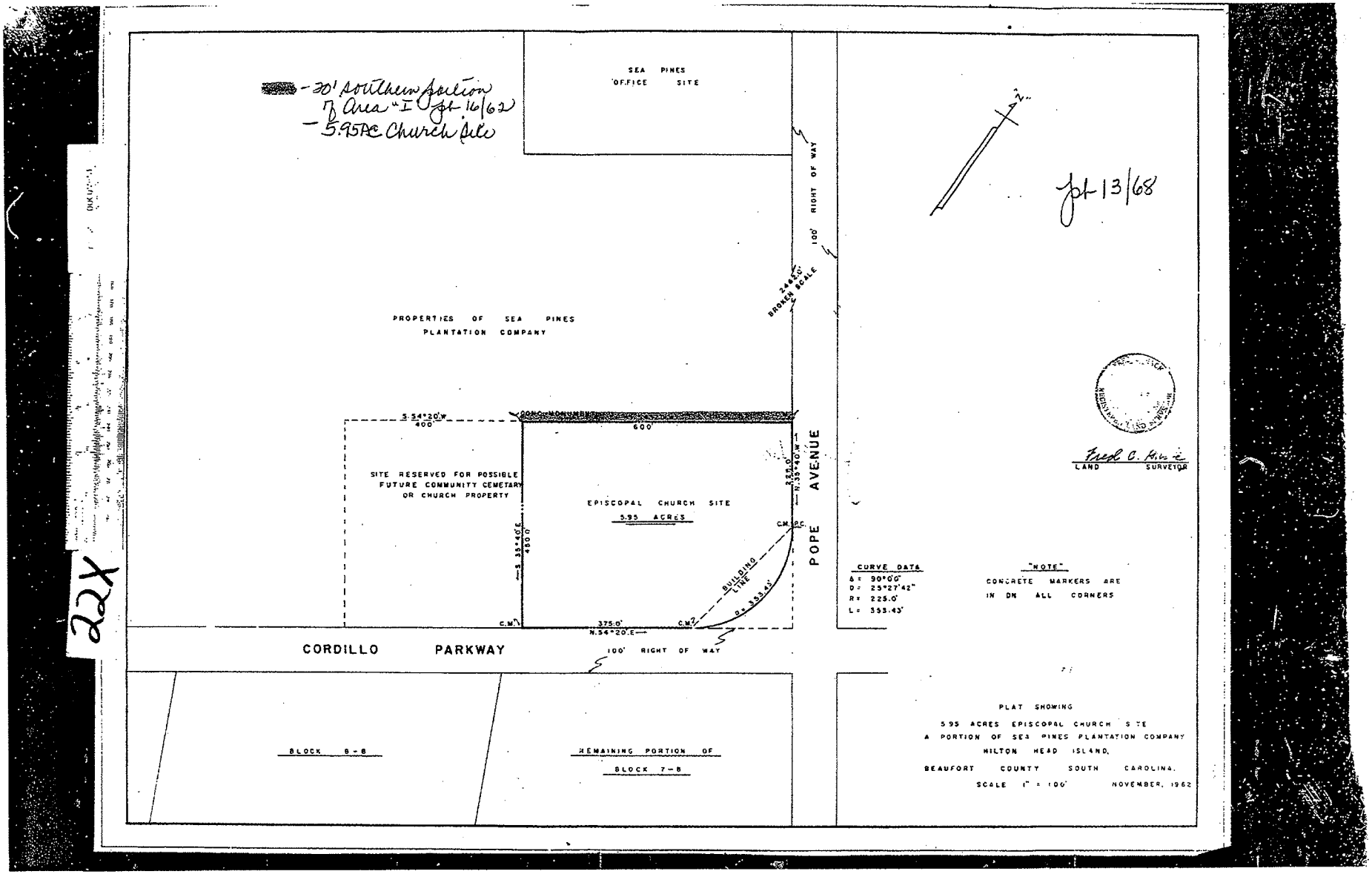
at 9:00 *o'clock, A. M.,*

and recorded Vol. 177 *Page* 82

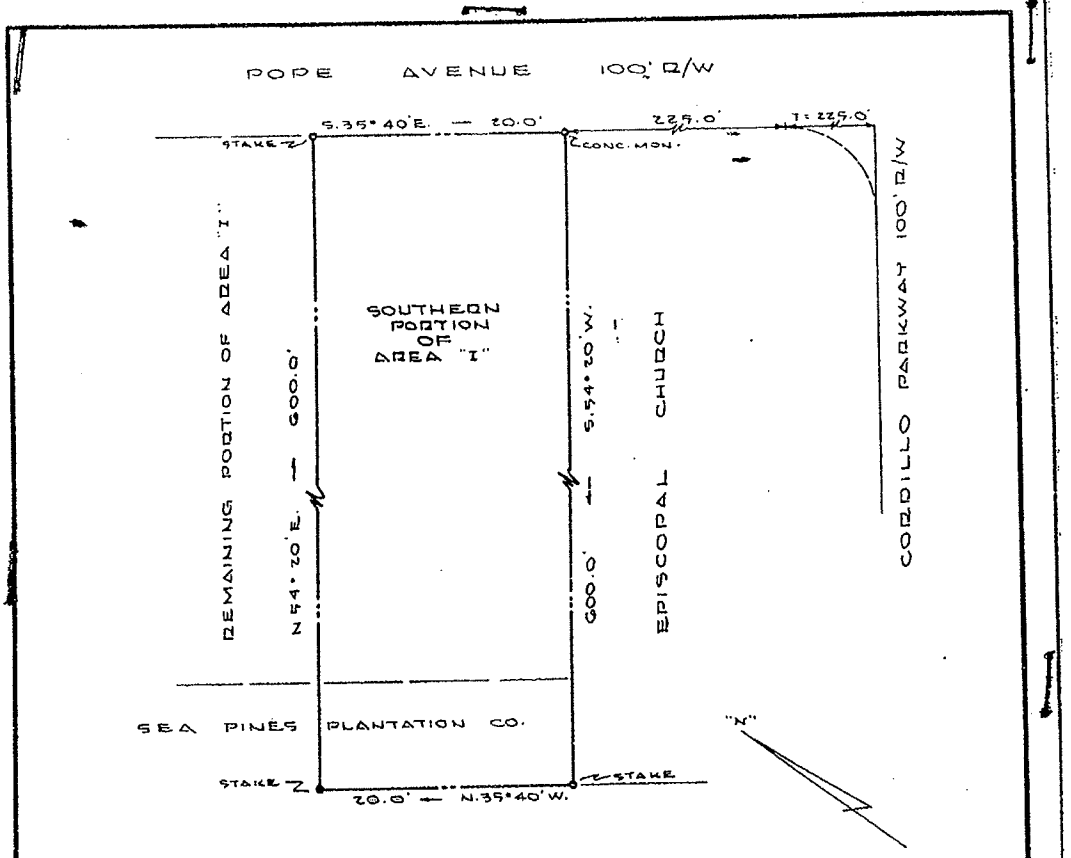
Fee, $ 1.50

L. M. Altman

Register Mesne Conveyance.
Beaufort *County, S. C.*



SL-730-00495
ROA_8480



Filed 10/2/67 2 sheets 1 card

State of South Carolina
Beaufort County

Plat of the southern portion of Area "I" and a portion of Sea Pines Plantation Co. Property in Sea Pines Plantation Area "B", Hilton Head Island, South Carolina.

SURVEYED FOR: SEA PINES PLANTATION COMPANY

I CERTIFY THAT THIS PLAT IS A CORRECT REPRESENTATION OF THE LAND PLATTED AND HAS BEEN PREPARED IN CONFORMITY WITH THE MINIMUM STANDARDS AND REQUIREMENTS OF LAW.

THOMAS AND HUTTON
ENGINEERING COMPANY
SAVANNAH, GEORGIA

SCALE: 1" = 1'

DATE: September 28, 1967

FILE: H-134

J. J. Hutton
S. C. Reg. L. S. No. 1650

PLAT BOOK 16
PAGE 62

SL-730-00496
ROA_ 8481

EXHIBIT
tabbies
SL-3

3 15:30 FROM KCL&H TO 16501319-18038861213 P.02

JSP 404

AFTER RECORDING RETURN TO:

Prepared by: Kennedy Covington Lobdell & Hickman (CJV)
NationsBank Corporate Center
100 North Tryon Street, Suite 4200
Charlotte, North Carolina 28202-4006

1100/ 18917

1286

LIMITED WARRANTY DEED

REVENUE STAMPS
EXEMPTED
STAMPS 468.00 198.00
BEAUFORT COUNTY, SC

THE STATE OF SOUTH CAROLINA §
§
COUNTY OF BEAUFORT §

NATIONSBANK OF SOUTH CAROLINA, N.A., a national banking association, formerly known as The Citizens and Southern National Bank of South Carolina, successor by merger to NCNB National Bank of South Carolina ("Grantor"), for and in consideration of the sum of TEN AND NO/100 DOLLARS ($10.00) paid to Grantor and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has GRANTED, SOLD and CONVEYED and does hereby GRANT, SELL and CONVEY unto SAINT LUKE'S EPISCOPAL CHURCH ("Grantee"), its heirs and assigns forever, in fee simple, that certain land located in Beaufort County, South Carolina, being more particularly described in Exhibit A, attached hereto and incorporated herein by reference, together with all improvements, if any, located on such land (such land and improvements being collectively referred to as the "Property").

This conveyance is made and accepted subject to all matters (the "Permitted Exceptions") set forth in Exhibit B, attached hereto and incorporated herein by reference.

TOGETHER with all and singular the rights, members, hereditaments and appurtenances belonging or in any wise incident or appertaining thereto;

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances pertaining thereto, including all of Grantor's right, title and interest in and to adjacent streets, alleys and rights-of-way, subject to the Permitted Exceptions, unto Grantee and Grantee's heirs, successors and assigns forever; and Grantor does hereby bind itself and its successors to warrant and forever defend the Property unto Grantee and Grantee's heirs, successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under Grantor, but not otherwise.

By acceptance of this Limited Warranty Deed, Grantee agrees to and accepts all of the foregoing matters.

STATE OF SOUTH CAROLINA
DOCUMENTARY STAMP TAX
JUN 1998
468.00

[DOCUMENT CONTINUED ON NEXT PAGE]

BEAUFORT COUNTY TAX MAP REFERENCE

Dist	Map	Submap	Parcel	Block
540	15		270	

Exhibit SL-3

Ad valorem taxes and assessments for the present year having been prorated, Grantee hereby assumes payment thereof, and subsequent assessments for that and prior years due to change in land usage, ownership, or both.

WITNESS the Hand and Seal of the Grantor this 11th day of June in the year of our Lord one thousand nine hundred and ninety-three and in the two hundred seventeenth year of the Sovereignty and Independence of the United States of America.

[corporate seal]

NATIONSBANK OF SOUTH CAROLINA, N.A.,
a national banking association

By: AMRESCO Institutional, Inc.,
a Delaware corporation, its
attorney-in-fact

By: _____
Name: Douglas J. Kroiss
Title: Authorized Representative

ATTEST:
_____ Assistant Secretary

SIGNED, SEALED, AND DELIVERED IN THE PRESENCE OF:

Witness
Signature: _____

Notary
Signature: _____

AGREED TO AND ACCEPTED BY GRANTEE:

[corporate seal]

SAINT LUKE'S EPISCOPAL CHURCH

ATTEST:
_____ Secretary

By: _____
Name: Brenda Lieberman
Title: Senior Warden

SIGNED, SEALED, AND DELIVERED IN THE PRESENCE OF:

Witness
Signature: _____

Notary
Signature: _____

Address of Grantee:

50 Pope Avenue
Hilton Head Island, South Carolina 29928

SL-730-00481
ROA_ 8483

BANK PROBATE

STATE OF NORTH CAROLINA $
$
COUNTY OF MECKLENBURG $

PERSONALLY APPEARED before me the undersigned witness who, being duly sworn, deposes and says that s/he saw NationsBank of South Carolina, N.A. by AMRESCO Institutional, Inc., its attorney-in-fact, pursuant to that certain Power of Attorney recorded on January 26, 1993, in Book 617 at Page 1496 of the Registry of Mesne Conveyances of Beaufort County, South Carolina, by Douglas J. Kroiss, its authorized representative, and by its Assistant Secretary sign the within Deed for the uses and purposes therein mentioned and that s/he with the other witness whose signature appears above witnessed the execution thereof.

SWORN TO BEFORE ME THIS

11th day of June, 1993.

Witness Signature: (LS)

Notary Public for North Carolina
My Commission Expires: 6/5/95

(Notary Seal)

****

CORPORATE PROBATE

STATE OF South Carolina $
$
COUNTY OF Beaufort $

PERSONALLY APPEARED before me the undersigned witness who, being duly sworn, deposes and says that s/he saw SAINT LUKE'S EPISCOPAL CHURCH, by its Senior Warden, and by its Secretary, sign the within Deed for the uses and purposes therein mentioned and that s/he with the other witness whose signature appears above witnessed the execution thereof.

SWORN TO BEFORE ME THIS

14th day of June, 1993.

Witness CHARLES A. SCHWARTZ Signature: (LS)

Notary Public for South Carolina
My Commission Expires: August 10, 1993

(Seal)

163070.1

EXHIBIT A

1289

LAND

ALL that certain piece, parcel or lot of land situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, shown and designated as Parcel 31-C, Lot C-1, 1.205 acres, on Pope Avenue, shown on a plat entitled "A Plat of Lots C-1 & C-2, a Portion of Parcel 31-C, a Section of Pope Avenue Composite," prepared by Jerry L. Richardson, S.C. Reg. L.S. No. 4784, dated 3/6/79, and recorded in Deed Book 308 at Page 1729 in the Office of the Clerk of Court for Beaufort County, South Carolina.

This conveyance is made subject to all restrictions affecting said property as recorded in the RMC Office for Beaufort County, South Carolina.

This being the same property conveyed to the grantor by deed of Andrew Arnold Clothier & Furnisher, Inc., recorded in the Office of the Clerk of Court for Beaufort County, South Carolina in Deed Book 544 at Page 154.

TMS#-540-15-270

SL-730-00483
ROA_ 8485

EXHIBIT B

PERMITTED EXCEPTIONS

1290

1. Rights of parties in possession.

2. Governmental rights of police power or eminent domain unless notice of the exercise of such rights appears in the public records as of the date hereof; and the consequences of any law, ordinance or governmental regulation including, but not limited to, subdivision, building and zoning ordinances.

3. Defects, liens, encumbrances, adverse claims or other matters 1) not known to the Grantor and not shown by the public records; or 2) resulting in no loss or damage to the Grantee; or 3) attaching or created subsequent to the date hereof.

4. Visible and apparent easements and all underground easements, the existence of which may arise by unrecorded grant or by use.

5. Any and all leases, if any, and rights of parties therein.

6. Taxes and assessments for the year of closing and subsequent years, including without limitation all general or special taxes and assessments, including public service district assessments, if any, for the Town of Hilton Head Island, and Beaufort County, S.C.

7. All valid and enforceable covenants, liens, encumbrances, defects, easements and other matters as shown on the public record.

8. All matters and defects that would be disclosed by a personal inspection of the Property or by a current, accurate physical survey of the Property.

9. Restrictions, covenants, conditions, affirmative obligations and easements in documents recorded in the RMC Office for Beaufort County, S.C. in Deed Book 76 at Page 306 and as shown on a certain plat recorded in Plat Book 20 at Page 55.

this is Pope Ave Executive Park - across the road from Church Site

SL-730-00484
ROA_ 8486

TS.P

FILED
THERESA A. MORRIS
R.M.C.
BEAUFORT COUNTY, S.C.

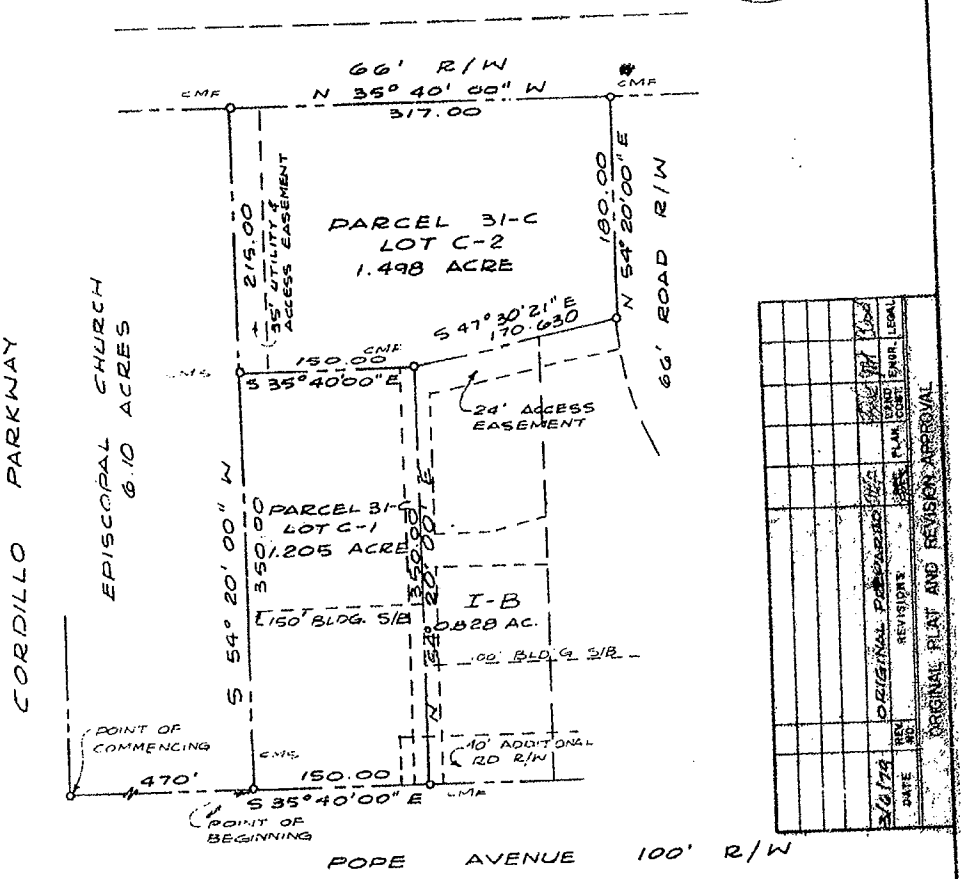
93 JUN 16 AM 11:01

BK 631 PG 1286
FOLDER #

1291

RECORDED THIS 9th DAY
OF June 1993
IN BOOK 3 PAGE 531
FEES, $
RECTOR, BEAUFORT COUNTY, S.C.

308
1739



PREPARED FOR JACK WHITE

PARCEL 31-C, PARCELS BETWEEN POPE AVE. AND SEA PINES FOREST PRESERVE BY COASTAL SURVEYING CO., INC. BOOK 27 PAGE 51

NOTE: This lot lies in a federal flood plain

I HEREBY CERTIFY THAT THE MEASUREMENTS AS SHOWN ARE CORRECT AND THERE ARE NO ENCROACHMENTS OR PROJECTIONS OTHER THAN SHOWN.

Graphic Scale
0 25 50 100 200

SCALE 1" = 100'
DATE 3/6/79
FIELD CK ____
OFFICE CK J.W.
JOB NO. 2221
REVISIONS

RECORDED IN THE OFFICE OF THE CLERK OF COURT BEAUFORT CO., S. C.
BOOK ____ PAGE ____
REPLACES PLATS IN
BOOK PAGE

Jerry L. Richardson
JERRY L. RICHARDSON
S.C. REG L.S. NO. 4784

COASTAL SURVEYING CO INC
HILTON HEAD ISLAND S.C.

A PLAT OF
LOTS C-1 & C-2
A PORTION OF
PARCEL 31-C
A SECTION OF
POPE AVENUE
COMPOSITE

HILTON HEAD ISLAND
SOUTH CAROLINA

10/29/2009 14:15 BEAUFORT CO ROD

EXHIBIT
tabbies
SL-4

22795

ATTENTION HOMEOWNER!
YOU MAY QUALIFY FOR A LOWER TAX RATE ON YOUR PRIMARY RESIDENCE. PLEASE CONTACT THE COUNTY ASSESSOR'S OFFICE FOR FURTHER INFORMATION.

BEAUFORT COUNTY, SC
REVENUE STAMPS COLLECTED
STATE 1027.00 COUNTY 433.50
Real Estate Transfer Fee Collected
$ 987.50

JSTP: BWS

829

2471

YOUR TAX NOTICE WILL BE SENT TO THE ADDRESS SHOWN ON YOUR DEED. IF YOUR DEED WAS RECORDED BY SEPTEMBER 15, IF THE ADDRESS IS INCORRECT, PLEASE NOTIFY THE COUNTY ASSESSOR.

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

TITLE TO REAL ESTATE

KNOW ALL MEN BY THESE PRESENTS, THAT THOMAS E. WHITE in the State aforesaid for and in consideration of the sum of Three Hundred Ninety-Five Thousand and 00/100 ($395,000.00) Dollars, to me in hand paid at and before the sealing of these presents by **SAINT LUKE'S EPISCOPAL CHURCH**, 50 Pope Avenue, Hilton Head Island, South Carolina 29928, in the State aforesaid, the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said **SAINT LUKE'S EPISCOPAL CHURCH**, its successors and assigns, forever, the following described property, to-wit:

STATE OF SOUTH CAROLINA SOUTH CAROLINA TAX COMMISSION DOCUMENTARY STAMP TAX 513.50

ALL that certain piece, parcel or lot of land, situate, lying and being on Hilton Head Island, County of Beaufort and State of South Carolina, more particularly described as follows: and designated as **Parcel I-B** on a Plat entitled "Paper Plat, Parcels I & IIB, **Pope Avenue**, Sea Pines Plantation, Hilton Head Island, Beaufort County, South Carolina for William M. Bowen", said Plat being dated October, 1977, and recorded with the RMC Office for Beaufort County, South Carolina, in Plat Book 26 at Page 103, and;

Beaufort County Tax Map Reference:
District 540, Map 15, Parcel 283

Together with a twenty-four (24) foot Access Easement along the southernmost boundary of other lands of ES Enterprises which is contiguous to the parcel conveyed herein and more specifically described on the aforementioned plat.

Together with a twelve (12') foot non-exclusive easement for the purpose of ingress and egress as described in that certain Grant of Non-Exclusive Easement from Bowen & Smoot, a South Carolina Partnership, to First

STATE OF SOUTH CAROLINA SOUTH CAROLINA TAX COMMISSION DOCUMENTARY STAMP TAX 513.50

BEAUFORT COUNTY TAX MAP REFERENCE

Dist.	Map	Submap	Parcel	Block
540	15		283	

Exhibit SL-4

Union National Bank of South Carolina, dated May 14, 1992 and recorded in the RMC Office for Beaufort County, South Carolina in Deed Book 598 at Page 2409.

Together with all of the rights and benefits and subject to all of the obligations, restrictions, limitations and covenants of the Grantor contained in that certain Cross Easement Agreement between Grantor and Bowen & Smoot, a South Carolina Partnership, dated May 15, 1992 and recorded in the RMC Office for Beaufort County, South Carolina in Deed Book 598 at Page 2413.

The property conveyed herein is conveyed subject to all obligations, restrictions, limitations and covenants of record in the RMC Office for Beaufort County, South Carolina applicable to said property.

This being the same property conveyed to the Grantor herein by Deed of First Union National Bank of South Carolina, dated May 15, 1992, and recorded May 19, 1992 in the R.M.C. Office for Beaufort County, South Carolina, in Deed Book 598 at Page 2423.

This Deed was prepared in the Law Offices of Fraser & Allen, LLC, Post Office Box 5098, Hilton Head Island, South Carolina 29938-5098 by J. Simon Fraser, Esquire.

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said **SAINT LUKE'S EPISCOPAL CHURCH**, its successors and assigns, forever.

AND I do hereby bind myself and my heirs, assigns, executors and administrators, to warrant and forever defend, all and singular, the said Premises unto the said **SAINT LUKE'S EPISCOPAL CHURCH**, its successors and assigns, forever, against me and my heirs, and all persons whomsoever lawfully claiming, or to claim the same or any part thereof.

SL-730-00477
ROA_ 8490

IN WITNESS WHEREOF, I have caused these presents to be executed as of the 6th day of June, 1996.

SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF:

Melanie W Peck
(Witness)

(Notary)

Thomas E. White
Thomas E. White

STATE OF SOUTH CAROLINA)
) **ACKNOWLEDGEMENT**
COUNTY OF BEAUFORT)

I, J. Simon Fraser, a notary public for the State of South Carolina, do hereby certify that Thomas E. White personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 6th day of June, 1996

J. Simon Fraser
Notary Public for the State of South Carolina
My Commission Expires 4/7/99

SL-730-00478
ROA_ 8491

24546 JSP

2474

300
95 46
95 40

JSP

FILED
JOHN A. SULLIVAN, JR.
R.M.C.
BEAUFORT COUNTY, S.C.

95 JUN 10 PM 3:37

BK 864 PG 2471
FOLDER #

RECORDED THIS 28th DAY
OF June 19 95
IN BOOK AC PAGE 699

AUDITOR, BEAUFORT COUNTY, S.C.

Current

Last amended 12-7-73

BY-LAWS

SAINT LUKE'S EPISCOPAL CHURCH
HILTON HEAD ISLAND, BEAUFORT COUNTY
SOUTH CAROLINA 29928

Article I

The name of the corporation shall be "The Rector, Church Wardens, and Vestrymen of Saint Luke's Episcopal Church, Hilton Head Island, Beaufort County, South Carolina". All the corporate power shall be vested in and exercised by the Vestry, and the act of the Vestry, duly performed, shall be deemed and taken as the act of the corporation.

Article II

This Church accedes to and adopts the Constitution, canons, doctrine, discipline, and worship of the Protestant Episcopal Church in the State of South Carolina, and the Protestant Episcopal Church in the United States of America, and acknowledges their authority accordingly. Any member of this Church or corporation who disclaims or refuses conformity to said authority shall cease to be a member of this corporation and shall not be elected to, or vote in the election of the Vestry, or exercise any office or function in, concerning or, connected with said Church or corporation.

Article III

The Vestry

Section 1. The Vestry shall consist of fifteen laymen and the Rector. Five Vestrymen shall be elected at each Annual Parish Meeting, for a term of three years; except that at the Parish Meeting in January, 1974 seven Vestrymen shall be elected, five of whom for terms of three years and one each of whom for terms of two and one years respectively, and therefore as above stated; provided that if a vacancy occurs on the Vestry the remaining Vestrymen may themselves elect a member to fill the unexpired term. No one shall be elected to the Vestry who has not attained the age of 21 years and has not been a communicant and a regular contributor to the Church for at least one year. Election shall always be by ballot.

Section 2. A Vestryman who has served one full three year term is not eligible for reelection until one year after the expiration of his last term.

Section 3. The Vestry shall elect its own officers: the Church Wardens, secretary and treasurer, provided that the secretary and treasurer need not be members of the Vestry.

Section 4. The Vestry shall act as a committee to nominate candidates for election to it, but this shall not preclude nominations from the floor.

EXHIBIT
tabbies
SL-5
ROA 843
Exhibit SL-5

Section 5. Regular meetings of the Vestry shall be held on the first Friday of the month except as otherwise agreed. Special meetings may be called at any time on request in writing to the Secretary by the Recto or any two Vestrymen. Such request shall state generally the object of the meeting, and no other business shall be discussed except as otherwise agr

Section 6. The Rector, or in his absence, the Senior Warden, shall presid at meetings. Eight Vestrymen, with the Rector, shall constitute a quorum

Section 7. The order of business at a regular meeting shll be:

1. The reading of the minutes of the preceding meeting.
2. Reports of officers and committees.
3. Unfinished business.
4. New Business.

Article IV
Duties of Officers and Committees

Section 1. The Vestry shall have charge of the temporalities of the Church and it shall be its duty to provide for all repairs, salaries and current expenses, and to take all necessary steps to raise the funds required, and to keep a proper account of the same. They shall also execute all duties which are now, or may hereafter be, imposed upon them by General Convention of Conventions of the Diocese (Canon VII - Section 4)

Section 2. It shall be the especial duty of the Wardens to provide whatever may be necessary for the due celebration of divine worship (as books, vestments, etc.), also for the decency and comfort of the church building and furniture, books for the Church records, and the elements of the Lord's Supper, and to put down all disorder during public worship. They shall be ready to collect the alms and other devotions of the people, and in case the Parish or Church is without a minister, shall disburse them; and also provide for public worship by occasional clerical services, or by lay reading, as circumstances will permit. They shall also, during such vacancy, take charge of the church plate, records, etc., and shall present to the Bishop, at each Annual Convention, a report of the Parish. It shall also be their further duty to aid the Rector or Minister in all agencies and efforts for the advancement of the Church, as Sunday Schools, etc., and they may report to the Bishop any irregularities in the mode of conducting public worship, and all offenses by their ministers, or by any other officiating for him, against the Rubrics or Canons, faith or morals (Canon VII, Section 5).

Section 3. The pastoral connection shall not be dissolved except as provided by Canon 46 of the General Convention (Canon VII, Section 6).

Section 4. If the Parish becomes vacant, it shall be the duty of the Vestry to notify the Bishop of the fact, and also to elect and invite a Rector, but not without due regard to the ascertained wishes of the congregation, and the opinion and advice of the Bishop.

Section 5. All Church buildings and the personal property contained therein shall be insured in a reliable insurance company or companies for an amount determined by the Vestry.

Section 6. Secretary. It shall be the duty of the secretary to keep a correct record of the proceedings of the Vestry and Annual Meetings, to attest their acts, and preserve the records, and to deliver to his successor all books and papers belonging to it or appertaining to its business.

Section 7. Treasurer. It shall be the duty of the Treasurer to collect and disburse all monies. He shall keep regular accounts of all transactions, and shall deliver to his successor all books, papers, and funds which may be in his charges. He shall keep the Vestry informed of the current financial status of the Parish, prepare the Diocesan reports, and perform such other duties normally assigned to a treasurer, He shall be bonded in the amount of $10,000, the premium being paid by the Parish.

Section 8. Committees. Committees necessary to effective operation, such as Property, Finance, Music, Ushering, Parochial Work, and Executive, shall be appointed annually. Normally a Vestryman shall be chairman of each committee, but the other members may be appointed from outisde the Vestry. The powers, duties and membership qualifications of each committee shall be determined by the Vestry.

Article V
Decorations and Alterations

No decoration, alteration, or addition to any part of the Church building, furniture or grounds shall be made without the consent of the Vestry (the rights of the Rector within the Chancel are recognized).

Article VI

If the Parish is dissolved, pursuant to the Canons of the Protestant Episcopal Church in the Diocese of South Carolina, automatically the offices of the Vestry, Wardens, and other officers shall become vacant and the Standing Committee of the Protestant Episcopal Church in the Diocese of South Carolina shall become the managing body of the corporation, with full power and authority, without restriction, to liquidate the property of the corporation, to sell or mortgage its property or any part thereof, to convey any or all of its property to the Trustees of the Protestant Episcopal Church in South Carolina, and upon complete liquidation to surrender the charter of the corporation.

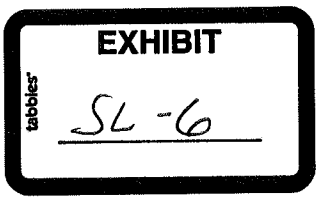
Article VII

The Parish shall not accept title to any property with reverter clause to the grantor, grantors, or any other person.

Article VIII
Amendments to By-Laws

The By-Laws may be amended by majority vote of the Vestry at any appropriate time.

Amended: December 7, 1973



By-Laws

Saint Luke's Episcopal Church
Hilton Head Island, Beaufort County
South Carolina 29928

Revised November, 2000

Article I

The name of the corporation shall be "The Rector, Church Wardens, and Vestrymembers of Saint Luke's Episcopal church, Hilton Head Island, Beaufort County, South Carolina." All the corporate power shall be vested in and exercised by the Vestry, and the act of the Vestry, duly performed, shall be deemed and taken as the act of the corporation.

Article II

This Church accedes to and adopts the constitution, canons, doctrine, discipline, and worship of the Protestant Episcopal church in the State of South Carolina, and the Protestant Episcopal church in the United States of America, and acknowledges their authority accordingly. Any member of this Church or corporation who disclaims or refuses conformity to said authority shall cease to be a member of the corporation and shall not be elected to, or vote in the election of the Vestry, or exercise any office or function in, concerning or, connected with said Church or corporation.

Article III

Section 1. The Vestry shall consist of two Wardens, and not less than (3) three or more than (15) fifteen persons, members of the parish to continue in office for the term elected. (Canon VII Section 1). One third of the vestry shall be elected at each Annual Parish Meeting, for a term of three years. Be it provided that if a vacancy occurs on the Vestry the remaining Vestrymembers may themselves elect a member to fill the unexpired term. No one shall be elected to the Vestry who has not attained the age of 21 years and has not been a communicant and a regular contributor to the church for at least one year. Election shall always be by ballot.

Section 2. A Vestrymember who has served one full three year term is not eligible for reelection until one year after the expiration of his last term. Similarly, a Vestrymember who, through election to more than one unfilled term, has served a total of three years shall be ineligible for reelection until one full year after the expiration of his last term.

Section 3. The Vestry shall elect its own officers: the Church Wardens, secretary and treasurer, provided that the secretary need not be a member of the Vestry.

Section 4. The Vestry shall act as a committee to nominate candidates for election to it, but this shall not preclude nominations from the floor, so long as those so nominated can attest that they meet the qualifications to be nominated. (*See attached Addendum A for specific Vestry qualifications.)

Section 5. Regular meetings of the Vestry shall be held on the fourth Tuesday of the month except as otherwise agreed. The Executive Committee shall meet on the third Tuesday of each month to set the agenda for the Vestry meeting. Special meetings may be called at any time on request in writing to the secretary by the Rector or any two Vestrymembers. Such request shall state generally the object of the meeting, and no other business shall be discussed except as otherwise agreed.

Section 6. The Rector, or in his absence, the Rector's Warden, shall preside at meetings. A simple majority of the Vestrymembers, with the Rector, shall constitute a quorum.

Section 7. The order of business at a regular meeting shall be:

1. A devotional period.
2. The reading of the minutes of the preceding meeting.
3. Reports of officers and committees.
4. The Treasurer's report.
5. Unfinished business.
6. New business.

Article IV
Duties of Officers and Committees

Section 1. The Vestry shall have charge of the temporalities of the Church, and it shall be its duty to provide for all repairs, salaries and current expenses, and to take all necessary steps to raise the funds required, and to keep a proper account of the same. They shall also execute all duties which are now, or may hereafter be, imposed upon them by General convention of Conventions of the Diocese (Canon VII Section 4).

Section 2. It shall be the especial duty of the Wardens to provide whatever may be necessary for the due celebration of divine worship (as books, vestments, etc.), also the decency and comfort of the church building and furniture, books for the Church records, and the elements of the Lord's Support, and to put down all disorder during public worship. They shall be ready to collect the alms and other devotions of the people, and in case the Parish or Church is without a minister, shall disburse them; and also provide for public worship by occasional clerical services, or by lay reading, as circumstances will permit. They shall also, during such vacancy, take charge of the church plate, records, etc., and shall present to the Bishop, at each Annual Convention, a report of the Parish. It shall also be their further duty to aid the Rector or Minister in all agencies and efforts for the advancement of the Church, as Sunday Schools, etc., and they may report to the Bishop any irregularities in the mode of conducting public worship, and all offenses by their ministers, or by any other officiating for him, against the Rubrics or Canons, faith or morals (Canon VII, Section 5).

Section 3. The pastoral connection shall not be dissolved except as provided by Canon XXVII of the General convention (Canon VII, Section 6).

Section 4. If the Parish becomes vacant, it shall be the duty of the Vestry to notify the Bishop of the fact, and also to elect and invite a Rector, but not without due regard to the ascertained wishes of the congregation, and the opinion and advice of the Bishop. (Canon VII, Section 7).

Section 5. All Church buildings and the personal property contained therein shall be insured in a reliable insurance company or companies for an amount determined by the Vestry. (Canon VII, Section 8).

Section 6. Secretary. It shall be the duty of the secretary to keep a correct record of the proceedings of the Vestry and Annual Meetings, to attest their acts, and preserve the records, and to deliver to his successor all books and papers belonging to it or appertaining to its business.

Section 7. Treasurer. It shall be the duty of the Treasurer to collect and disburse all monies. He shall keep regular accounts of all transactions, and shall deliver to his successor all books, papers, and funds which may be in his charge. He shall keep the Vestry informed of the current financial status of the Parish, prepare the Diocesan reports, and perform such other duties normally assigned to a treasurer. He shall keep in force at parish expense a blanket Fidelity bond of not less than Ten Thousand Dollars ($10,000) on all Parish and Mission Treasurers and Treasurers of all other Parish organizations. (Canon X, Section 3).

Section 8. Committees. Committees necessary to effective operation, such as Property, Finance, Music, Ushering, Parochial Work, and Executive, shall be appointed annually. Normally a Vestrymember shall act as liaison with each committee, but the other members may be appointed from outside the Vestry. The powers, duties and membership qualifications of each committee shall be determined by the Vestry.

Article V
Decorations and Alternations

No decoration, alteration, or addition to any part of the Church building, furniture or grounds shall be made without the consent of the Vestry (the rights of the Rector within the Chancel are recognized).

Article VI

If the Parish is dissolved, pursuant to the Canons of the Protestant Episcopal Church in the Diocese of South Carolina, automatically the offices of the Vestry, Wardens, and other officers shall become vacant and the standing Committee of the Protestant Episcopal Church in the Diocese of South Carolina shall become the managing body of the corporation, with full power and authority, without restriction, to liquidate the property of the corporation, to sell or mortgage its property or any part thereof, to convey any or all of its property to the Trustees of the Protestant Episcopal Church in South Carolina, and upon complete liquidation to surrender the charter of the corporation.

Article VII

The Parish shall not accept title to any property with reverter clause to the grantor, grantors, or any other person.
General note:

Prepared and last revised by:
William J. Moffitt
December 10, 2000

Accepted by the St. Luke's Church Vestry December 19, 2000

Adopted by the Annual Parish Meeting January 15, 2001

Addendum "A"
To the By-Laws of St. Luke's Episcopal Church Dated December 10, 2000

Requirements for Vestry membership established by the Rector, Greg Kronz (in 1992).

To know Jesus Christ as Savior and Lord, and to seek an ever deepening relationship with Him.

To be growing in Christ through the disciplines of daily devotional time of Bible reading and prayer.

Continue to worship regularly, and seek to be in an intentional fellowship group in which you share your life, you are supported and prayed for, and which will also serve to hold you accountable.

To be a confirmed ("communicant") member of the Episcopal Church, being in good standing with the church and with the Lord, as described in the Canons of the Episcopal Church and our Diocese. And to seek to understand and support he goals of the Staff and Vestry of this part of the Body of Christ at St. Luke's Church.

Practice Stewardship of time, talents, and treasure, which is the case of the last, be tithing or working toward the tithe (affirmed by Scripture, and the Episcopal Church, as the minimum standard of giving).

Attend regularly all vestry meetings, and retreat(s): and, if you serve on the Executive committee, to attend.

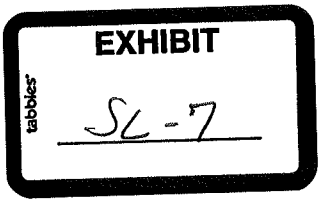
Model a level of commitment to the Lord and St. Luke's by being faithful, and seeking to follow Christ in both "followership" and leadership.

Be responsible in the handling of conflict and gossip, if these occur: and also, when appropriate, to handle with sensitivity and discernment that which might need to be confidential (not that we are trying to be secretive about any parish work, but in the case of someone sharing a personal need or struggle).

Finally, the Vestry is those called to serve Christ through this vehicle. The above list indicates a position of leadership, responsible for the spiritual and fiduciary aspects of our Church. But we are also a small group, committed to each other. St. Luke's will only be as strong as our commitment to the Lord, and our commitment to each other. Let us covenant to each other to be the followers of Christ and the leaders of His body here as He calls us to be.

Retyped from the original December 10, 2000

By-Laws



Saint Luke's Episcopal Church
Hilton Head Island, Beaufort County
South Carolina 29928

Revised January, 2009

Article I

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Exhibit SL-7

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Section 3. The pastoral connection shall not be dissolved except as provided by Canon XXVII of the General convention (Canon VII, Section 6).

Section 4. If the Parish becomes vacant, it shall be the duty of the Vestry to notify the Bishop of the fact, and also to elect and invite a Rector, but not without due regard to the ascertained wishes of the congregation, and the opinion and advice of the Bishop. (Canon VII, Section 7).

Section 5. All Church buildings and the personal property contained therein shall be insured in a reliable insurance company or companies for an amount determined by the Vestry. (Canon VII, Section 8).

Section 6. Secretary. It shall be the duty of the secretary to keep a correct record of the proceedings of the Vestry and Annual Meetings, to attest their acts, and preserve the records, and to deliver to his successor all books and papers belonging to it or appertaining to its business.

Section 7. Treasurer. It shall be the duty of the Treasurer to collect and disburse all monies. He shall keep regular accounts of all transactions, and shall deliver to his successor all books, papers, and funds which may be in his charge. He shall keep the Vestry informed of the current financial status of the Parish, prepare the Diocesan reports, and perform such other duties normally assigned to a treasurer. He shall keep in force at parish expense a blanket Fidelity bond of not less than Ten Thousand Dollars ($10,000) on all Parish and Mission Treasurers and Treasurers of all other Parish organizations. (Canon X, Section 3).

Section 8. Committees. Committees necessary to effective operation, such as Property, Finance, Music, Ushering, Parochial Work, and Executive, shall be appointed annually. Normally a Vestrymember shall act as liaison with each committee, but the other members may be appointed from outside the Vestry. The powers, duties and membership qualifications of each committee shall be determined by the Vestry.

Article V
Decorations and Alternations

No decoration, alteration, or addition to any part of the Church building, furniture or grounds shall be made without the consent of the Vestry (the rights of the Rector within the Chancel are recognized).

Article VI

If the Parish is dissolved, pursuant to the Canons of the Protestant Episcopal Church in the Diocese of South Carolina, automatically the offices of the Vestry, Wardens, and other officers shall become vacant and the standing Committee of the Protestant Episcopal Church in the Diocese of South Carolina shall become the managing body of the corporation, with full power and authority, without restriction, to liquidate the property of the corporation, to sell or mortgage its property or any part thereof, to convey any or all of its property to the Trustees of the Protestant Episcopal Church in South Carolina, and upon complete liquidation to surrender the charter of the corporation.

Article VII

The Parish shall not accept title to any property with reverter clause to the grantor, grantors, or any other person.
General note:

Prepared and last revised by:
Tom Conner
January 19, 2009

Accepted by the St. Luke's Church Vestry January 19, 2009

Adopted by the Annual Parish Meeting January 19, 2009

Addendum "A"
To the By-Laws of St. Luke's Episcopal Church Dated December 10, 2000

Requirements for Vestry membership established by the Rector, Greg Kronz (in 1992).

To know Jesus Christ as Savior and Lord, and to seek an ever deepening relationship with Him.

To be growing in Christ through the disciplines of daily devotional time of Bible reading and prayer.

Continue to worship regularly, and seek to be in an intentional fellowship group in which you share your life, you are supported and prayed for, and which will also serve to hold you accountable.

To be a confirmed ("communicant") member of the Episcopal Church, being in good standing with the church and with the Lord, as described in the Canons of the Episcopal Church and our Diocese. And to seek to understand and support he goals of the Staff and Vestry of this part of the Body of Christ at St. Luke's Church.

Practice Stewardship of time, talents, and treasure, which is the case of the last, be tithing or working toward the tithe (affirmed by Scripture, and the Episcopal Church, as the minimum standard of giving).

Attend regularly all vestry meetings, and retreat(s): and, if you serve on the Executive committee, to attend.

Model a level of commitment to the Lord and St. Luke's by being faithful, and seeking to follow Christ in both "followership" and leadership.

Be responsible in the handling of conflict and gossip, if these occur: and also, when appropriate, to handle with sensitivity and discernment that which might need to be confidential (not that we are trying to be secretive about any parish work, but in the case of someone sharing a personal need or struggle).

Finally, the Vestry is those called to serve Christ through this vehicle. The above list indicates a position of leadership, responsible for the spiritual and fiduciary aspects of our Church. But we are also a small group, committed to each other. St. Luke's will only be as strong as our commitment to the Lord, and our commitment to each other. Let us covenant to each other to be the followers of Christ and the leaders of His body here as He calls us to be.

Retyped from the original December 10, 2000

EXHIBIT
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SL-8

St. Luke's Church
Hilton Head Island, SC

SPECIAL MEETING OF THE VESTRY –

4 p.m. – November 17, 2009

Vestry Room

Minutes

Present: G. Kronz, L. Arraj, M.Blackshire, J. Brackett, W. Bridgers, M. Eitel, J. Kirby, B. Lieberman, C. Rathman, D. Warren, J.Wigington, G. Znachko

Absent: M.Vanagel

Guests: Tom Conner, Treasurer, Tony Colucci, Comptroller, and B. Conner, Secretary

I. Greg opened the meeting with prayer.

Greg started by saying that this is a special meeting of the Vestry called for two specific purposes. He then (with agreement from Dave Warren) turned the meeting over to John Wigington, Tony Colucci as Comptroller (non-Vestry member), and Tom Conner as Treasurer (non-Vestry member).

John W. was the designated spokesperson for the group. He said that we had agreed unanimously at a previous Vestry meeting to work on two fronts. Greg would contact by letter the Diocese Standing Committee and Bishop Lawrence, which he has done; and he, along with Tony and Tom would pursue legal counsel to see how we can secure our title and our property here at St. Luke's. This meeting will sound very corporate in nature, but it is a step in the process towards having our property here stewarded by the people of St. Luke's. He thanked Tony very much for the work he has done to bring us to this point.

John W. than said that legally there should have been a ten-day notice prior to the meeting, which there was not, and asked for a motion to approve the "Waiver of Notice" – that the Vestry members are waiving their right on that ten-day time period in order to have this special meeting. (Greg did not have to sign).

The motion to approve the "Waiver of Notice" was made by Greg, seconded by Gail, and approved by all who were present.

The "Waiver of Notice" was then circulated around the table and signed by all in attendance at that time. Tony said that he would try to get the remaining signatures of those missing by tomorrow (Lisa, Mike and Mark). (***Lisa and Mike both arrived at 4:30 p.m. and signed the waiver. Mark arrived at 6 p.m. during the regular Vestry meeting and also signed the waiver***).

Tony distributed copies of the amended and restated bylaws. John W. gave everyone a few minutes to read them over. Tom suggested that everyone tear up the old copies and just keep these new ones – once they are approved. The date of approval (Special Meeting date of the church) will be on the new documents once they have been approved.

John W. said the key word to think about is – accession – accession means 'you are in agreement to.' The lawyer used this concept that we are simply removing from our current bylaws words or phrases that accession to the protestant Episcopal church of the U.S. and the Diocese of South Carolina. There was never any intention to become joined with the Episcopal Church USA or the Diocese of SC in ownership of our

Exhibit SL-8

property, or allowing the Diocese or Episcopal Church to become party to an agreement already in force (between St. Luke's Church and Sea Pines aka Charles Fraser). We need to stay on this tract. But keep in

mind that the traditions and heritage of this Church and this Vestry do not change. We have previously affirmed there is a Vestry, approved the five resolutions and the Anglican Communion. Further, we are still in the "episcopal" church (used as an adjective). By definition, we have a Bishop who we believe is orthodox and we are committed to, and a Rector who is orthodox and we are committed to. The byLaws compared to our others remove all hierarchical and doctrinal language. If you go to our website there is a doctrinal statement and we are going to have later documents that are going to have more ministry and committee-type stuff that the Vestry can work on at another time. The new bylaws that you have in front of you are in essence 'corporate'. We are a non-profit corporation that is also a church. The word 'church' is very important because of a revisionary clause. If we cease to be a church, the property will revert back to another company.

John W. said we have four resolutions which Tony then handed out. The title on the page reads, "Resolutions for Special Called Vestry Meeting." The purpose of the resolutions is to amend and restate the Bylaws for Saint Luke's, and to change the name of the corporation from "Saint Luke's Episcopal Church Hilton Head Island" to "Saint Luke's Church, Hilton Head Island."

He then asked that each of the four resolutions be approved separately.

Resolution 1:

"Resolved that the Amended and Restated Bylaws be adopted and ratified, and accepted as fully binding on Saint Luke's, and that this resolution, along with the Amended and Restated Bylaws, be included in the minutes of this Special Called Vestry Meeting and incorporated therewith."

Will B. made the motion to approve Resolution 1, seconded by Connie, and all approved by individual voice vote. There was no discussion. Lisa and Mike also approved by individual voice vote after they arrived at 4:30 p.m.

Resolution 2:

"Resolved that the name of Saint Luke's Episcopal Church, Hilton Head Island be changed to Saint Luke's Church, Hilton Head Island, and that the Corporate Charter be amended and restated to reflect the same.

Resolved further that, in accordance with the South Carolina Non-Profit Corporation Act, the Communicants in Good Standing (as defined in the Amended and Restated Bylaws of Saint Luke's) also must approve by a two-thirds vote all amendments to the corporate charter, and accordingly, a Special Called Meeting of Communicants shall be held on Tuesday, December 1, 2009 at 6:00 p.m. in the Sanctuary at Saint Luke's."

Following the discussion below, Will B. made the motion to approve Resolution 2, seconded by Judy, and all approved by individual voice vote. Lisa and Mike joined the meeting during the discussion and before the motion was made to approve.

Greg said we are talking about having a meeting before the one on December 1, and probably on a Wednesday. He is concerned about those who will say they didn't have enough time to digest everything or talk about it or ask questions. As of now, he is thinking it should be scheduled for Wednesday, November 25, from 4-5 p.m. in the Sanctuary for those who don't want to drive after dark. He realizes that it is the night before Thanksgiving, but there is no other choice. We feel we need to offer that. The meeting has to be in a "forum" setting with questions and answers and for clarification only. All Vestry members approved

of the idea. Greg said he would ask people that evening if they had questions or needed clarification. The meeting is not for agreement or disagreement. (Lisa and Mike arrive). Gail asked what would be covered during the meeting. The answer was the new bylaws and the four resolutions. Who will lead the meeting? John Wigington.

Tony said a packet of information will be sent out on Thursday, November 19 to all who meet the criteria and would be eligible to vote. He said that Greg is going over a list right now. Once that list has been finalized, those people will receive the packet. We fulfill our fiduciary responsibility by mailing out the packet. Tony said enough discussion will probably be held so that if anyone doesn't receive a packet, they will notify the church office and one can be provided. An announcement will be in this Sunday's bulletin.

Resolution 3:

"Resolved that the corporate charter for Saint Luke's be further amended to remove all references to the Protestant Episcopal Church and the Diocese of South Carolina, and the Canons and Constitutions associated therewith, so that the fourth article of the charter is deleted in its entirety and the following is inserted in its stead.

Fourth: The purpose of the Corporation is to operate as a religious non-profit corporation (or church).

Resolved further that the change to the corporate charter approved by this resolution be included in the matters for approval by the Communicants in Good Standing at the Special Called Meeting."

Brenda made the motion to approve Resolution 3, seconded by Connie, and approved by all by individual voice vote.

Lisa asked what "good standing" meant. She was referred to Article II of the Amended and Restated By-Laws because it is covered there.

Resolution 4:

"Resolved that the Record Date for determining the Communicants in Good Standing be set for November 19, 2009, and that the Corporate Secretary make the list available from the date of the notice of the Special Meeting until the meeting is held.

All Resolutions adopted shall be included in the minutes for this Special Called Vestry Meeting, and shall be accepted and ratified as fully binding on Saint Luke's."

Dave made the motion to approve Resolution 4, seconded by Gail, and approved by all by individual voice vote.

Gail asked where the list would be of those in good standing. Tony said it would be in the office and brought over to the Sanctuary on December 1 for the meeting. The paperwork has to be back in the office 48 hours before the December 1 meeting. There followed some discussion on possible problem scenarios; i.e. if someone did not receive a packet and comes to the meeting, what should be done? That person must have been confirmed and have attended church three times in the past year. Greg also asked if those who cannot vote should be given a voice at the meeting. How do we address that? Judy said we should have several laptops with the list on them and we can check at that time to see if their name is on the list. Tony said we could run a master list. If the person is on the list, then we look at the criteria in Article II. Tony suggested that they have no voice if they don't pass the criteria. Judy said if it is a written vote, we can wait until the

next day to look over the ballots and check criteria at that time if there is a question. Various methods were discussed about voice vs. vote. John W. said that Allison Murphy (one of the attorneys we are working with at the McNair Law Firm) is also on the Vestry at All Saints, Pauley's Island. He said that he and Tony will talk to her about the protocol and will then communicate with everyone through email. It is very important for all of the procedures to be done correctly in order to eliminate any future challenge by those whose beliefs are not the same as ours. He also asked that all Vestry members read the documents they have received tonight more than once.

The date of November 19 is the date of record for mailing the packets out to communicants in good standing. Lisa asked about those who physically cannot make it to church for the meeting. Tony said that is also handled in Article II where it refers to those who are "...unless for good cause prevented,..." Those people will continue to be on the list. They can send back a proxy.

John W. wanted it clearly put into the minutes that the Vestry passed unanimously all of the four resolutions. But, we needed to wait for Mark's approval.

Lisa and Mike were asked to give their voice vote on Resolution 1 because they had not been in attendance. Each of them gave their voice vote of approval.

Tony then called Mark on his cell phone in order to obain his vote. Tony read the four resolutions to him over the phone. The phone was handed over to John W. who asked Mark to give a voice vote of approval to each resolution which he then did loud enough for most, if not all, of the Vestry to hear.

Following the discussion with Mark over the phone, we can now say that the Vestry unanimously passed all four of the resolutions.

Tom said that John W. had gone over a virtual checklist received from the attorney. If the meeting sounded stilted at times, it was because everything had to be covered in just the right way.

The Notice of Special Meeting will be mailed out – to change the name of the corporation and to amend and restate the Charter. Tony distributed the one-page Notice to the Vestry members saying also that the Corporate Secretary has been Tom York since February of 2005. He was appointed on an interim basis. Tony said they are recommending that Beverly Conner accept that role because we need someone in that capacity at this time.

Marilyn asked that a stamp of some kind be placed on the outside of the envelope so that people will be sure to open it since we have had two mailings recently dealing with stewardship. Tony said that can be done.

Tony said that independent CPA's should count the votes even though it will cost a few hundred dollars.

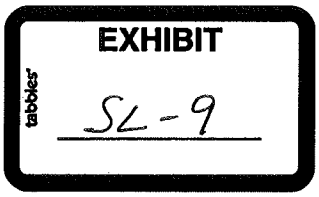
John W. said there will be a parliamentarian present who was also used at All Saints, Pauley's Island and who is world-class. She will lead us through the process which will also be videotaped by John Brackett.

Tony had handed out copies of the proxy and the ballot to the Vestry members so that they could look them over. He then collected them so that they could be destroyed. Copies of the old by-laws were also to be destroyed.

Respectfully submitted,

Beverly Conner

Secretary



RESOLUTIONS FOR SPECIAL CALLED VESTRY MEETING
November 17, 2009

Resolution 1:

Resolved that the Amended and Restated Bylaws be adopted and ratified, and accepted as fully binding on Saint Luke's, and that this resolution, along with the Amended and Restated Bylaws, be included in the minutes of this Special Called Vestry Meeting and incorporated therewith.

Resolution 2:

Resolved that the name of Saint Luke's Episcopal Church, Hilton Head Island be changed to Saint Luke's Church, Hilton Head Island, and that the Corporate Charter be amended and restated to reflect the same.

Resolved further that, in accordance with the South Carolina Non-Profit Corporation Act, the Communicants in Good Standing (as defined in the Amended and Restated Bylaws of Saint Luke's) also must approve by a two-thirds vote all amendments to the corporate charter, and accordingly, a Special Called Meeting of Communicants shall be held on Tuesday, December 1, 2009 at 6:00 p.m. in the Sanctuary at Saint Luke's.

Resolution 3:

Resolved that the corporate charter for Saint Luke's be further amended to remove all references to the Protestant Episcopal Church and the Diocese of South Carolina, and the Cannons and Constitutions associated therewith, so that the fourth article of the charter is deleted in its entirety and the following is inserted in its stead:

Fourth: The purpose of the Corporation is to operate as a religious non-profit corporation (or church).

Resolved further that the change to the corporate charter approved by this resolution be included in the matters for approval by the Communicants in Good Standing at the Special Called Meeting.

Resolution 4:

Resolved that the Record Date for determining the Communicants in Good Standing be set for November 19, 2009, and that the Corporate Secretary make the list available from the date of the notice of the Special Meeting until the meeting is held.

All Resolutions adopted shall be included in the minutes for this Special Called Vestry Meeting, and shall be accepted and ratified as fully binding on Saint Luke's.

Exhibit SL-9

EXHIBIT
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SL-10

AMENDED AND RESTATED BY-LAWS
FOR
SAINT LUKE'S CHURCH
HILTON HEAD ISLAND

ARTICLE I

These Bylaws provide for the governance of Saint Luke's Church, Hilton Head Island, located at 50 Pope Avenue, Hilton Head Island, South Carolina 29928 (hereinafter "Saint Luke's"), a non-profit corporation created pursuant to the laws of the state of South Carolina and governed by the South Carolina Non-Profit Corporation Act, S.C. Code Ann. §33-31-101, et seq. (2008) (hereinafter "Act").

ARTICLE II

All who have been confirmed at Saint Luke's or had their membership transferred to Saint Luke's, have accepted Jesus Christ as their Lord and Savior, received Holy Communion at Saint Luke's at least three (3) times during the preceding year, and who are sixteen (16) years of age and over are to be considered Communicants of Saint Luke's (hereinafter "Communicants"). All Communicants who have received Holy Communion at least twelve (12) times during the preceding year (unless for good cause prevented), reached the age of twenty-one (21), and are committed to working and praying, and providing financial support for, Saint Luke's, are to be considered Communicants in Good Standing (hereinafter "Communicants in Good Standing").

ARTICLE III

SECTION 3.1. MEMBERSHIP VOTING.
Each Communicant in Good Standing shall be entitled to one (1) vote. Voting by ballot is permitted pursuant to the Act; no cumulative voting is permitted.

SECTION 3.2. QUORUM.
The presence in person or by proxy of twenty (20%) percent of Communicants in Good Standing shall constitute a quorum.

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SL-313-00011
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SECTION 3.3. MAJORITY.
As used in these By-laws, the term "Majority" shall mean fifty-one (51%) percent of the Communicants in Good Standing present in person or by proxy at the particular meeting.

SECTION 3.4. PROXIES.
Votes may be cast in person or by proxy. Proxies must be signed by the Communicant in Good Standing giving his or her proxy to the designated agent, and filed with the Corporate Secretary prior to the appointed time of each meeting. Notice of proxies may be provided to the Corporate Secretary by facsimile (fax) transmission or by electronic mail (e-mail).

SECTION 3.5. MAJORITY VOTE.
A vote of the Majority present at a meeting at which a quorum shall be present shall be binding upon all Communicants.

SECTION 3.6. ANNUAL MEETINGS.
The Annual Meetings of Saint Luke's shall be held in January of each year, or at such other time as a Majority of the Communicants in Good Standing may agree upon. Any other business of Saint Luke's as may properly be presented may also be transacted.

SECTION 3.7. NOTICE OF MEETINGS.
The Corporate Secretary shall provide notice of each Annual Meeting, stating the time and place where the meeting is to be held, to the Communicants in Good Standing. The mailing or delivery of a notice of meeting in the manner provided in these Bylaws shall be considered service of notice. Notices for Annual Meetings shall be provided at least ten (10) days but not more than sixty (60) days in advance of such meeting.

SECTION 3.8. SPECIAL MEETINGS OF COMMUNICANTS.
Special Meetings of Communicants in Good Standing may be called by the Rector, the Vestry, or by a petition signed by at least fifteen (15%) percent of the Communicants in Good Standing. Except in cases in where express provision is made by statute, notice of any Special Meeting shall state the date, time, and place of such meeting, and shall specify, in addition to the place, date and hour of such meeting, the nature of the business to be transacted, and no other business may be transacted at the Special Meeting. Notice may be given by facsimile transmission or other form of wireless communication, including electronically, if confirmation of its receipt is maintained by the Corporate Secretary until the meeting for which the notice was provided has been adjourned.

If a Special Meeting of Communicants in Good Standing is called by Communicants in Good Standing, the request shall be submitted by them in writing, specifying the general nature of the business proposed to be transacted, and shall be delivered personally or sent by registered mail or by facsimile transmission (with confirmation of receipt) to the Corporate Secretary or the Rector. The Special Meeting shall be held not less than forty-eight (48) hours following the receipt of the request.

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ARTICLE IV

SECTION 4.1. THE VESTRY.
The affairs of Saint Luke's shall be governed by a Vestry comprised of not less than three (3) and not more than fifteen (15) Communicants in Good Standing. The Vestry shall have charge of the temporalities of Saint Luke's, and it shall be its duty to provide for all repairs, salaries and current expenses, and to take all necessary steps to raise the funds required, and to keep a proper account of the same. The Vestry shall have the powers and duties necessary for the administration of the affairs of Saint Luke's and may do all such acts and things authorized by these By-Laws and the Act.

SECTION 4.2. QUALIFICATION.
Members of the Vestry shall serve in three (3) year terms. A Vestry Member who has served one (1) full three (3) year term is not eligible for reelection until one (1) year after the expiration of the last term served. Similarly, a Vestry Member who, through election to more than one (1) unfilled term, has served a total of three (3) years shall not be eligible for reelection until one (1) full year after the expiration of the last term served.

SECTION 4.3. ELECTION PROCEDURES.
Members of the Vestry shall be elected by the Vestry and ratified by the Communicants in Good Standing at each Annual Meeting.

SECTION 4.4. VACANCIES AND REMOVAL OF VESTRY MEMBERS.
The Vestry shall have the right, in its sole discretion, to remove a Vestry Member should a Vestry Member be absent from Vestry Meetings more than three (3) times in any year, or should the Vestry Member no longer be a Communicant in Good Standing. In the event of a vacancy, the remaining Vestry Members shall elect a Communicant in Good Standing to fill the unexpired term.

SECTION 4.5. REGULAR MEETINGS.
Regular meetings of the Vestry shall be held on the fourth (4th) Tuesday of each month except as otherwise agreed. The Rector, or in his absence, the Senior Warden, shall preside at meetings. Telephonic meetings are expressly authorized. Notice of regular meetings of the Vestry shall be given by the Corporate Secretary to each Vestry Member, personally or by mail, telefax, or e-mail, at least twenty-four (24) hours prior to the day named for such meeting. The order of business at a regular meeting shall be:

1. A devotional period.
2. The reading of the minutes of the preceding meeting.
3. Unfinished business.
4. New business.
5. Reports of officers and committees.

SL-313-00013
ROA_ 8512

6. The Treasurer's report.

SECTION 4.6. SPECIAL MEETINGS.
Special Meetings of the Vestry may be called by the Rector on twenty-four (24) hours notice to each Vestry Member, given personally or by mail, telephone, telefax or e-mail, which notice shall state the time, place, and the purpose of the meeting. Special Meetings of the Vestry shall be called by the Rector or Corporate Secretary in like manner and on like notice on the written request of at least two (2) Vestry Members.

SECTION 4.7. WAIVER OF NOTICE.
Before or at any meeting of the Vestry, any Member of the Vestry may waive notice of such meeting and such waiver shall be deemed equivalent to the giving of such notice. Attendance by a Vestry Member at any meeting of the Vestry shall be a waiver of notice by him of the time, place and purpose thereof. If all members are present at any meeting of the Vestry, no notice shall be required and any business may be transacted at such meeting.

SECTION 4.8. QUORUM.
At all meetings of the Vestry, a majority of the Vestry Members shall constitute a quorum for the transaction of business, and acts of the majority present at a meeting at which a quorum is present shall be the acts of the Vestry. If, at any meeting of the Vestry, there is less than a quorum present, the majority of those present may adjourn the meeting until such time as a quorum may be reached, at which time any business which might have been transacted at the meeting as originally called may be transacted without further notice. Voting by proxy shall not be allowed at meetings of the Vestry.

SECTION 4.9. OPEN MEETINGS.
Vestry meetings may be open to all Communicants at the Vestry's discretion, but attendees other than members of the Vestry may not participate in any discussion or deliberation. Notwithstanding the above, upon motion by a Vestry Member, any Vestry meeting may be adjourned and reconvened in Executive Session, at which point only Vestry Members can be present. The matters that may be discussed in Executive Session include, but are not limited to, the following:

(a) matters pertaining to employees of Saint Luke's;

(b) consultation with legal counsel regarding disputes that are the subject of pending or imminent court proceedings or matters that are privileged or confidential between attorney and client;

(c) investigative proceedings concerning possible or actual criminal or fraudulent conduct; or

(d) any matter a majority of the Vestry deems appropriate.

SECTION 4.10. ACTION WITHOUT A FORMAL MEETING.
Any action to be taken at a Vestry meeting, or any action that could be taken at a Vestry meeting, may be taken without a meeting as set forth in the Act.

ARTICLE V

SECTION 5.1. DESIGNATION OF OFFICERS.
The principal officers of Saint Luke's shall be Senior Warden, a Junior Warden, a Corporate Secretary, and a Treasurer. Other than the Senior Warden, who shall be selected as set forth in Section 5.3 below, all officers shall be elected by the Vestry as set forth below. The Rector shall serve as the Chairman of the Vestry.

SECTION 5.2. ELECTION OF OFFICERS.
The officer positions which are vacant or open shall be filled by election of the newly formed Vestry at the organizational meeting of each new Vestry. The officer so elected shall hold the office to which he or she was elected for the entirety of the Vestry Member's three (3) year term.

SECTION 5.3. SENIOR WARDEN.
The Senior Warden shall be known as the "Rector's Warden," and shall be a member of the Vestry. The Senior Warden shall be the leading officer of the Vestry, charged with responsibility to cause the Vestry to fulfill its obligations, and shall be selected by the Rector and approved by the Vestry; he or she shall work and meet directly with the Rector to oversee administrative decisions and the general life and operation of Saint Luke's. In the event of a vacancy, the Vestry shall reconvene and another Senior Warden shall then be selected and approved to fulfill the remaining term of the departing Vestry Member as set forth herein.

SECTION 5.4. JUNIOR WARDEN.
The Junior Warden shall be known as the "People's Warden," and shall be a member of the Vestry. The Junior Warden shall be the officer of the Vestry that is the direct liaison between the Communicants and the Vestry, and shall be responsible for maintenance and upkeep of the buildings, grounds, and facilities for Saint Luke's.

SECTION 5.5. CORPORATE SECRETARY.
The Corporate Secretary shall be elected by the Vestry and shall serve a term of one (1) year, and may be re-elected to successive terms in the Vestry's sole discretion. It shall be the duty of the Corporate Secretary to keep a correct record of the meetings of the Vestry and all Annual and Special Meetings of Communicants, to attest their acts, and preserve the records, and to deliver to its successor all books and papers regarding Saint Luke's. The Corporate Secretary need not be a member of the Vestry, but must be a Communicant in Good Standing.

SECTION 5.6. TREASURER.
The Treasurer shall be elected by the Vestry and shall serve a term of term of one (1) year, and may be re-elected to successive terms in the Vestry's sole discretion. The Treasurer need not be a member of the Vestry, but must be a Communicant in Good Standing. It shall be the duty of the Treasurer to collect and disburse all monies, keep regular accounts of all transactions, and deliver to his successor all books, papers, and funds which may be in his charge. The treasurer shall keep the Vestry informed of the current financial status of Saint Luke's, prepare all necessary financial reports, and perform such other duties normally assigned to a treasurer.

ARTICLE VI

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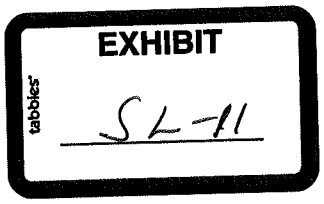
The Vestry may appoint committees necessary to effective operation, such as Property, Finance, Music, Ushering, Parochial Work, and Executive, as it deems appropriate to perform such tasks and to serve for such periods as the Vestry may designate by resolution. Each committee shall operate in accordance with the terms of such resolution. Establishment of a committee shall not limit the Vestry's right with regards to the tasks assigned to said committee. The Vestry shall have the right to act in the stead of, and be the final determination of, any decision made or to be made by a committee so established.

ARTICLE VII

These Bylaws may be amended by the Vestry without a vote of the Communicants in Good Standing upon approval of a Majority of the Vestry Members. The Bylaws may also be amended by the Communicants in Good Standing at a Special Meeting of Communicants in Good Standing as set forth in Section 3.10 above, upon approval by the Communicants in Good Standing by a Majority of those present in person or by proxy. Amendments to these By-Laws shall become effective upon approval by the Vestry or the Communicants in Good Standing as the case may be, unless the amendment specifies a later effective date.

ARTICLE VIII

All meetings of Saint Luke's, including meetings of the Vestry, shall be held in accordance with Robert's Rules of Order (latest edition) when not in conflict with the then existing Bylaws or the laws of the State of South Carolina.



St. Luke's Church

Hilton Head Island, SC

Minutes of the SPECIAL MEETING OF THE CHURCH

6 p.m. – December 1, 2009

Sanctuary

Vestry: G. Kronz, L. Arraj, M. Blackshire, J. Brackett, W. Bridgers, M. Eitel, B. Lieberman, C. Rathman, D. Warren, J. Wigington, G. Znachko

Absent: J. Kirby, M. Vanagel

Also present: Allison A. Murphy, Attorney, McNair Law Firm; Helen T. McFadden, Parliamentarian; Ernest Sewell, CPA; Tom Conner, Treasurer; Tony Colucci, Comptroller; and B. Conner, Corporate Secretary

I. Greg opened the meeting with prayer.

II. David as Rector's Warden then stepped up and asked for someone to make a motion that Helen McFadden, Parliamentarian, be the presiding officer pro temp for this meeting. The motion was made, seconded, and approved by all.

III. Ms. McFadden then stated that this is a Special Meeting of the membership of St. Luke's Episcopal Church that has been called by the Vestry. The purpose is twofold:

a. To change the name of the corporation from "Saint Luke's Episcopal Church, Hilton Head Island," to "Saint Luke's Church, Hilton Head Island."

b. To amend and restate the Charter to remove any and all references to the Protestant Episcopal Church of the United States, the Diocese of South Carolina, and any Canons associated therewith, so that the Fourth Article of the Charter is deleted in its entirety and the following new Article Fourth is inserted in its stead:

Fourth: The purpose of the Corporation is to operate as a religious non-profit corporation (or church).

Ms. McFadden then went over what guidelines would prevail for this meeting.

First, there had to be a quorum of church members present. (After some delay it was found that 182 were present and 149 were present by proxy for a total of 331. That constituted a quorum of the 643 total number of parishioners.) She requested that all attendees please use two very simple rules. If you wish to speak, please identify yourself so that your name will be in the

Exhibit SL-11

minutes correctly. Secondly, please speak one at a time. And, thirdly, if you registered you should have a sticker in order to be counted.

Secondly, there is only a single item of business – the adoption of the two motions that were part of the special meeting notice.

She then asked that someone make a motion to adopt the rule that we have used for sign in purposes.

Tom Conner moved to adopt the rule that we have used this evening for the purpose of signing in. The motion was seconded and approved unanimously. Ms. McFadden then said that you have adopted the rule and you have a quorum. Now you are doing the business of the special meeting call.

She then asked that a motion to adopt the two motions be made.

Sut Sutton so moved and it was seconded.

Ms. McFadden then gave instructions on how to mark the ballots by folding them in half and putting them in the appropriate boxes made for this purpose. She said that St. Luke's has retained someone to do the counting who will count the ballots this evening. The meeting will stand at ease until the count is received.

While everyone was waiting for the vote count, Ms. McFadden called two things to our attention with regard to the balloting: First – There was a question raised about the lack of discussion. She said that she didn't specifically ask for discussion because it was her understanding that an opportunity for multiple discussions had been given; and, it had been published on Nov. 19. An opportunity also was provided for anyone to speak either for or against the two motions tonight and no one chose to speak.

Ms. McFadden then said that we couldn't adjourn until the count has been made and results known.

When tabulated the results are:

#1 - 310 yes, 22 no needed 222 for 2/3

#2 - 309 yes, 22 no needed 221 for 2/3

Both passed by 2/3 majority.

There being no further business, the motion was made and seconded to adjourn. All approved.

Greg ended the meeting with prayer.

Respectfully submitted,

Beverly Conner

Corporate Secretary

EXHIBIT
tabbies
SL-12

STATE OF SOUTH CAROLINA
SECRETARY OF STATE

NONPROFIT CORPORATION
ARTICLES OF AMENDMENT

TYPE OR PRINT CLEARLY WITH BLACK INK

Pursuant to the provisions of Section 33-31-1005 of the 1976 South Carolina Code of Laws, as amended, the applicant delivers to the Secretary of State these articles of amendment.

1. The name of the nonprofit corporation is Saint Luke's Church, HIlton Head Island ~~formally known as Saint Luke's Episcopal Church~~ Hilton Head Island

2. Date incorporated March 4, 1969

3. Specify (a) the text of every amendment adopted, and (b) list when each amendment was adopted.
   Language of Amendment 1 and Amendment 2 are attached on Exhibit A; both Amendments were adopted Tuesday, December 1, 2009

4. ☐ By checking this paragraph #4 the applicant represents that (a) approval of the amendment by the members was not required, (b) the amendment was approved by a sufficient vote of the board or directors or the incorporators. (Do not check this paragraph #4 if member vote was required or if the required vote of directors or incorporators was not obtained.)

5. If the approval of the members was required to adopt the amendment(s), provide the following information:

   (a) Designation (Classes of Membership)
   1 class of Membership

   (b) Number of memberships outstanding
   643

   (c) Number of votes entitled to be cast by each class entitled to vote separately on the amendment
   643 votes entitled to be cast

   (d) Number of votes of each class indisputably voting on the amendment
   331 votes cast

   (e) Complete one of the following as appropriate

   (i) Total number of votes cast for and against the amendment by each class entitled to vote separately Amendment 1: 310 for Amendment, 22 against Amendment
   Amendment 2: 309 for Amendment, 22 against Amendment, 1 abstention

   (ii) Total number of undisputed votes cast for the amendment by each class which was sufficient for approval for that class Each Amendment required an affirmative vote of 298 for its approval

Saint Luke's Church, Hilton Head Island
formally known as Saint Luke's Episcopal Church
Hilton Head
Island
Name of Corporation

6. ☐ By checking this paragraph #6 the applicant represents that approval of the amendment by some person or persons other than the members, the board, or the incorporators is required pursuant to Section 33-31-1030 of the 1976 South Carolina Code of Laws, as amended, and that the approval was obtained. (Do not mark paragraph #6 if either of these statements is not true.)

7. If the amendment provides for an exchange, reclassification, or cancellation of memberships, provisions for implementing the amendment must be set forth here if provisions are not contained in the amendment itself _____

_____

_____

8. ☐ If this corporation is converting from either a public benefit or religious corporation into a mutual benefit corporation, mark this paragraph #8 which certifies that a notice, including a copy of the proposed amendment, was delivered to the South Carolina Attorney General at least twenty days before the consummation of the amendment.

Date 1/7/2010

Saint Luke's Church, Hilton Head Island
formally known as Saint Luke's Episcopal
Church, Hilton Head Island
Name of Corporation

Beverly Conner
Signature of Officer

Beverly Conner, Corporate Secretary
Type or Print Name and Office

FILING INSTRUCTIONS

1. Two copies of this form, the original and either a duplicate original or a conformed copy, must be filed.
2. If the space in this form is insufficient, please attach additional sheets containing a reference to the appropriate paragraph in this form, or prepare this using a computer disk which will allow for expansion of space on the form.
3. This form must be accompanied by the filing fee of $10.00 payable to the Secretary of State.

Return to: Secretary of State
P.O. Box 11350
Columbia, SC 29211

EXHIBIT A

Amendment 1:

The name of the corporation has been changed to Saint Luke's Church, Hilton Head.

Amendment 2:

The Fourth Article of the Certificate of Incorporation is deleted in its entirety and the following new "Article Fourth" is inserted in its stead: The purpose of the Corporation is to operate as a religious non-profit corporation (or church).

Saint Luke's Church, Hilton Head Island
formally known as Saint Luke's Episcopal Church

Name of Corporation Hilton Head Island

501(c)(3) Attachment

If your nonprofit is applying for 501(c)(3) Tax Exempt status with the Internal Revenue Service, you must include this attachment with your Articles of Incorporation. Incorporating as a nonprofit in South Carolina does not ensure tax exempt status. A determination of tax exempt status can only be made by the Internal Revenue Service upon submission of an Application for Recognition of Exemption under Section 501(c)(3) of the Internal Revenue Code (Form 1023).

I. Purpose of the Nonprofit Corporation

Notwithstanding any other provisions of these articles, the purposes for which the corporation is organized and operated are exclusively for one or more of the following purposes (you may check as many as are applicable):

_____ Charitable
XX Religious
_____ Educational
_____ Literary
_____ Scientific
_____ Testing for Public Safety
_____ Fostering National or International Amateur Sports Competition
_____ Prevention of Cruelty to Animals or Children

II. Prohibited Activities

Notwithstanding any other provisions of these articles, no part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article 1 above. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for political office. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or by (b) a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

III. Distributions Upon Dissolution

Upon the dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code (See Article I above), or the corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not so disposed shall be disposed of by a Court of competent jurisdiction of the county in which the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

8268

McNAIR LAW FIRM, P.A.
ATTORNEYS AND COUNSELORS AT LAW

OPERATING ACCOUNT
2411 OAK STREET
MYRTLE BEACH, SC 29577

Bank of America

67-448/539

PAY Ten and 00/100**********

DATE: December 3, 2009

AMOUNT: $ ***10.00***

TO THE ORDER OF

SECRETARY OF STATE

THIS DOCUMENT CONTAINS HEAT SENSITIVE INK - TOUCH OR PRESS HERE - RED IMAGE DISAPPEARS WITH HEAT

⑈008268⑈ ⑆053904483⑆ 0007473296 55⑈

McNAIR LAW FIRM, P.A. - OPERATING ACCOUNT - MYRTLE BEACH, SC 29577

Payee: SECRETARY OF STATE
Vendor ID: 09104

Check #: 8268
Check Date: Dec 03/09

Disb Date	Disb ID	Disbursement Description	Client	Matter	Amount
Dec 03/09	3339168	FILING FEES	052608	00001	10.00
		PAYEE: SECRETARY OF STATE; REQUEST#: 136368; DATE: 12/3/2009.			
				Disbursements Total:	$10.00

8268

SF4001TOPL8-1 REORDER FROM YOUR LOCAL SAFEGUARD DISTRIBUTOR. IF UNKNOWN, CALL 800-523-2422 H-JCMD90010000 G085F011815
SAFEGUARD LITHO U.S.A. SFSLB CK7503116L

MCNAIR
ATTORNEYS

January 11, 2010

Abby L. Grizzle

agrizzle@mcnair.net
T (843) 444-1107
F (843) 444-4729

VIA FEDERAL EXPRESS

Corporations Division
South Carolina Secretary of State
1205 Pendleton Street, Suite 525
Columbia, SC 29201

Re: Articles of Amendment for a Nonprofit Corporation: Saint Luke's Church, formally known as Saint Luke's Episcopal Church, Hilton Head Island
Our File No. 052608.1

Dear Sir/Madam:

Enclosed please find an original and one copy of the Articles of Amendment for a Nonprofit Corporation relative to the above referenced Corporation. Please file the original and return the extra stamped copy to me in the return envelope provided. I have also enclosed a check in the amount of $10.00 for the relative filing fee.

If you have any questions regarding this matter, please contact our office.

Sincerely,

McNAIR LAW FIRM, P.A.

Abby L. Grizzle

:alg
Enclosure

McNair Law Firm, P. A.
Founders Centre
2411 Oak Street, Suite 206
Myrtle Beach, SC 29577

Mailing Address
P.O. Box 336
Myrtle Beach, SC 29578

mcnair.net

From: Origin ID: MYRA (843) 444-1107
Abby Grizzle
McNair Law Firm, P.A.
2411 Oak Street

Myrtle Beach, SC 29577

FedEx Express

J093009073120 23

Ship Date: 11JAN10
ActWgt: 1.0 LB
CAD: 8713677/INET9090
Account#: S *********

Delivery Address Bar Code

Ref # 052608.1
Invoice #
PO #
Dept #

SHIP TO: (803) 555-5555 **BILL SENDER**

Corporation Division
South Carolina Secretary of State
1205 PENDLETON ST STE 525
EDGAR BROWN BLDG.
COLUMBIA, SC 29201

TRK# 0201 7931 6816 3172

TUE - 12JAN **A1**
PRIORITY OVERNIGHT

28 USCA

29201
SC-US
CAE

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Abby Grizzle
McNair Law Firm, P.A.
2411 Oak Street

Myrtle Beach, SC 29577

FedEx Express

J09300907312023

Ship Date: 11JAN10
ActWgt: 1.0 LB
CAD: 8713677/INET9090
Account#: S *********

Delivery Address Bar Code

Ref # 052608.1
Invoice #
PO #
Dept #

SHIP TO: (843) 443-3064 **BILL SENDER**

Abby L. Grizzle
McNair Law Firm
2411 N OAK ST STE 206

MYRTLE BEACH, SC 29577

TRK# 0201 7931 6816 5900

TUE - 12JAN **AA**
STANDARD OVERNIGHT

28 MYRA

29577
SC-US
CAE

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EXHIBIT 13

NOTICE OF NAME CHANGE RECORDED WITH THE BEAUFORT COUNTY REGISTER OF DEEDS OFFICE ON FEBRUARY 16, 2010

BEAUFORT COUNTY SC - ROD
BK 02933 PG 0588
FILE NUM 2010008348
02/16/2010 03:19:33 PM
REC'D BY S SMITH RCPT# 608810
RECORDING FEES 0.25

Document executed in:

STATE OF SOUTH CAROLINA)
) NOTICE OF NAME CHANGE
COUNTY OF BEAUFORT)

I, JOHN WIGINGTON, Senior Warden of Saint Luke's Church Hilton Head Island, f/k/a Saint Luke's Episcopal Church Hilton Head Island (collectively, the "Corporation") in accordance with S.C. Code Ann. §33-31-404 (2008), hereby certify that the Corporation changed its name from **Saint Luke's Episcopal Church Hilton Head Island** to **Saint Luke's Church, Hilton Head Island,** as set forth in the Articles of Amendment filed with the Secretary of State for South Carolina, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference.

This Notice of Name Change is being filed so as to provide notice regarding real property it owns as set forth in S.C. Code Ann. §33-31-404 (2008).

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the corporation this 4th day of February, 2010.

SAINT LUKE'S CHURCH, HILTON HEAD ISLAND, a South Carolina Non-Profit corporation

Witness

Witness

By: John Wigington
Its: Senior Warden
(SEAL)

STATE OF SOUTH CAROLINA)
) ACKNOWLEDGMENT
COUNTY OF BEAUFORT)

The foregoing instrument was acknowledged before me this 4 day of February, 2010 by John Wigington, the Senior Warden of Saint Luke's Church, Hilton Head Island, a South Carolina Non-Profit Corporation, on behalf of the corporation.

Notary Public for South Carolina
My Commission Expires: 12-23-12

JOHN C. LEVY NOTARY PUBLIC SOUTH CAROLINA

EXHIBIT
SL-13

Exhibit SL-13

13 PB 19 HB 1988

BEAUFORT COUNTY SC - ROD
BK 03191 PGS 3232-3244
FILE NUM 2012067922
11/19/2012 02:47:00 PM
REC'D BY P BAXLEY RCPT# 694657
RECORDING FEES 19.00

Prepared By and Return To:

Thomas C. Davis, Esquire
HARVEY & BATTEY, P.A.
1001 Craven Street
Beaufort, South Carolina 29902

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

NOTICE OF CONVEYANCE

THIS NOTICE OF CONVEYANCE executed on this 14th day of November, 2012, by Mark J. Lawrence, Jeffrey S. Miller and Paul C. Fuener, parties of the first part, and St. Luke's Church of Hilton Head, party of the second part.

WHEREAS, on February 16, 2010, Mark J. Lawrence, as Bishop of the Episcopal Diocese of South Carolina, executed the Title to Real Estate attached hereto as Exhibit "A" (hereinafter referred to as the "First Quitclaim Deed"); and

WHEREAS, on February 11, 2010, Jeffrey S. Miller, as authorized committee member of The Standing Committee of the Episcopal Diocese of South Carolina, also executed the First Quitclaim Deed; and

WHEREAS, on May 15, 2010, Mark J. Lawrence and Jeffrey S. Miller caused the executed, witnessed and probated First Quitclaim Deed to be delivered to St. Luke's Church of Hilton Head;

WHEREAS, on July 11, 2011, Paul C. Fuener, as president of The Protestant Episcopal Church in the Diocese of South Carolina, executed the Title to Real Estate attached hereto as Exhibit "B" (hereinafter referred to as the "Second Quitclaim Deed"); and

WHEREAS, on November 17, 2011, Paul C. Fuener caused the executed, witnessed and probated Second Quitclaim Deed to be delivered to St. Luke's Church of Hilton Head; and

WHEREAS, the First Quitclaim Deed and the Second Quitclaim Deed were misplaced and never recorded at the office of the Register of Deeds, and the within Notice of Conveyance is being executed and recorded in order to provide constructive notice of the deeds;

NOW, THEREFORE, the parties of the first part and the party of the second part do hereby execute and record the within Notice of Conveyance in order to provide constructive notice that the First Quitclaim Deed and the Second Quitclaim deed were properly executed, witnessed, probated, delivered and accepted, and that the indicated grantors in said deeds thereby effectively quitclaimed unto the indicated grantee all of their interest, if any, in the real property described therein;

EXHIBIT tabbies SL-14

Exhibit SL-14

IN WITNESS WHEREOF, the undersigned have executed the within Notice of Conveyance on November 14th, 2012.

Mark J. Lawrence

Jeffrey S. Miller

Paul C. Fuener

ST. LUKE'S CHURCH OF HILTON HEAD

By: Greg J. Kronz, Rector

STATE OF SOUTH CAROLINA)
) ACKNOWLEDGMENT
COUNTY OF BEAUFORT)

I, a Notary Public for South Carolina, do hereby certify that Mark J. Lawrence personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal
this 14th day of November, 2012

C. Hall Lawrence
Notary Public for South Carolina
My Commission Expires: 06-14-2022

STATE OF SOUTH CAROLINA)
) ACKNOWLEDGMENT
COUNTY OF BEAUFORT)

I, a Notary Public for South Carolina, do hereby certify that Jeffrey S. Miller personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal
this 19 day of November, 2012

Janice Proffitt
Notary Public for South Carolina
My Commission Expires: 12-15-21

JANICE PROFFITT
Notary Public, South Carolina
My Commission Expires
December 15, 2021

STATE OF SOUTH CAROLINA)
) ACKNOWLEDGMENT
COUNTY OF BEAUFORT)

I, a Notary Public for South Carolina, do hereby certify that Paul C. Fuener personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal
this 14th day of November, 2012

C. Hawkins

Notary Public for South Carolina
My Commission Expires: 06-14-2022

STATE OF SOUTH CAROLINA)
) ACKNOWLEDGMENT
COUNTY OF BEAUFORT)

I, a Notary Public for South Carolina, do hereby certify that Greg J. Kronz, as Rector of St. Luke's Church of Hilton Head, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal
this 14 day of November, 2012

Elaine L. Shepherd

Notary Public for South Carolina
My Commission Expires: 12/28/2016



EXHIBIT A

Prepared by:
Allison A. Murphy, Esq.
McNair Law Firm, P.A.
2411 Oak Street, Ste. 206
Myrtle Beach, SC 29577

STATE OF SOUTH CAROLINA)
) TITLE TO REAL ESTATE
COUNTY OF BEAUFORT)

WHEREAS, the Grantors herein, namely, The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina and The Standing Committee of the Episcopal Diocese of South Carolina are desirous of executing the within Quitclaim Deed to provide record notice that neither party claims any interest in and to the real property hereinafter described, and to further provide record notice that the Grantee herein, Saint Luke's Church, Hilton Head Island, is the fee simple owner of said real property;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS THAT

The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina and The Standing Committee of the Episcopal Diocese of South Carolina,

hereinafter referred to collectively as the "Grantors," for Five and No/100 ($5.00) Dollars in hand paid and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, paid to them on this date by

SAINT LUKE'S CHURCH, HILTON HEAD ISLAND

hereinafter referred to as the "Grantee," have granted, quitclaimed, bargained sold and released, and do hereby grant, quitclaim, bargain, sell and release, unto the Grantee, its heirs, successors and assigns, all of the Grantors' interests, if any, in and to the following real property:

SEE ATTACHED EXHIBIT "A"

Grantee's Address: 50 Pope Avenue, Hilton Head, SC 29528

TOGETHER with the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the Grantee, its heirs, successors and assigns, forever, so that neither the Grantors nor any other person or persons claiming under the Grantors, shall at any time hereafter, by any way or means, have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part or parcel thereof, forever.

WITNESS the Grantors' Hands and Seals on the dates stated below.

IN THE PRESENCE OF

+Mark J. Lawrence

The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina

The Standing Committee of the Episcopal Diocese of South Carolina

By Jeffrey A. Miller, President

Its Authorized Committee Member

STATE OF SOUTH CAROLINA

PROBATE

COUNTY OF BEAUFORT

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw ***The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina***, sign, seal, and as his act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

SWORN to before me as of the
16 day of February 2010

Notary Public of South Carolina
My Commission Expires: 8.25.2013

STATE OF SOUTH CAROLINA

PROBATE

COUNTY OF BEAUFORT

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw Jeffrey S. Miller the authorized committee member of ***The Standing Committee of the Episcopal Diocese of South Carolina***, sign, seal, and as his act and deed, deliver the within-written Quitclaim Deed and that s/he with the second witness witnessed the execution thereof.

C. Hutchison

SWORN to before me as of the
10th day of February, 2010

Frances L. Fuchs

Notary Public of South Carolina
My Commission Expires: 5-30-2018

EXHIBIT A

PARCEL 1:

ALL that certain piece, parcel or tract of land with improvements thereon, situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, being more particularly shown and described on a plat prepared by Fred C. Hack, Registered Land Surveyor, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina, in Plat Book 13, at Page 60, and on a plat prepared by Thomas and Hutton Engineering Company of Savannah, Georgia, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina, in Plat Book 16 at Page 62. Said tract of land is designated on plat as the Southern Portion of Area "I" and is bounded and described as follows, to wit: Beginning at a concrete monument on Cordillo Parkway and running thence North 54° 20' East a distance of 377.0 feet to a concrete monument; thence in an arc at the corner of Cordillo Parkway and Pope Avenue to a concrete monument; thence running North 35° 40' West a distance of 245 feet to a concrete monument; thence South 54° 20' West a distance of 600 feet to a concrete monument; thence South 35° 40' East a distance of 470.0 feet to the point of beginning. Said tract of land is bounded on the North and West by land of the Sea Pines Plantation Company, on the East by Pope Avenue, and on the South by Cordillo Parkway.

This property is the identical property conveyed to the Grantee herein, by deed from the Trustees of the Protestant Episcopal Church in South Carolina dated August 24, 1970 and recorded September 9, 1970 in Deed Book 177 at page 82 in the Office of the Register of Deeds for Beaufort County, South Carolina; having been conveyed the property from Sea Pines Plantation Company recorded in Deed Book 315 at Page 319 and Deed Book 148 at Page 264 of the Beaufort County Register of Deeds.

TMS# 552-15-283

PARCEL 2:

ALL that certain piece, parcel or lot of land situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, shown and designated as Parcel 31-C, Lot C-1, 1.205 acres, on Pope Avenue, shown on a plat entitled "A Plat of Lots C-1 and C-2, a Portion of Parcel 31-C, a Section of Pope Avenue Composite," prepared by Jerry L. Richardson, S.C. Reg. L.S. No. 4784, dated 03/06/79, and recorded in Deed Book 305 at Page 1739 in the Office of the Clerk of Court for Beaufort County, South Carolina.

This property is the identical property conveyed to the Grantee herein by deed from NationsBank of South Carolina, N.A. on June 11, 1993 and recorded in Deed Book 631 at Page 1286 in the Beaufort County Register of Deeds.

TMS# 540-15-270

PARCEL 3:

ALL that certain piece, parcel or lot of land, situate, lying and being on Hilton Head Island, County of Beaufort and State of South Carolina, more particularly described as follows, and designated as Parcel I-B on a Plat entitled "Paper Plat, Parcels I and IIB, Pope Avenue, Sea Pines Plantation, Hilton Head Island, Beaufort County, South Carolina for William M. Bowen," said Plat being dated October, 1977, and recorded with the RMC Office for Beaufort County, South Carolina, in Plat Book 26 at page 103, and;

Together with a twenty-four (24') foot Access Easement, along the southernmost boundary of other lands of ES Enterprises which is contiguous to the parcel conveyed herein and more specifically described on the aforementioned plat

Together with a twelve (12') foot non-exclusive easement for the purpose of ingress and egress as described in that certain Grant of Non-Exclusive Easement from Bowen & Smoot, a South Carolina Partnership, to First Union National Bank of South Carolina, dated May 14, 1992 and recorded in the RMS Office for Beaufort County, South Carolina in Deed Book 598 at Page 2409

Together with all of the rights and benefits and subject to all of the obligations, restrictions, limitations and covenants of the Grantor contained in that certain Cross Easement Agreement between Grantor and Bowen & Smoot, a South Carolina Partnership, dated May 15, 1992 and recorded in the RMC Office for Beaufort County, South Carolina in Deed Bok 598 at Page 2413

This being the identical property conveyed to the Grantee herein by deed from Thomas E. White on June 10, 1996 and recorded in Deed Book 864 at Page 2471 in the Beaufort County Register of Deeds.

TMS: 540-15-283

EXHIBIT B

STATE OF SOUTH CAROLINA)
) TITLE TO REAL ESTATE
COUNTY OF BEAUFORT)

WHEREAS, the Grantor herein, The Protestant Episcopal Church in the Diocese of South Carolina, a South Carolina nonprofit religious corporation, by and through its President, Paul C. Fuener, is desirous of executing the within Quitclaim Deed to provide record notice that the Grantor claims no ownership interest in and to the real property hereinafter described, and to further provide record notice that the Grantee herein, Saint Luke's Church, Hilton Head Island, is the fee simple owner of said real property:

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS THAT

The Protestant Episcopal Church in the Diocese of South Carolina,

hereinafter referred to as the "Grantor," for Five and No/100 ($5.00) Dollars in hand paid other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, paid to it on this date by

SAINT LUKE'S CHURCH, HILTON HEAD ISLAND

hereinafter referred to as the "Grantee," has granted, quitclaimed, bargained, sold and released, and does hereby grant, quitclaim, bargain, sell and release unto the Grantee, its heirs, successors and assigns, all of the Grantor's interests, if any, in and to the following real property

SEE ATTACHED EXHIBIT "A"

Grantee's Address: 50 Pope Avenue, Hilton Head, SC 29528

TOGETHER with the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging or appertaining

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the Grantee, its heirs, successors and assigns, forever, so that neither the Grantor nor any other person or persons claiming under the Grantor, shall at any time hereafter, by any way or means, have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part or parcel thereof, forever.

WITNESS THE Grantor's Hand and Seal this 11th day of July, 2011.

IN THE PRESENCE OF:

THE PROTESTANT EPISCOPAL CHURCH IN THE DIOCESE OF SOUTH CAROLINA

By: Paul C. Fuener
Paul C. Fuener
Its President

STATE OF SOUTH CAROLINA)
) PROBATE
COUNTY OF BEAUFORT)

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw the Grantor herein, ***THE PROTESTANT EPISCOPAL CHURCH IN THE DIOCESE OF SOUTH CAROLINA***, by its President, Paul C. Fuener, sign, seal, and as its act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

SWORN to before me as of the
11 day of July, 2011

Notary Public for South Carolina
My Commission Expires: 3-10-2013

EXHIBIT A

PARCEL 1:

ALL that certain piece, parcel or tract of land with improvements thereon, situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, being more particularly shown and described on a plat prepared by Fred C. Hack, Registered Land Surveyor, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina, in Plat Book 13, at Page 60, and on a plat prepared by Thomas and Hutton Engineering Company of Savannah, Georgia, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina, in Plat Book 16 at Page 62. Said tract of land is designated on plat as the Southern Portion of Area "I" and is bounded and described as follows, to wit: Beginning at a concrete monument on Cordillo Parkway and running thence North 54° 20' East a distance of 377.0 feet to a concrete monument; thence in an arc at the corner of Cordillo Parkway and Pope Avenue to a concrete monument; thence running North 35° 40' West a distance of 245 feet to a concrete monument; thence South 54° 20' West a distance of 600 feet to a concrete monument; thence South 35° 40' East a distance of 470.1 feet to the point of beginning. Said tract of land is bounded on the North and West by land of the Sea Pines Plantation Company, on the East by Pope Avenue, and on the South by Cordillo Parkway.

This property is the identical property conveyed to the Grantee herein, by deed from the Trustees of the Protestant Episcopal Church in South Carolina dated August 24, 1970 and recorded September 9, 1970 in Deed Book 177 at page 82 in the Office of the Register of Deeds for Beaufort County, South Carolina, having been conveyed the property from Sea Pines Plantation Company, recorded in Deed Book 115 at Page 319 and Deed Book 148 at Page 264 of the Beaufort County Register of Deeds.

TMS# 552-15-285

PARCEL 2:

ALL that certain piece, parcel or lot of land situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, shown and designated as Parcel 31-C, Lot C-1, 1.205 acres, on Pope Avenue, shown on a plat entitled "A Plat of Lots C-1 and C-2, a Portion of Parcel 31-C, a Section of Pope Avenue Composite," prepared by Jerry L. Richardson, S.C. Reg. L.S. No. 4784, dated 03/06/79, and recorded in Deed Book 308 at Page 1739 in the Office of the Clerk of Court for Beaufort County, South Carolina.

This property is the identical property conveyed to the Grantee herein by deed from NationsBank of South Carolina, N.A. on June 11, 1993 and recorded in Deed Book 631 at Page 1286 in the Beaufort County Register of Deeds.

TMS# 540-15-270

PARCEL 3:

ALL that certain piece, parcel or lot of land, situate, lying and being on Hilton Head Island, County of Beaufort and State of South Carolina, more particularly described as follows: and designated as Parcel I-B on a Plat entitled "Paper Plat, Parcels I and IIB, Pope Avenue, Sea Pines Plantation, Hilton Head Island, Beaufort County, South Carolina for William M. Bowen," said Plat being dated October, 1977, and recorded with the RMC Office for Beaufort County, South Caroline, in Plat Book 26 at page 103, and:

Together with a twenty-four (24) foot Access Easement along the southernmost boundary of other lands of ES Enterprises which is contiguous to the parcel conveyed herein and more specifically described on the aforementioned plat.

Together with a twelve (12') foot non-exclusive easement for the purpose of ingress and egress as described in that certain Grant of Non-Exclusive Easement from Bowen & Smoot, a South Carolina Partnership, to First Union National Bank of South Carolina, dated May 14, 1992 and recorded in the RMS Office for Beaufort County, South Carolina in Deed Book 598 at Page 2409.

Together with all of the rights and benefits and subject to all of the obligations, restrictions, limitations and covenants of the Grantor contained in that certain Cross Easement Agreement between Grantor and Bowen & Smoot, a South Carolina Partnership, dated May 15, 1992 and recorded in the RMC Office for Beaufort County, South Carolina in Deed Bok 598 at Page 2413.

This being the identical property conveyed to the Grantee herein by deed from Thomas E. White on June 10, 1996 and recorded in Deed Book 864 at Page 2471 in the Beaufort County Register of Deeds

TMS: 540-15-283

Prepared by:
Allison A. Murphy, Esq.
McNair Law Firm, P.A.
2411 Oak Street, Ste. 206
Myrtle Beach, SC 29579

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

TITLE TO REAL ESTATE

WHEREAS, the Grantors herein, namely, The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina and The Standing Committee of the Episcopal Diocese of South Carolina are desirous of executing the within Quitclaim Deed to provide record notice that neither party claims any interest in and to the real property hereinafter described, and to further provide record notice that the Grantee herein, Saint Luke's Church, Hilton Head Island, is the fee simple owner of said real property:

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS THAT

The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina and The Standing Committee of the Episcopal Diocese of South Carolina,

hereinafter referred to collectively as the "Grantors," for Five and No/100 ($5.00) Dollars in hand paid and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, paid to them on this date by

SAINT LUKE'S CHURCH, HILTON HEAD ISLAND

hereinafter referred to as the "Grantee," have granted, quitclaimed, bargained sold and released, and do hereby grant, quitclaim, bargain, sell and release, unto the Grantee, its heirs, successors and assigns, all of the Grantors' interests, if any, in and to the following real property:

SEE ATTACHED EXHIBIT "A"

Grantee's Address: 50 Pope Avenue, Hilton Head, SC 29528

TOGETHER with the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the Grantee, its heirs, successors and assigns, forever, so that neither the Grantors nor any other person or persons claiming under the Grantors, shall at any time hereafter, by any way or means, have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part or parcel thereof, forever.

WITNESS the Grantors' Hands and Seals on the dates stated below.

IN THE PRESENCE OF:

+Mark J. Lawrence

The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina

The Standing Committee of the Episcopal Diocese of South Carolina

By: Jeffrey A. Miller+, President

Its Authorized Committee Member

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

PROBATE

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw ***The Right Reverend Mark J. Lawrence, Bishop of the Episcopal Diocese of South Carolina***, sign, seal, and as his act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

SWORN to before me as of the
16 day of February, 2010.

Notary Public of South Carolina
My Commission Expires: 8.25.2013

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

PROBATE

PERSONALLY appeared before me first (undersigned) witness and made oath that s/he saw Jeffrey S. Miller, the authorized committee member of ***The Standing Committee of the Episcopal Diocese of South Carolina***, sign, seal, and as his act and deed, deliver the within-written Quitclaim Deed, and that s/he with the second witness witnessed the execution thereof.

C. Hawkins

SWORN to before me as of the
11th day of February, 2010.

Notary Public of South Carolina
My Commission Expires: 5-30-2010

EXHIBIT A

PARCEL 1:

ALL that certain piece, parcel or tract of land with improvements thereon, situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, being more particularly shown and described on a plat prepared by Fred C. Hack, Registered Land Surveyor, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina, in Plat Book 13, at Page 60, and on a plat prepared by Thomas and Hutton Engineering Company of Savannah, Georgia, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina, in Plat Book 16 at Page 62. Said tract of land is designated on plat as the Southern Portion of Area "I" and is bounded and described as follows, to wit: Beginning at a concrete monument on Cordillo Parkway and running thence North 54° 20' East a distance of 377.0 feet to a concrete monument: thence in an arc at the corner of Cordillo Parkway and Pope Avenue to a concrete monument; thence running North 35° 40' West a distance of 245 feet to a concrete monument: thence South 54° 20' West a distance of 600 feet to a concrete monument; thence South 35° 40' East a distance of 470.0 feet to the point of beginning. Said tract of land is bounded on the North and West by land of the Sea Pines Plantation Company, on the East by Pope Avenue, and on the South by Cordillo Parkway.

This property is the identical property conveyed to the Grantee herein, by deed from the Trustees of the Protestant Episcopal Church in South Carolina dated August 24, 1970 and recorded September 9, 1970 in Deed Book 177 at page 82 in the Office of the Register of Deeds for Beaufort County, South Carolina; having been conveyed the property from Sea Pines Plantation Company recorded in Deed Book 115 at Page 319 and Deed Book 148 at Page 264 of the Beaufort County Register of Deeds.

TMS# 552-15-283

PARCEL 2:

ALL that certain piece, parcel or lot of land situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, shown and designated as Parcel 31-C, Lot C-1, 1.205 acres, on Pope Avenue, shown on a plat entitled "A Plat of Lots C-1 and C-2, a Portion of Parcel 31-C, a Section of Pope Avenue Composite," prepared by Jerry L. Richardson, S.C. Reg. L.S. No. 4784, dated 03/06/79, and recorded in Deed Book 308 at Page 1739 in the Office of the Clerk of Court for Beaufort County, South Carolina.

This property is the identical property conveyed to the Grantee herein by deed from NationsBank of South Carolina, N.A. on June 11, 1993 and recorded in Deed Book 631 at Page 1286 in the Beaufort County Register of Deeds.

TMS# 540-15-270

PARCEL 3:

ALL that certain piece, parcel or lot of land, situate, lying and being on Hilton Head Island, County of Beaufort and State of South Carolina, more particularly described as follows: and designated as Parcel I-B on a Plat entitled "Paper Plat, Parcels I and IIB, Pope Avenue, Sea Pines Plantation, Hilton Head Island, Beaufort County, South Carolina for William M. Bowen," said Plat being dated October, 1977, and recorded with the RMC Office for Beaufort County, South Caroline, in Plat Book 26 at page 103, and;

Together with a twenty-four (24) foot Access Easement along the southernmost boundary of other lands of ES Enterprises which is contiguous to the parcel conveyed herein and more specifically described on the aforementioned plat.

Together with a twelve (12') foot non-exclusive easement for the purpose of ingress and egress as described in that certain Grant of Non-Exclusive Easement from Bowen & Smoot, a South Carolina Partnership, to First Union National Bank of South Carolina, dated May 14, 1992 and recorded in the RMS Office for Beaufort County, South Carolina in Deed Book 598 at Page 2409.

Together with all of the rights and benefits and subject to all of the obligations, restrictions, limitations and covenants of the Grantor contained in that certain Cross Easement Agreement between Grantor and Bowen & Smoot, a South Carolina Partnership, dated May 15, 1992 and recorded in the RMC Office for Beaufort County, South Carolina in Deed Bok 598 at Page 2413.

This being the identical property conveyed to the Grantee herein by deed from Thomas E. White on June 10, 1996 and recorded in Deed Book 864 at Page 2471 in the Beaufort County Register of Deeds.

TMS: 540-15-283

2 of 7)
To
Qualey
950
1071

After Recording Return
Qualey Law Firm
P.O. Box 10
Hilton Head, SC 29938
(843) 785-3525

RECORDED
2003 Jan -23 08:17 AM
Sharon Q. Burris
BEAUFORT COUNTY AUDITOR

BEAUFORT COUNTY SC - ROD
BK 01687 PG 0175
FILE NUM 2002085944
12/27/2002 12:03:08 PM
REC'D BY S SMITH RCPT# 107293
RECORDING FEES 10.00
County Tax 315.70
State Tax 746.20
Transfer Tax 717.50

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

TITLE TO REAL ESTATE

ADD DMP Record 1/16/2003 08:43:09 AM
BEAUFORT COUNTY TAX MAP REFERENCE

Dist	Map	SMap	Parcel	Block	Week
R510	002	00A	0456	0000	00

KNOW ALL MEN BY THESE PRESENTS,

that **MARY I. KROPIEWNICKI** AND **JOSEPH J. KROPIEWNICKI** (hereinafter the "Grantors"), in the State aforesaid, for and in consideration of the sum of **TWO HUNDRED EIGHTY-SEVEN THOUSAND ($287,000.00) DOLLARS** to me in hand paid at and before the sealing of these presents by **ST. LUKE'S EPISCOPAL CHURCH** (hereinafter the "Grantee"), of 50 Pope Avenue, Hilton Head Island, South Carolina in the State aforesaid, the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said **GRANTEE**, its successors and assigns forever, the following described property, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE PART HEREOF BY REFERENCE

Beaufort County Tax Map Reference:

District 510, Map 002, Parcel 00A, Spar 0458.

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said **GRANTEE,** its successors and assigns forever.

AND we do hereby bind ourselves and our heirs, assigns, executors and administrators, to warrant and forever defend, all and singular, the said Premises unto the said **GRANTEE**, its successors and assigns, against our heirs, and all persons whomsoever lawfully claiming or to claim the same, or any part thereof.

This Deed was prepared in the Law Offices of Michael W. Mogil at 303 Professional Building, Hilton Head Island, SC 29938.

EXHIBIT
tabbies
SL-15

IN WITNESS WHEREOF, we have caused these presents to be executed this 19 day of December, 2002.

WITNESSES:

1st WITNESS

Mary I. Kropiewnicki
by Joseph J. Kropiewnicki, Attorney in Fact

2nd WITNESS
Teresita Adams

Joseph J. Kropiewnicki

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

ACKNOWLEDGMENT

I HEREBY CERTIFY, that on this 19 day of December, 2002, before me, the undersigned Notary Public of the State and County aforesaid, personally appeared **Mary I. Kropiewnicki and Joseph J. Kropiewnicki**, known to me (or satisfactorily proven) to be the persons whose names are subscribed to the within Deed, who acknowledged the due execution of the foregoing Deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above mentioned.

Michael W. Hayes

Notary Public for South Carolina
My Commission Expires: Nov 26, 2011

EXHIBIT A TO DEED

ALL that certain piece, parcel, or lot of land situate, lying and being in Hilton Head Plantation, Hilton Head Island, Beaufort County, South Carolina, more particularly described as Lot Number Thirty-Nine (39), The Rails, Myrtle Bank Subdivision #2, Hilton Hed Plantation; said property having dimensions, metes and bounds as shown on the plat thereof recorded in the Office of the Register of Deeds for Beaufort County, South Carolina, in Plat Book 28 at Page 193.

Subject, however, to all applicable covenants, restrictions, and easements of record.

This being the same property conveyed by Deed from Carol Simon dated July 6, 2001 and recorded on July 12, 2001 in Deed Book1445 at Page 775 in the Office of the Register of Deeds for Beaufort County, South Carolina.

This Deed was prepared in the Law Office of Michael W. Mogil, 303 Professional Building, Hilton Head Island, South Carolina

R510 002 00A 0458

EXHIBIT 30

Recd (10-9-09)

PLAINTIFF'S EXHIBIT

BOOK X 53 PAGE 412

THE STATE OF SOUTH CAROLINA

WHEREAS, Victor Morawetz, late of the City of New York, in the State of New York, departed this life on the 15th day of May, 1938, seized and possessed of the premises hereinafter described and conveyed, and leaving of force his last will and codicil dated July 27, 1937, which was thereafter on May 31, 1938, duly admitted to probate in the Surrogate's Court for the County of New York, in the State of New York, and

WHEREAS, an exemplified copy of the said will and of the proceedings incident to the probate thereof in the said Surrogate's Court for the County of New York, New York, was filed in the Probate Court of Charleston County, South Carolina, on June 19, 1939, and

WHEREAS, by the terms of the said will, the said testator, among other things, gave and devised to his wife, Marjorie Nott Morawetz, her heirs and assigns forever, all lands and interests in lands in the State of South Carolina, together with the buildings and improvements thereon belonging to the said testator at the time of his death, including the premises hereinafter described and conveyed,

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS that I, the said Marjorie Nott Morawetz, of the City of New York, in the State of New York, desiring to further the welfare of the Protestant Episcopal Diocese of South Carolina, and in consideration of the good works of The Trustees of the Protestant Episcopal Church in South Carolina, and in further consideration of the sum of One ($1.00) Dollar to me in hand paid by the said The Trustees of the Protestant Episcopal Church in South Carolina at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged,

Have given, granted, bargained, sold and released and by these presents do give, grant, bargain, sell and release unto the said The Trustees of the Protestant Episcopal Church in South Carolina, their successors and assigns forever:

ALL that certain piece, parcel or tract of land, with the buildings and improvements thereon, situate, lying and being on Seabrook Island, in the County of Charleston and State of South Carolina, and being that portion of Seabrook Island measuring and containing approximately Nine Hundred Eighty and one-tenth (980.1) acres of high land and approximately Two Hundred Nineteen and eight-tenths (219.8) acres of marsh land, and having such shape, metes, bounds and content as are shown and delineated on a "Plat of a Portion of Seabrook Island" compiled by The John McCrady Co., Engineers, in July, 1951, from a plat made by the said The John McCrady Co. dated January, 1938, and recorded in the R. M. C. Office for Charleston County in Plat Book E, at page 229, which compiled plat of July, 1951, is hereby made a part hereof and is to be recorded herewith; the said property being the same that was acquired in several parcels by Victor Morawetz by several conveyances, to-wit: deed of Park R. Smith and E. Bates Wilson, dated November 2, 1936, and recorded in the R. M. C. Office for Charleston County in Book K-39, page 179; deed of Susan G. Seabrook, dated June 2, 1937, and recorded in the R. M. C. Office aforesaid in Book S-35, at page 230; and deed of Margaretha Axdell, dated January 14, 1938, and recorded in the R. M. C. Office aforesaid in Book E-40, at page 27; and the whole of said property was thereafter devised, under the will of the said Victor Morawetz, to his wife, the grantor herein, as will appear by reference to said will, which was admitted to probate in the Surrogate's Court for the County of New York, New York, on May 31, 1938, and in the Probate Court for Charleston County, S. C., by exemplified copy filed thereat on June 18, 1938, and there recorded in Will Book 3G, at page 390;

Saving and Excepting, however, that certain lot in the southwestern portion of said property, containing Seventeen and one-tenth (17.1) acres, indicated on said compiled plat by the red lines lettered WXYZ, which said lot is reserved by the grantor and is not included in this conveyance, and reserving to the grantor, her heirs, executors, administrators and assigns, and her and their licensees and invitees, the right of ingress, egress and regress on foot and by vehicles to and from the said lot of land, over, upon and across the property hereby conveyed, by means of any and all roads now existing or which may hereafter be constructed;

AND saving and reserving to the grantor, and to her licensees and invitees, the exclusive right to the use and enjoyment of the Club House shown on said compiled plat, for and during the life of the said grantor; and further reserving to the grantor and her licensees and invitees, during the life of the grantor, the right of ingress, egress and regress to and from the said Club House, on foot and by vehicles, over, upon and across the property hereby conveyed, by means of any and all roads now existing or which may hereafter be constructed.

WITHOUT limiting the absolute estate hereby conveyed, it is the wish of the grantor herein that the grantees hereunder, in their use and enjoyment of the property hereby conveyed, shall so far as may be possible preserve unspoiled the natural beauty of the same.

TOGETHER with all and singular the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD all and singular the said premises before mentioned unto the said The Trustees of the Protestant Episcopal Church in South Carolina, their successors and assigns forever.

AND I do hereby bind myself and my heirs, executors, and administrators to warrant and forever defend all and singular the said premises unto the said The Trustees of the Protestant Episcopal Church in South Carolina, their successors and assigns, against myself and my heirs and all other persons by, through, or under me claiming or to claim the same or any part thereof.

WITNESS my hand and seal this 30th day of July in the year of our Lord One Thousand Nine Hundred and Fifty-One and in the One Hundred and Seventy-sixth year of the Sovereignty and Independance of the United States of America.

Signed, Sealed and Delivered in the presence of: Marjorie Nott Morawetz (L.S.)

Louisa W-H. Waring

Louisa J. Waring

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

PERSONALLY APPEARED before me Simons V-H. Waring and made oath that he saw the within named Marjorie Nott Morawetz sign, seal and as her act and deed deliver the within written deed, and that he with Louisa J. Waring witnessed the execution thereof.

Simons V-H. Waring

SWORN to before me this 30th day of July, A. D., 1951.

Lionel K. Legge (SEAL)
NOTARY PUBLIC FOR SOUTH CAROLINA

- 3 -

Also fronting on the unnamed public Street plat recorded in Plat Bk. H, Pg. 113.

Recorded December 11 1951 at 12:15 o'clock S. C. Doc. Stamps none affixed, U. S. Doc. Stamps none affixed. Original delivered to Thomas M. Bowen

being first endorsed as recorded by County Auditor. JULIUS E. GOODWIN, R. M. C.

[redacted]

A_ 8553

D 24, Ex. 6 - Constitution and Canons of The Episcopal Church (2006)

Constitution & Canons

Together with the Rules of Order

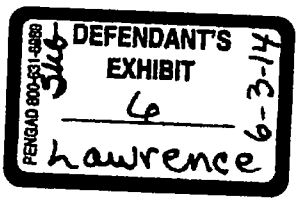
For the government of the Protestant Episcopal Church
in the United States of America
Otherwise Known as

The Episcopal Church



Adopted and Revised in General Convention, 1789-2006

2006



Edited by
The Archives of the Episcopal Church

GENERAL CONVENTION OFFICE
815 Second Avenue
New York, New York 10017

Church Publishing Incorporated

ROA_ 8556

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CONSTITUTION

PREAMBLE

The Protestant Episcopal Church in the United States of America, otherwise known as The Episcopal Church (which name is hereby recognized as also designating the Church), is a constituent member of the Anglican Communion, a Fellowship within the One, Holy, Catholic, and Apostolic Church, of those duly constituted Dioceses, Provinces, and regional Churches in communion with the See of Canterbury, upholding and propagating the historic Faith and Order as set forth in the Book of Common Prayer. This Constitution, adopted in General Convention in Philadelphia in October, 1789, as amended in subsequent General Conventions, sets forth the basic Articles for the government of this Church, and of its overseas missionary jurisdictions.

Name of Church.

Anglican Communion.

ARTICLE I

Sec. 1. There shall be a General Convention of this Church, consisting of the House of Bishops and the House of Deputies, which Houses shall sit and deliberate separately; and in all deliberations freedom of debate shall be allowed. Either House may originate and propose legislation, and all acts of the Convention shall be adopted and be authenticated by both Houses.

General Convention.

Sec. 2. Each Bishop of this Church having jurisdiction, every Bishop Coadjutor, every Suffragan Bishop, every Assistant Bishop, and every Bishop who by reason of advanced age or bodily infirmity, or who, under an election to an office created by the General Convention, or for reasons of mission strategy determined by action of the General Convention or the House of Bishops, has resigned a jurisdiction, shall have a seat and a vote in the House of Bishops. A majority of all Bishops entitled to vote, exclusive of Bishops who have resigned their jurisdiction or positions, shall be necessary to constitute a quorum for the transaction of business.

House of Bishops.

Quorum.

Sec. 3. At the General Convention next before the expiration of the term of office of the Presiding Bishop, it shall elect the Presiding Bishop of the Church. The House of Bishops shall choose one of the Bishops of this Church to be the Presiding Bishop of the Church by a vote of a majority of all Bishops, excluding retired Bishops not present, except that whenever two-thirds of the House of Bishops are present a majority vote shall suffice, such choice to be subject to confirmation by the House of Deputies. The term and tenure of office and duties and particulars of the election not inconsistent with the preceding provisions shall be prescribed by the Canons of the General Convention.

Election of Presiding Bishop.

Term and tenure of Office.

But if the Presiding Bishop of the Church shall resign the office as such, or if by reason of infirmity shall become disabled, or in case of death, the Bishop who, according to the Rules of the House of

Succession.

Bishops, becomes its Presiding Officer, shall (unless the date of the next General Convention is within three months) immediately call a special meeting of the House of Bishops, to elect a member thereof to be the Presiding Bishop. The certificate of election on the part of the House of Bishops shall be sent by the Presiding Officer to the Standing Committees of the several Dioceses, and if a majority of the Standing Committees of the Dioceses shall concur in the election, the Bishop elected shall become the Presiding Bishop of the Church.

House of Deputies.

Sec. 4. The Church in each Diocese which has been admitted to union with the General Convention, each area Mission established as provided by Article VI, and the Convocation of the American Churches in Europe, shall be entitled to representation in the House of Deputies by not more than four ordained persons, Presbyters or Deacons, canonically resident in the Diocese and not more than four Lay Persons, confirmed adult communicants of this Church, in good standing in the Diocese but not necessarily domiciled in the Diocese; but the General Convention by Canon may reduce the representation to not fewer than two Deputies in each order. Each Diocese, and the Convocation of the American Churches in Europe, shall prescribe the manner in which its Deputies shall be chosen.

Quorum.

To constitute a quorum for the transaction of business, the Clerical order shall be represented by at least one Deputy in each of a majority of the Dioceses entitled to representation, and the Lay order shall likewise be represented by at least one Deputy in each of a majority of the Dioceses entitled to representation.

Majority Vote.

Sec. 5. The vote on all questions which come before the House of Deputies shall be governed by the following provisions, supplemented by such procedural provisions as the House of Deputies may adopt in its Rules of Order:

Vote by Orders.

Unless a greater vote on any question is required by this Constitution or by the Canons in cases not specifically dealt with by this Constitution or unless a vote by orders on a question is required, the affirmative vote of a majority of all of the Deputies present and voting shall suffice to carry any question. A vote by orders on any question shall be taken if required for that question by this Constitution or by the Canons or if the Clerical or Lay representation from three or more separate Dioceses shall so request at the time of the call for the vote on that question. In all cases of a vote by orders, the vote of each order, Clerical and Lay, shall be counted separately, each order in each Diocese shall have one vote, and a vote in the affirmative by an order in a Diocese shall require the affirmative vote of a majority of the Deputies present in that order in that Diocese. To carry in the affirmative any question being voted on by orders requires concurrence in the affirmative by both orders and, unless a greater vote is required by this Constitution or by the Canons in cases not specifically dealt with by this Constitution, concurrence in the affirmative by an order

requires the affirmative vote in that order by a majority of the Dioceses present in that order.

Adjournment.

Sec. 6. In either House any number less than a quorum may adjourn from day to day. Neither House, without the consent of the other, shall adjourn for more than three days, or to any place other than that in which the Convention shall be sitting.

Time and place of meeting.

Sec. 7. The General Convention shall meet not less than once in each three years, at a time and place determined in accordance with the Canons. Special meetings may be held as provided for by Canon.

ARTICLE II

Election of Bishops.

Sec. 1. In every Diocese the Bishop or the Bishop Coadjutor shall be chosen agreeably to rules prescribed by the Convention of that Diocese, *provided* that the retirement date of the Bishop Diocesan shall not be more than thirty-six months after the consecration of the Bishop Coadjutor. Bishops of Missionary Dioceses shall be chosen in accordance with the Canons of the General Convention.

Required age. Consent to election.

Sec. 2. No one shall be ordained and consecrated Bishop until the attainment of thirty years of age; nor without the consent of a majority of the Standing Committees of all the Dioceses, and the consent of a majority of the Bishops of this Church exercising jurisdiction. But if the election shall have taken place within one hundred twenty days before the meeting of General Convention, the consent of the House of Deputies shall be required in place of that of a majority of the Standing Committees. No one shall be ordained and consecrated Bishop by fewer than three Bishops.

Consecration.

Jurisdiction of Bishops.

Sec. 3. A Bishop shall confine the exercise of such office to the Diocese in which elected, unless requested to perform episcopal acts in another Diocese by the Ecclesiastical Authority thereof, or unless authorized by the House of Bishops, or by the Presiding Bishop by its direction, to act temporarily in case of need within any territory not yet organized into Dioceses of this Church.

Bishops Suffragan.

Sec. 4. It shall be lawful for a Diocese, at the request of the Bishop of that Diocese, to elect not more than two Suffragan Bishops, without right of succession, and with seat and vote in the House of Bishops. A Suffragan Bishop shall be consecrated and hold office under such conditions and limitations other than those provided in this Article as may be provided by Canons of the General Convention. A Suffragan Bishop shall be eligible for election as Bishop or Bishop Coadjutor of a Diocese, or as a Suffragan in another Diocese.

May become Ecclesiastical Authority.

Sec. 5. It shall be lawful for a Diocese to prescribe by the Constitution and Canons of such Diocese that upon the death of the Bishop, a Suffragan Bishop of that Diocese may be placed in charge of such Diocese and become temporarily the Ecclesiastical Authority thereof until such time as a new Bishop shall be chosen and consecrated; or that during the disability or absence of the Bishop, a Bishop Suffragan

of that Diocese may be placed in charge of such diocese and become temporarily the Ecclesiastical Authority thereof.

Resignation.

Sec. 6. A Bishop may not resign jurisdiction without the consent of the House of Bishops.

Bishop Suffragan for Armed Forces.

Sec. 7. It shall be lawful for the House of Bishops to elect a Suffragan Bishop who, under the direction of the Presiding Bishop, shall be in charge of the work of those chaplains in the Armed Forces of the United States, Veterans' Administration Medical Centers, and Federal Correctional Institutions who are ordained Ministers of this Church. The Suffragan Bishop so elected shall be consecrated and hold office under such conditions and limitations other than those provided in this Article as may be provided by Canons of the General Convention. The Suffragan Bishop shall be eligible for election as Bishop or Bishop Coadjutor or Suffragan Bishop of a Diocese.

Election of Bishops to other jurisdictions.

Sec. 8. A Bishop who has for at least five years next preceding, exercised jurisdiction as the Ordinary, or as the Bishop Coadjutor, of a Diocese, may be elected as Bishop, Bishop Coadjutor, or Suffragan Bishop of another Diocese. Before acceptance of such election a resignation of jurisdiction in the Diocese in which the Bishop is then serving, conditioned on the required consents of the Bishops and Standing Committees of the Church to such election, shall be submitted to the House of Bishops, and also, if the Bishop be a Bishop Coadjutor, a renunciation of the right of succession. Such resignation, and renunciation of the right of succession in the case of a Bishop Coadjutor, shall require the consent of the House of Bishops.

Resignation procedure must be followed.

Compulsory retirement age.

Sec. 9. Upon attaining the age of seventy-two years a Bishop shall resign from all jurisdiction.

ARTICLE III

Bishops consecrated for foreign lands.

Bishops may be consecrated for foreign lands upon due application therefrom, with the approbation of a majority of the Bishops of this Church entitled to vote in the House of Bishops, certified to the Presiding Bishop; under such conditions as may be prescribed by Canons of the General Convention. Bishops so consecrated shall not be eligible to the office of Diocesan or of Bishop Coadjutor of any Diocese in the United States or be entitled to vote in the House of Bishops, nor shall they perform any act of the episcopal office in any Diocese or Missionary Diocese of this Church, unless requested so to do by the Ecclesiastical Authority thereof. If a Bishop so consecrated shall be subsequently duly elected as a Bishop of a Missionary Diocese of this Church, such election shall then confer all the rights and privileges given in the Canon to such Bishops.

ARTICLE IV

Standing Committees.

In every Diocese a Standing Committee shall be elected by the Convention thereof, except that provision for filling vacancies

between meetings of the Convention may be prescribed by the Canons of the respective Dioceses. When there is a Bishop in charge of the Diocese, the Standing Committee shall be the Bishop's Council of Advice. If there be no Bishop or Bishop Coadjutor or Suffragan Bishop canonically authorized to act, the Standing Committee shall be the Ecclesiastical Authority of the Diocese for all purposes declared by the General Convention. The rights and duties of the Standing Committee, except as provided in the Constitution and Canons of the General Convention, may be prescribed by the Canons of the respective Dioceses.

ARTICLE V

Admission of new Dioceses.

Sec. 1. A new Diocese may be formed, with the consent of the General Convention and under such conditions as the General Convention shall prescribe by General Canon or Canons, (1) by the division of an existing Diocese; (2) by the junction of two or more Dioceses or of parts of two or more Dioceses; or (3) by the erection into a Diocese of an unorganized area evangelized as provided in Article VI. The proceedings shall originate in a Convocation of the Clergy and Laity of the unorganized area called by the Bishop for that purpose; or, with the approval of the Bishop, in the Convention of the Diocese to be divided; or (when it is proposed to form a new Diocese by the junction of two or more existing Dioceses or of parts of two or more Dioceses) by mutual agreement of the Conventions of the Dioceses concerned, with the approval of the Bishop of each Diocese. In case the Episcopate of a Diocese be vacant, no proceedings toward its division shall be taken until the vacancy is filled. After consent of the General Convention, when a certified copy of the duly adopted Constitution of the new Diocese, including an unqualified accession to the Constitution and Canons of this Church, shall have been filed with the Secretary of the General Convention and approved by the Executive Council of this Church, such new Diocese shall thereupon be in union with the General Convention.

Rights of Bishops when Diocese divides.

Sec. 2. In case one Diocese shall be divided into two or more Dioceses, the Bishop of the Diocese divided, at least thirty days before such division, shall select the Diocese in which the Bishop will continue in jurisdiction. The Bishop Coadjutor, if there be one, subsequently and before the effective date of the division shall select the Diocese in which the Bishop Coadjutor shall continue in jurisdiction, and if it not be the Diocese selected by the Bishop shall become the Bishop thereof.

Rights of Bishops when new Diocese forms from parts of two or more Dioceses.

Sec. 3. In case a Diocese shall be formed out of parts of two or more Dioceses, each of the Bishops and Bishops Coadjutor of the several Dioceses out of which the new Diocese has been formed shall be entitled, in order of seniority of consecration, to the choice between the Bishop's Diocese and the new Diocese so formed. In the case the new Diocese shall not be so chosen, it shall have the right to choose its own Bishop.

Constitution and Canons of new Dioceses.

Sec. 4. Whenever a new Diocese is formed and erected out of an existing Diocese, it shall be subject to the Constitution and Canons of the Diocese out of which it was formed, except as local circumstances may prevent, until the same be altered in accordance with such Constitution and Canons by the Convention of the new Diocese.

Whenever a Diocese is formed out of two or more existing Dioceses, it shall be subject to the Constitution and Canons of that one of the said existing Dioceses to which the greater number of Members of the Clergy shall have belonged prior to the erection of such new Diocese, except as local circumstances may prevent, until the same be altered in accordance with such Constitution and Canons by the Convention of the new Diocese.

Number of Presbyters and Parishes.

Sec. 5. No new Diocese shall be formed unless it shall contain at least six Parishes and at least six Presbyters who have been for at least one year canonically resident within the bounds of such new Diocese, regularly settled in a Parish or Congregation and qualified to vote for a Bishop. Nor shall such new Diocese be formed if thereby any existing Diocese shall be so reduced as to contain fewer than twelve Parishes and twelve Presbyters who have been residing therein and settled and qualified as above provided.

Cession of diocesan territory.

General Convention to approve.

Sec. 6. By mutual agreement between the Conventions of two adjoining Dioceses, consented to by the Ecclesiastical Authority of each Diocese, a portion of the territory of one of said Dioceses may be ceded to the other Diocese, such cession to be considered complete upon approval thereof by the General Convention or by a majority of Bishops having jurisdiction in the United States, and of the Standing Committees of the Dioceses, in accordance with the Canons of this Church. Thereupon the part of the territory so ceded shall become a part of the Diocese accepting the same. The provisions of Section 3 of this Article V shall not apply in such case, and the Bishop and Bishop Coadjutor, if any, of the Diocese ceding such territory shall continue in their jurisdiction over the remainder of such Diocese, and the Bishop and Bishop Coadjutor, if any, of the Diocese accepting cession of such territory shall continue in jurisdiction over such Diocese and shall have jurisdiction in that part of the territory of the other Diocese that has been so ceded and accepted.

Rights of Bishops.

ARTICLE VI

Area Missions may be established.

Sec. 1. The House of Bishops may establish a Mission in any area not included within the boundaries of any Diocese of this Church or of any Church in communion with this Church, and elect or appoint a Bishop therefor.

Cession of jurisdiction.

Sec. 2. The General Convention may accept a cession of the territorial jurisdiction of a part of a Diocese when such cession shall have been proposed by the Bishop and the Convention of such Diocese, and consent thereto shall have been given by three-fourths of the Parishes

in the ceded territory, and also by the same ratio of the Parishes within the remaining territory.

Retrocession of such jurisdiction.

Any territorial jurisdiction or any part of the same, which may have been ceded by a Diocese under the foregoing provision, may be retroceded to the said Diocese by such joint action of all the several parties as is herein required for its cession, save that in the case of retrocession of territory the consent of Parishes within the territory retroceded shall not be necessary; *Provided*, that such action of the General Convention, whether of cession or retrocession, shall be by a vote of two-thirds of all the Bishops present and voting and by a vote by orders in the House of Deputies in accordance with Article 1, Section 5, except that concurrence by the orders shall require the affirmative vote in each order by two-thirds of the Dioceses.

Missionary Dioceses.

Sec. 3. Missionary Dioceses shall be organized as may be prescribed by Canon of the General Convention.

ARTICLE VII

Provinces.

Dioceses may be united into Provinces in such manner, under such conditions, and with such powers, as shall be provided by Canon of the General Convention; *Provided, however*, that no Diocese shall be included in a Province without its own consent.

ARTICLE VIII

Requisites for ordination.

No person shall be ordered Priest or Deacon to minister in this Church until the person shall have been examined by the Bishop and two Priests and shall have exhibited such testimonials and other requisites as the Canons in that case provided may direct. No person shall be ordained and consecrated Bishop, or ordered Priest or Deacon to minister in this Church, unless at the time, in the presence of the ordaining Bishop or Bishops, the person shall subscribe and make the following declaration:

Declaration.

I do believe the Holy Scriptures of the Old and New Testaments to be the Word of God, and to contain all things necessary to salvation; and I do solemnly engage to conform to the Doctrine, Discipline, and Worship of the Episcopal Church.

Proviso.

Provided, however, that any person consecrated a Bishop to minister in any Diocese of an autonomous Church or Province of a Church in communion with this Church may, instead of the foregoing declaration, make the promises of Conformity required by the Church in which the Bishop is to minister.

If any Bishop ordains a Priest or Deacon to minister elsewhere than in this Church, or confers ordination as Priest or Deacon upon a Christian minister who has not received Episcopal ordination, the Bishop shall do so only in accordance with such provisions as shall be set forth in the Canons of this Church.

Admission of foreign clergy.

No person ordained by a foreign Bishop, or by a Bishop not in communion with this Church, shall be permitted to officiate as a Minister of this Church until the person shall have complied with the Canon or Canons in that case provided and also shall have subscribed the aforesaid declaration.

Lutheran exception.

A bishop may permit a minister ordained in the Evangelical Lutheran Church in America or its predecessor bodies who has made the promise of conformity required by that Church in place of the foregoing declaration to officiate on a temporary basis as an ordained minister of this church.

ARTICLE IX

Court for trial of Bishops.

The General Convention may, by Canon, establish one or more Courts for the Trial of Bishops.

For trial of Presbyters and Deacons.

Presbyters and Deacons canonically resident in a Diocese shall be tried by a Court instituted by the Convention thereof; Presbyters and Deacons canonically resident in a Missionary Diocese shall be tried according to Canons adopted by the Bishop and Convocation thereof, with the approval of the House of Bishops; *Provided*, that the General Convention in each case may prescribe by Canon for a change of venue.

Courts of Review.

The General Convention, in like manner, may establish or may provide for the establishment of Courts of Review of the determination of diocesan or other trial Courts.

Composed of Bishops.

The Court for the review of the determination of the trial Court, on the trial of a Bishop, shall be composed of Bishops only.

Court of Appeal.

The General Convention, in like manner, may establish an ultimate Court of Appeal, solely for the review of the determination of any Court of Review on questions of Doctrine, Faith, or Worship.

Bishop to pronounce sentence.

None but a Bishop shall pronounce sentence of suspension, or removal, or deposition from the Ministry, on any Bishop, Presbyter, or Deacon; and none but a Bishop shall admonish any Bishop, Presbyter, or Deacon.

Suspension.

A sentence of suspension shall specify on what terms or conditions and at what time the suspension shall cease. A sentence of suspension may be remitted in such manner as may be provided by Canon.

ARTICLE X

The Book of Common Prayer.

The Book of Common Prayer, as now established or hereafter amended by the authority of this Church, shall be in use in all the Dioceses of this Church. No alteration thereof or addition thereto shall be made unless the same shall be first proposed in one regular meeting

Alterations or additions.

of the General Convention and by a resolve thereof be sent within six months to the Secretary of the Convention of every Diocese, to be made known to the Diocesan Convention at its next meeting, and be adopted by the General Convention at its next succeeding regular meeting by a majority of all Bishops, excluding retired Bishops not present, of the whole number of Bishops entitled to vote in the House

of Bishops, and by a vote by orders in the House of Deputies in accordance with Article I, Sec. 5, except that concurrence by the orders shall require the affirmative vote in each order by a majority of the Dioceses entitled to representation in the House of Deputies.

Exceptions.

But notwithstanding anything herein above contained, the General Convention may at any one meeting, by a majority of the whole number of the Bishops entitled to vote in the House of Bishops, and by a majority of the Clerical and Lay Deputies of all the Dioceses entitled to representation in the House of Deputies, voting by orders as previously set forth in this Article:

Lectionary.

(a) Amend the Table of Lessons and all Tables and Rubrics relating to the Psalms:

Trial use.

(b) Authorize for trial use throughout this Church, as an alternative at any time or times to the established Book of Common Prayer or to any section or Office thereof, a proposed revision of the whole Book or of any portion thereof, duly undertaken by the General Convention.

Special forms of worship.

And *Provided*, that nothing in this Article shall be construed as restricting the authority of the Bishops of this Church to take such order as may be permitted by the Rubrics of the Book of Common Prayer or by the Canons of the General Convention for the use of special forms of worship.

ARTICLE XI

Interpretation of "Diocese."

Whenever the term "Diocese" is used without qualification in this Constitution, it shall be understood to refer both to Dioceses and to Missionary Dioceses and also, wherever applicable, to all other jurisdictions entitled to representation in the House of Deputies of the General Convention.

ARTICLE XII

Alterations or amendments to Constitution.

No alteration or amendment of this Constitution shall be made unless the same shall be first proposed at one regular meeting of the General Convention and be sent to the Secretary of the Convention of every Diocese, to be made known to the Diocesan Convention at its next meeting, and be adopted by the General Convention at its next succeeding regular meeting by a majority of all Bishops, excluding retired Bishops not present, of the whole number of Bishops entitled to vote in the House of Bishops, and by an affirmative vote by orders in the House of Deputies in accordance with Article I, Section 5, except that concurrence by the orders shall require the affirmative vote in each order by a majority of the Dioceses entitled to representation in the House of Deputies.

Notwithstanding the provisions of the foregoing paragraph, the adoption of any alteration or amendment of this Constitution which inserts or repeals an Article, or a Section or Clause of an Article, shall effect the necessary change in numbers or letters of Articles or Sections

or Clauses of an Article, that follow, and in references made in this Constitution to any other part, without the necessity of specific provision therefor in the alteration or amendment.

Effective date.

Each duly adopted alteration or amendment to this Constitution, unless otherwise expressly stated therein, shall take effect on the first day of January following the adjournment of the General Convention at which it is finally adopted.

TITLE I
ORGANIZATION AND ADMINISTRATION

CANON 1: Of the General Convention

Organizing the House of Deputies.

Sec. 1 (a) At the time and place appointed for the meeting of the General Convention, the President of the House of Deputies, or, if absent, the Vice-President of the House, or, if there be neither, a presiding officer *pro tempore* appointed by the members of the House of Deputies on the Joint Committee of Arrangements for the General Convention, shall call to order the members present. The Secretary, or, if absent, a Secretary *pro tempore* appointed by the presiding officer, shall record the names of those whose testimonials, in due form, shall have been presented, which record shall be *prima facie* evidence that the persons whose names are therein recorded are entitled to seats. In the event that testimonials are presented by or on behalf of persons from jurisdictions which have not previously been represented in a General Convention, then the Secretary, or one appointed instead as provided herein, shall proceed as provided in Clause (c). If there be a quorum present, the Secretary shall so certify, and the House shall proceed to organize by the election, by ballot, of a Secretary, and a majority of the votes cast shall be necessary to such election. Upon such election, the presiding officer shall declare the House organized. If there be a vacancy in the office of President or Vice-President, the vacancy or vacancies shall then be filled by election, by ballot, the term of any officer so elected to continue until the adjournment of the General Convention. As soon as such vacancies are filled, the President shall appoint a committee to wait upon the House of Bishops and inform it of the organization of the House of Deputies, and of its readiness to proceed to business.

Election of President and Vice-President.

(b) There shall be a President and a Vice-President of the House of Deputies, who shall perform the duties normally appropriate to their respective offices or specified in these Canons. They shall be elected not later than the seventh day of each regular meeting of the General Convention in the manner herein set forth. The House of Deputies shall elect from its membership, by a majority of separate ballots, a President and a Vice-President, who shall be of different orders. Such officers shall take office at the adjournment of the regular meeting at which they are elected, and shall continue in office until the adjournment of the following regular meeting of the General Convention. They shall be and remain *ex officio* members of the House during their term of office. No person elected President or Vice-President shall be eligible for more than three consecutive full terms in each respective office. In case of resignation, death, absence, or inability, of the President, the Vice-President shall perform the duties of the office until a new President is elected. The President shall be authorized to appoint an Advisory Council for consultation and advice in the performance of the duties of the office. The President may also appoint a Chancellor to the President, a confirmed adult communicant

Appointment of Advisory Council and Chancellor.

of the Church in good standing who is learned in both ecclesiastical and secular law, to serve so long as the President may desire, as counselor in matters relating to the discharge of the responsibilities of that office.

Diocesan Journals to be forwarded.

(c) In order to aid the Secretary in preparing the record specified in Clause (a), it shall be the duty of the Secretary of the Convention of every Diocese to forward to the Secretary of the House of Deputies, as soon as may be practicable, a copy of the latest Journal of the Diocesan Convention, together with a certified copy of the testimonials of members aforesaid, and a duplicate copy of such testimonials. Where testimonials are received for persons from jurisdictions which have not previously been represented in General Convention, the Secretary shall ascertain that the applicable provisions of Article V, Section 1, of the Constitution have been complied with prior to such persons being permitted to take their seats in the House.

Testimonials required.

Secretary to keep minutes and records.

(d) The Secretary shall keep full minutes of the proceedings of the House; record them, with all reports, in a book provided for that purpose; preserve the Journals and Records of the House; deliver them to the Registrar, as hereinafter provided; and perform such other duties as may be directed by the House. The Secretary may, with the approval of the House, appoint Assistant Secretaries, and the Secretary and Assistant Secretaries shall continue in office until the organization of the next General Convention, and until their successors be chosen.

Notices of Amendments to Constitution and Prayer Book.

(e) It shall be the duty of the Secretary of the House of Deputies, whenever any alteration of the Book of Common Prayer or of the Constitution is proposed, or any other subject submitted to the consideration of the several Diocesan Conventions, to give notice thereof to the Ecclesiastical Authority of the Church in every Diocese, as well as to the Secretary of the Convention of every Diocese, and written evidence that the foregoing requirement has been complied with shall be presented by the Secretary to the General Convention at its next session. All such notices shall be sent by certified or registered mail, with the Secretary's certificates to be returned. The Secretary shall notify all diocesan Secretaries that it is their duty to make known such proposed alterations of the Book of Common Prayer, and of the Constitution, and such other subjects, to the Conventions of their respective Dioceses at their next meeting, and to certify to the Secretary of the House of Deputies that such action has been taken.

Secretary and Treasurer to have seat and voice.

(f) The Secretary of the House of Deputies and the Treasurer of the General Convention shall be entitled to seats upon the floor of the House, and, with the consent of the President, they may speak on the subjects of their respective offices.

Rules and Orders of the House of Deputies.

(g) At the meetings of the House of Deputies the Rules and Orders of the previous meeting shall be in force until they are amended or repealed by the House.

(h) In case of the resignation, death, or total disability of the President and Vice-President during the recess of the General Convention, the Secretary of the House of Deputies shall perform such *ad interim* duties as may appertain to the office of President until

the next meeting of the General Convention or until such disability is removed.

(i) If, during recess, a vacancy shall occur in the office of Secretary of the House of Deputies, the duties thereof shall devolve upon the First Assistant Secretary, or, if there be none such, upon a Secretary *pro tempore* appointed by the President of the House, or if the office of President be also vacant, then by the Vice-President, and if both offices be vacant, then by the members from the House of Deputies of the Joint Committee on Planning and Arrangements for the next General Convention, appointed by the preceding General Convention.

Secretary of House of Deputies to be Secretary of Convention.

(j) At every regular meeting of the General Convention, the Secretary elected by the House of Deputies shall, by concurrent action of the two Houses of the General Convention, also be made the Secretary of the General Convention, who shall have responsibility for assembling and printing of the Journal of the General Convention, and for other matters specifically referred to the Secretary.

Standing Commissions.

Sec. 2 (a) The General Convention by Canon may establish Standing Commissions, to study and draft policy proposals on major subjects considered to be of continuing concern to the mission of the Church. The Canon shall specify the duties of each such Commission. Standing Commissions shall be composed of three (3) Bishops, three (3) Priests and/or Deacons of this Church and six (6) Lay Persons, who shall be confirmed adult communicants of this Church in good standing. Priests, Deacons and Lay Persons are not required to be members of the House of Deputies.

Terms of office.

(b) The terms of all members of Standing Commissions shall be equal to the interval between the regular meeting of the General Convention preceding their appointment and the adjournment of the second succeeding regular meeting of the General Convention, and such terms shall be rotated so that, as near as may be, the term of one half of the members shall expire at the conclusion of each regular meeting of the General Convention. The term of a member shall become vacant in the event of two absences from meetings of the Commission occurring in the interval between successive regular meetings of the General Convention unless excused by the Commission for good cause.

Appointment of members.

(c) The Presiding Bishop shall appoint the Episcopal members, and the President of the House of Deputies the Lay and other Clerical members, of such Commissions as soon as practicable after the adjournment of the General Convention, but not later than ninety (90) days following the close of General Convention. Episcopal members appointed after the adjournment of any General Convention at which a Presiding Bishop is elected shall be appointed by the Presiding Bishop-elect. Vacancies shall be filled in similar manner; *Provided, however*, that vacancies occurring within one year of the next regular General Convention shall not be filled unless so requested by the Commission.

Consultants and coordinators.

(d) The Presiding Bishop and the President of the House of Deputies shall jointly appoint members of the Executive Council as

liaison persons to provide for communication between the Executive Council and each Commission. Notice of such appointments shall be given to the Secretaries of both Houses. Such appointed liaison persons shall not be members of the Commission and shall have voice but not vote. The reasonable expenses thereof shall be provided for by the Executive Council. Each such Commission shall have a member of the Presiding Bishop's staff appointed by the Presiding Bishop to assist in its work. Each such Commission shall have the power to constitute committees, from among members or non members of the Commission, and, subject to the Commission's budget, engage the services of consultants and coordinators necessary to the carrying on of its work.

Ex officiis members.

(e) The Presiding Bishop and the President of the House of Deputies shall be members *ex officiis* of every Commission with the right, but no obligation, to attend meetings, and with seat and vote in the deliberations thereof, and shall receive their minutes and an annual report of their activities; *Provided*, that the said presiding officers may appoint personal representatives to attend any meeting in their stead, but without vote.

Notification of duties.

(f) The Executive Officer of the General Convention shall, not later than one hundred and twenty (120) days following the meeting of the General Convention, notify the members of the respective Houses of the appointments upon Commissions and the duty to present Reports to the next Convention. One year prior to the opening day of the Convention, the Executive Officer of the General Convention shall remind the Chairs and Secretaries of all Commissions of this duty.

Convenor appointed and officers elected.

(g) Every Commission appointed by the Presiding Bishop and the President of the House of Deputies, and when convened shall be organized by electing a chair, vice-chair and secretary. In the event that the Commission is not convened as above provided within six months from the date of adjournment of each Convention, one-third of the members may take such action as shall be necessary to convene the Commission. After the Commission shall have been convened, and its officers chosen, the Chair or, in the absence of the Chair or in the Chair's inability or refusal to act, the Vice-Chair shall be empowered to call a meeting and fix the time and place and shall do so upon signed request of one-third of the members.

Referrals.

(h) It shall be the privilege of either House to refer to a Commission any matter related to the subject for which it was appointed; but neither House shall have the power, without the consent of the other, to instruct the Commission as to any particular line of action.

Public notice of meeting.

(i) It shall be the duty of each Commission to give appropriate notice in the Church press of issues before it and the time and place of meetings at which such issues are to be considered, together with instructions as to the manner in which members of the Church may address their views to such Commission.

Reports due.

(j) Every Commission shall prepare a Report, which, together with any minority Report, shall be sent, not later than 150 days prior to the opening day of each Convention, to the Executive Officer of the

General Convention, who shall print and distribute the same, as far as practicable, to all members of said Convention.

Contents of Reports.

(k) The Report of every Commission presented at the General Convention shall:

(1) Set forth the names of its original members, any changes in membership, the names of all those who concur in and all those who dissent from its recommendation, and shall further state, if less than a majority of its entire membership sign the Report, their authority for presenting it.

(2) Summarize the work of the Commission, including the various matters studied, the recommendations for action by the General Convention and drafts of Resolutions proposed for adoption to implement the recommendations of the Commission.

(3) Include a detailed report of all receipts and expenditures, including moneys received from any source whatsoever, during the preceding interval since the last meeting of the General Convention, and if it recommends that it be continued, the estimated requirements for the ensuing interval until the next regular meeting of the General Convention.

Spokesperson to be present at General Convention.

(l) Every Commission, as a condition precedent to the presentation and reception of any Report in either House, in which such Commission proposes the adoption of any Resolution, shall, by vote, authorize a member or members of that House, who, if possible, shall be a member of the Commission, with such limitations as the Commission may impose, to accept or reject, on behalf of the Commission, any amendments proposed in such House to any such Resolution; *Provided, however*, that no such amendment may change the substance of the proposal, but shall be primarily for the purpose of correcting errors. The name of the member or members of the particular House upon whom such authority has been conferred, and the limitations of authority, shall be communicated in writing to the Presiding Officer of such House not later than the presentation of such Report in that House. The application of this Rule in either House may be suspended, in any particular case, by the majority vote of the members of such House.

Budget requirements.

(m) Every Commission whose Report requests expenditure out of the funds of the General Convention (except for the printing of the Report) shall present to the Joint Standing Committee on Program, Budget, and Finance its written request, on or before the first business day of the session, and all Resolutions providing for any such expenditures shall be immediately referred to the Joint Standing Committee on Program, Budget, and Finance. No proposition involving such expenditures shall be considered unless so presented and until after report of the Joint Standing Committee on Program, Budget, and Finance.

(n) There shall be the following Standing Commissions:

Anglican and International Peace with Justice Concerns.

(1) A Standing Commission on Anglican and International Peace with Justice Concerns. It shall be the duty of the Commission to develop recommendations and strategies regarding common ministry opportunities and concerns with other Provinces of the Anglican Communion as to the work of this Church and the Anglican Communion on issues of international peace with justice and to make recommendations pertaining thereto to the Presiding Bishop, the Executive Council and the General Convention.

Small Congregations.

(2) A Standing Commission for Small Congregations. It shall be the duty of the Commission to concern itself with plans for new directions for Small Congregations.

Constitution and Canons.

(3) A Standing Commission on Constitution and Canons. It shall be the duty of the Commission to:

(i) Review such proposed amendments to the Constitution and Canons as may be submitted to the Commission, placing each such proposed amendment in proper Constitutional or Canonical form including all amendments necessary to effect the proposed change. The Commission shall express its views with respect to the substance of any such proposal only to the proponent thereof; *Provided, however*, that no member of the Commission shall, by reason of membership, be deemed to be disabled from expressing, before a Legislative Committee or on the floor of the House of membership, personal views with respect to the substance of any such proposed amendment.

(ii) Conduct a continuing comprehensive review of the Constitution and Canons with respect to their internal consistency and clarity, and on the basis of such a review propose to the General Convention such technical amendments to the Constitution and Canons as in the opinion of the Commission are necessary or desirable in order to achieve such consistency and clarity without altering the substance of any Constitutional and Canonical provisions; *Provided; however*, that the Commission shall propose, for the consideration of the appropriate Legislative Committees of the two Houses, such amendments to the Constitution and Canons as in the opinion of the Commission are technically desirable but involve

a substantive alteration of a Constitutional or Canonical provision.

(iii) On the basis of such review suggest to the Executive Council and the Domestic and Foreign Missionary Society such amendments to their respective By-laws as in the opinion of the Commission are necessary or desirable in order to conform the same to the Constitution and Canons.

(iv) Conduct a continuing and comprehensive review and update of the authorized "Annotated Constitution and Canons for the Government of the Protestant Episcopal Church in the United States of America otherwise known as The Episcopal Church" to reflect actions of General Convention which amend the Constitution and Canons and, in the discretion of the Commission, develop other materials which are appropriate to the purpose of the "Annotated Constitution and Canons," and facilitate the publication of this document and related materials. The Commission may provide or support forums to promote commentary, discussion, and understanding of the Constitution and Canons.

(v) Discharge such other duties as shall from time to time be assigned by the General Convention.

Domestic Mission and Evangelism.

(4) A Standing Commission on Domestic Mission and Evangelism. It shall be the duty of the Commission to identify, study and consider major general policies, priorities and concerns as to the domestic mission of this Church. This shall include a review of the shaping of new patterns and directions for evangelism particularly in rural and metropolitan areas. The Commission shall develop and recommend to the General Convention comprehensive and coordinated policies and strategies to restore all people to unity with God and each other in Christ.

Ecumenical and Interreligious Relations.

(5) A Standing Commission on Ecumenical and Interreligious Relations. It shall be the duty of the Commission to recommend to the General Convention a comprehensive and coordinated policy and strategy on relations between this Church and other Churches, and this Church and other religions, to make recommendations to General Convention concerning interchurch cooperation and unity, and interreligious dialogue and action, and to carry out such instructions on ecumenical and interreligious matters as may be given it from time to time by the General Convention. It shall also nominate for appointment by the

Presiding Bishop, with the advice and consent of the Executive Council, persons to serve on the governing bodies of ecumenical and interreligious organizations to which this Church belongs by action of the General Convention, who shall report to the Presiding Bishop, Executive Council and the Standing Commission on Ecumenical and Interreligious Relations.

Liturgy and Music.

(6) A Standing Commission on Liturgy and Music. The Custodian of the Book of Common Prayer shall be a member *ex officio* with voice, but without vote. It shall be the duty of the Commission to:

(i) Discharge such duties as shall be assigned to it by the General Convention as to policies and strategies concerning the common worship of this Church.

(ii) Collect, collate and catalogue material bearing upon possible future revisions of the Book of Common Prayer.

(iii) Cause to be prepared and to present to the General Convention recommendations concerning the Lectionary, Psalter, and offices for special occasions as authorized or directed by the General Convention or House of Bishops.

(iv) Recommend to the General Convention authorized translations of the Holy Scripture from which the Lessons prescribed in the Book of Common Prayer are to be read.

(v) Receive and evaluate requests for consideration of individuals or groups to be included in the Calendar of the Church year and make recommendations thereon to the General Convention for acceptance or rejection.

(vi) Collect, collate, and catalogue material bearing upon possible future revisions of The Hymnal 1982 and other musical publications regularly in use in this Church and encourage the composition of new musical materials.

(vii) Cause to be prepared and present to the General Convention recommendations concerning the musical settings of liturgical texts and rubrics, and norms as to liturgical music and the manner of its rendition.

(viii) At the direction of the General Convention, to serve the Church in matters pertaining to policies and strategies concerning Church music.

Ministry Development.

(7) A Standing Commission on Ministry Development. It shall be the duty of the Commission:

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(i) to recommend policies and strategies to the General Convention for the development, affirmation and exercise of the ministry of all the baptized;

(ii) to encourage and facilitate networks of individuals, institutions and agencies engaged in education, training, deployment and formation for ministry by all four orders;

(iii) to study the needs and trends of theological education for all four orders with this Church, including issues of recruitment, training, deployment, evaluation and continuing education; to make recommendation to the several seminaries, the Executive Council and the General Convention; and to aid the General Board of Examining Chaplains in the exercise of its function;

(iv) to discharge such other duties as shall be assigned by the General Convention.

National Concerns.

(8) A Standing Commission on National Concerns. It shall be the duty of the Commission to identify, study and consider general policies, priorities and concerns about the theological, ethical and pastoral issues and strategies as to the ministries of this Church serving Christ, to strive for justice and peace among all peoples through the proclamation of the Gospel and to develop and recommend to the General Convention comprehensive and coordinated policies and strategies applicable to the same.

Stewardship and Development.

(9) A Standing Commission on Stewardship and Development. It shall be the duty of the Commission to hold up before the Church the responsibility of faithful stewardship of time, talent and treasure in grateful thanksgiving for God's gifts. It shall recommend strategies for stewardship education throughout the Church with special sensitivity to the cultural and linguistic diversity of our Church. It shall recommend programs for long-range planning and development, ensuring that other Church bodies, including the Executive Council, are part of the process. It shall assure that there is an official, periodic gathering, interpretation, evaluation and reporting of stewardship from throughout the Church. It shall help coordinate all church-wide fund-raising activities.

Structure.

(10) A Standing Commission on the Structure of the Church. It shall be the duty of the Commission to study and make recommendations concerning the structure of the General Convention and of the Church. It shall, from time to time,

review the operation of the several Committees and Commissions to determine the necessity for their continuance and the effectiveness of their functions and to bring about a coordination of their efforts. Whenever a proposal is made for the creation of a new Committee or Commission, it shall, wherever feasible, be referred to the Standing Commission on the Structure of the Church for its consideration and advice.

World Mission. (11) A Standing Commission on World Mission, whose members shall include persons broadly representative of jurisdictions outside the United States of America, as well as persons having direct engagement with and experience in world mission. It shall be the duty of the Commission, as to all mission outside the United States, to review and evaluate existing policies, priorities and strategies, and to promote partnership for global mission among the various groups within the church, to plan and propose policy on overseas mission, and to make recommendations pertaining to the Executive Council and the General Convention.

Communi-cation. (12) A Standing Commission on Episcopal Church Communication. It shall be the duty of the Commission to identify, study and consider communication strategies, policies, priorities, and technologies, to strengthen the Church's communication of the Gospel and the mission of the Church to the world at large, and to improve communication among members of the Church, Parishes, Missions, Congregations, Dioceses, and the various bodies of the General Convention. The Commission shall report on its work and recommendations to the General Convention.

Health (13) A Standing Commission on Health. It shall be the duty of the Commission to:

(i) Articulate and communicate positions adopted by the Episcopal Church on health care policy to Episcopalians, the public, and public policy makers;

(ii) Advocate, in cooperation with the Office of Government Relations, for a health care system in which all may be guaranteed decent and appropriate primary health care during their lives and as they approach death;

(iii) Bring together those within the Episcopal Church who develop, provide and/or teach health care and health policy to continue to develop a Christian approach to pressing issues that affect the health care system of this nation;

(iv) Understand and keep abreast of the rapidly changing health care market and developments in biomedical research that affect health policy;
(v) Collect and develop resources and teaching materials related to access to health care for the use of dioceses, congregations, and individuals;
(vi) Advocate health ministry in and through local Episcopal congregations; and
(vii) Discharge such other duties as shall be assigned by the General Convention.

Lifelong Christian Education and Formation.

(14) A Standing Commission on Lifelong Christian Education and Formation consisting of twelve members (3 Bishops, 3 Presbyters and/or Deacons, and 6 Lay Persons). It shall be the duty of the Commission to develop and recommend to the General Convention comprehensive and coordinated policies for children, youth, adults, and seniors for lifelong Christian formation.

Special meetings.

Sec. 3 (a) The right of calling special meetings of the General Convention shall be vested in the Bishops. The Presiding Bishop shall issue the summons for such meetings, designating the time and place thereof, with the consent, or on the requisition, of a majority of the Bishops, expressed to the Presiding Bishop in writing.

Deputies to special meetings.

(b) The Deputies elected to the preceding General Convention shall be the Deputies at such special meetings of the General Convention, except in those cases in which other Deputies shall have been chosen in the meantime by any of the Diocesan Conventions, and then such other Deputies shall represent in the special meeting of the General Convention the Church of the Diocese in which they have been chosen.

Vacancy.

(c) Any vacancy in the representation of any Diocese caused by the death, absence, or inability of any Deputy, shall be supplied either temporarily or permanently in such manner as shall be prescribed by the Diocese, or, in the absence of any such provision, by appointment by the Ecclesiastical Authority of the Diocese. During such periods as shall be stated in the certificate issued to such person by the appointing power, the Provisional Deputy so appointed shall possess and shall be entitled to exercise the power and authority of the Deputy in place of whom he or she shall have been designated.

Deputies to be elected twelve months prior to Convention.

Sec. 4 (a) All jurisdictions of this Church entitled by the Constitution or Canons to choose Deputies to the General Convention shall be required to do so not later than twelve months preceding the opening date of the General Convention for which they are chosen. Deputies of jurisdictions failing so to elect may not be seated unless permitted by ruling of the Presiding Officer.

(b) It shall be the duty of each seated Deputy to communicate to the electing jurisdiction the actions taken and the positions established by the General Convention.

(c) It shall be the responsibility of each Diocese to provide a forum in which the Deputies to the General Convention from that jurisdiction have opportunity to report.

Registrar.

Sec. 5 (a) The House of Deputies, upon the nomination of the House of Bishops, shall elect a Presbyter, to be known as the Registrar of the General Convention, whose duty it shall be to receive all Journals, files, papers, reports, and other documents or articles that are, or shall become, the property of either House of the General Convention, and to transmit the same to the Archives of the Church as prescribed by the Archivist.

To keep records of consecrations.

(b) It shall also be the duty of the said Registrar to maintain suitable records of the ordinations and consecrations of all the Bishops of this Church, designating accurately the time and place of the same, with the names of the consecrating Bishops, and of others present and assisting; to have the same authenticated in the fullest manner practicable; and to take care for the similar record and authentication of all future ordinations and consecrations of Bishops in this Church. Due notice of the time and place of such ordinations and consecrations shall be given by the Presiding Bishop to the Registrar; and thereupon it shall be the duty of the Registrar to attend such ordinations and consecrations, either in person or by deputy.

To prepare Letters of Consecration.

(c) The Registrar shall prepare, in such form as the House of Bishops shall prescribe, the Letters of Ordination and Consecration in duplicate, shall have the same immediately signed and sealed by the ordaining and consecrating Bishops, and by such other Bishops assisting as may be practicable, shall deliver to the newly consecrated Bishop one of the said Letters, shall carefully file and retain the other, and shall make a minute thereof in the official records.

Registrar as Historiographer.

(d) The Registrar shall also be Historiographer, unless in any case the House of Bishops shall make a separate nomination; and in this event the House of Deputies shall confirm the nomination.

(e) The necessary expenses incurred under this Section shall be paid by the Treasurer of the General Convention.

Journals and papers to be delivered to Registrar.

(f) It shall be the duty of the secretaries of both Houses, within thirty days after the adjournment of the General Convention, to deliver to the Registrar the manuscript minutes of both Houses, together with the Journals, files, papers, reports, and all other documents of either House. The manuscript minutes of both Houses shall remain filed until after the adjournment of the second Convention following that at which such minutes shall have been taken; *Provided, however*, that any part of such minutes, for any reason unpublished in the Journal, shall remain filed in the Archives. The Secretary of the House of Deputies shall also deliver to the Registrar, when not otherwise expressly directed, all the Journals, files, papers, reports, and other documents specified in Canon I.6. The Secretaries shall require the Registrar to give them receipts for the Journals and other papers.

Vacancy.

(g) In the case of a vacancy in the office of Registrar, the Presiding Bishop shall appoint a Registrar, who shall hold office until the next General Convention.

Recorder.

Sec. 6 (a) The House of Deputies, upon nomination of the House of Bishops, shall elect a Recorder (who may be a natural person or an incorporated organization of this Church), whose duty is/shall be to continue the List of Ordinations and to keep a list of the Clergy in regular standing.

Information to be sent to Recorder.

(b) It shall be the duty of the Bishop, or, if there be no Bishop, of the President of the Standing Committee of every jurisdiction to forward to the Recorder on or before the first day of March in each and every year a report certifying the following information as of the thirty-first day of December in the preceding year: (1) the names of the Clergy canonically resident therein with their several charges; (2) the names of the Clergy licensed by the Bishop to officiate, but not yet transferred; (3) the names of all persons connected with the jurisdiction who have been ordered Deacons or Priests during the preceding twelve months, with the date and place of ordination and the name of the Bishop ordaining; (4) the names of the Clergy of the jurisdiction who have died during the preceding twelve months, with the date and place of death; (5) the names of the Clergy who have been received during the preceding twelve months, with the date of their reception and the name of the jurisdiction from which received, and, in the case of Clergy not received from a jurisdiction of this Church, the date and place of ordination and the name of the Bishop ordaining; (6) the names of the Clergy who have been transferred during the preceding twelve months, with the dates of the Letters Dimissory and of their acceptance, and the name of the jurisdiction to which transferred; (7) the names of the Clergy who have been suspended during the preceding twelve months, with the date and ground of suspension; (8) the names of the Clergy who have been removed or deposed during the preceding twelve months, with the date, place, and ground of removal or deposition; (9) the names of the Clergy who have been restored during the preceding twelve months, with the date; (10) the names of Deaconesses canonically resident therein.

Recorder to furnish information.

(c) It shall be the duty of the Recorder to furnish, upon proper authority and at the expense of the applicant, such information as may be in the possession of the Recorder, based upon the reports required under Clause (b) hereof; but in no case shall the Recorder publish, or furnish for publication, the ground of any suspension, removal, or deposition.

Report to the General Convention.

(d) The Recorder shall prepare and present to each session of the General Convention a list of all Clergy ordained, received, suspended, removed, deposed, or restored, and of all Bishops consecrated, and of all Bishops and other Clergy who have died; such list to cover the period from the last preceding similar report of the Recorder through the thirty-first day of December immediately preceding each session of the General Convention.

Expenses.

(e) The necessary expenses incurred under this Section by the Recorder shall be paid by the Treasurer of the General Convention.

Vacancy.

(f) In case of a vacancy in the office of Recorder, the Presiding Bishop shall appoint a Recorder, who shall hold office until the next General Convention.

Treasurer.

Sec. 7 (a) At every regular meeting of the General Convention a Treasurer (who may also be Treasurer of the Domestic & Foreign Missionary Society and the Executive Council) shall be elected by concurrent action of the two Houses, and shall remain in office until a successor shall be elected. It shall be the Treasurer's duty to receive and disburse all moneys collected under the authority of the Convention, and of which the collection and disbursement shall not otherwise be prescribed; and, with the advice and approval of the Presiding Bishop and the Treasurer of the Executive Council, to invest, from time to time, such surplus funds as may be on hand. The Treasurer's account shall be rendered to the Convention at each regular meeting, and shall be audited at the direction of a committee acting under its authority.

Vacancy.

(b) In case of a vacancy, by death, resignation, or otherwise, in the office of Treasurer of the General Convention, the Presiding Bishop and the President of the House of Deputies shall appoint a Treasurer, who shall hold office until a successor is elected. In case of temporary inability of the Treasurer to act, from illness or other cause, the same officials shall appoint an Acting Treasurer who shall perform all duties of the Treasurer until the Treasurer is able to resume them.

Assessment for General Convention Expense Budget.

Sec. 8. The General Convention shall adopt, at each regular meeting, a budget to provide for the contingent expenses of the General Convention, the stipend of the Presiding Bishop together with the necessary expenses of that office, the necessary expenses of the President of the House of Deputies including the staff and Advisory Council required to assist in the performance of the duties and matters related to the President's office, and the applicable Church Pension Fund assessments. To defray the expense of this budget, an assessment shall be levied upon the Dioceses of the Church in accordance with a formula which the Convention shall adopt as part of this Expense Budget. It shall be the duty of each Diocesan Convention to forward to the Treasurer of the General Convention annually, on the first Monday of January, the amount of the assessment levied upon that Diocese.

Treasurer may borrow.

Sec. 9. The Treasurer of the General Convention shall have authority to borrow, in behalf and in the name of the General Convention, such a sum as may be judged by the Treasurer to be necessary to help defray the expenses of the General Convention, with the approval of the Presiding Bishop and the Executive Council.

Shall give bond.

Sec. 10. The Treasurer shall give a bond conditioned on the faithful performance of assigned duties. The amount thereof and the terms on which the same shall be given shall be subject to the approval of the Presiding Bishop, the expense of such bond to be paid by the General Convention.

Shall submit budget.

Sec. 11. The Treasurer shall submit to the General Convention at each regular meeting thereof a detailed budget in which the Treasurer proposes to request appropriations for the ensuing budgetary period and shall have power to expend all sums of money covered by this budget, subject to such provisions of the Canons as shall be applicable.

May appoint Assistant Treasurer.

Sec. 12. The Treasurer may appoint, subject to the approval of the Presiding Bishop, an Assistant Treasurer, who shall hold office during the pleasure of the Treasurer and shall perform such duties as shall be assigned by the Treasurer. The Assistant Treasurer shall give bond conditioned on the faithful performance of assigned duties. The amount thereof and the terms on which the same shall be given shall be subject to the approval of the Presiding Bishop, the expense of such bond to be paid by the General Convention.

General Convention Executive Office.

Sec. 13. There shall be an Executive Office of the General Convention, to be headed by a General Convention Executive Officer to be appointed jointly by the Presiding Bishop and the President of the House of Deputies. The Executive Office of the General Convention shall include the functions of the Secretary and the Treasurer of the General Convention and those of the Manager of the General Convention and, if the several positions are filled by different persons, such officers shall serve under the general supervision of the General Convention Executive Officer, who shall also coordinate the work of the Committees, Commissions, Boards and Agencies funded by the General Convention Expense Budget.

Site selection.

Sec. 14 (a) At each meeting of the General Convention the Joint Standing Committee on Planning and Arrangements shall submit to the General Convention its recommendations for sites for the meeting of the General Convention to be held as the third succeeding General Convention following the General Convention at which the report is made. In making such recommendations, the Committee shall certify to the Convention the willingness of the Dioceses within which recommended sites are located to have the General Convention meet within their jurisdictions.

Approval of sites.

(b) From the sites recommended by the Joint Committee, the General Convention shall approve no fewer than three nor more than five sites as possible for such meeting of the General Convention.

Determination of site.

(c) From the sites approved by the General Convention, the Joint Committee, with the advice and consent of a majority vote of the following: The Presidents and the Vice-Presidents of both Houses of Convention, the Presidents of the Provinces and the Executive Council, shall determine the site for such General Convention and proceed to make all reasonable and necessary arrangements and commitments for that meeting of the General Convention. The site and date thus selected shall be deemed to have been appointed by the General Convention, as provided in the Constitution.

Notice to Dioceses.

(d) Upon the final selection of and the arrangements for the site for that General Convention, the Joint Committee shall advise the

Secretary of the General Convention, who shall communicate the determination to the Dioceses.

Changes in the date and length of General Convention.

(e) Within such guidelines as may have been established by the General Convention regarding the date and length of future General Conventions, and pursuant to the reasonable and necessary arrangements and commitments with the Dioceses and operators of facilities within the Diocese in which the next General Convention will be held, the Joint Committee shall fix the date and the length of the next succeeding Convention, report the same to the Secretary of the General Convention and include the same in its report to the Convention. In the event of a change of circumstances indicating the necessity or advisability of changing the date or length previously fixed, the Joint Committee shall investigate and make recommendations to the Presiding Bishop and the President of the House of Deputies, who, with the advice and consent of the Executive Council, may fix a different date or length or both.

CANON 2: Of the Presiding Bishop

Clerical and Lay members of Nominating Committee.

Sec. 1 (a) At each General Convention the House of Deputies shall elect one Clerical and one Lay Deputy from each Province as members of the Joint Nominating Committee for the Election of the Presiding Bishop. A Deputy from a particular Province may be nominated only by another Deputy from the same Province, but the election of each member of the Committee shall be by the entire membership of the House of Deputies, with a majority of those voting necessary for election. Prior to the election, the Clerical and Lay Deputies from each Province shall hold a caucus, at which two Clerical Deputies and two Lay Deputies as nominees shall be selected by the caucus, and these shall be the only nominees upon which the House of Deputies shall vote in electing the members of the Joint Nominating Committee. The President of the House of Deputies, after consultation with representatives of youth, shall appoint two persons, age 16-21, as members of the Joint Nominating Committee for the Election of the Presiding Bishop.

Episcopal members of Nominating Committee.

(b) At each General Convention the House of Bishops shall elect one Bishop from each Province as a member of the Joint Nominating Committee for the Election of the Presiding Bishop. A Bishop from a particular Province may be nominated only by another Bishop from the same Province, but the election of each member of the Committee shall be by the entire membership of the House of Bishops, with a majority of those voting necessary for election. Prior to the election, the Bishops from each Province shall hold a caucus, at which two Bishops as nominees shall be selected by the caucus, and these shall be the only nominees upon which the House of Bishops shall vote in electing the members of the Joint Nominating Committee.

Vacancies in Nominating Committee.

(c) In the event vacancies shall occur in the Joint Nominating Committee after the election of its members due to death, disability, resignation, or other cause within one year of the next General Convention, the vacancies shall not be filled and the remaining

members shall constitute the Joint Nominating Committee. In the event such vacancies shall occur more than one year prior to the next General Convention, the Presiding Officer of the House of Bishops shall appoint Bishops and the President of the House of Deputies shall appoint Clerical and Lay Deputies, in all cases from the same Provinces as those Bishops or Deputies whose positions are being filled. An elected or appointed member who shall not be a Deputy to the next General Convention shall continue as a member of the Joint Nominating Committee until the adjournment of such next General Convention. A member of the Committee who transfers from one Province to another or a Lay Deputy who is ordained Presbyter or Deacon, or a Presbyter or Deacon who is consecrated a Bishop, shall not thereby become ineligible to continue to serve on the Joint Nominating Committee through the next succeeding General Convention.

Term of Nominating Committee.

(d) The Joint Nominating Committee shall remain in office until the adjournment of the next General Convention, at which a new Joint Nominating Committee shall be elected. Members of the Committee are eligible for reelection.

Election to follow Joint Session.

(e) At the General Convention at which a Presiding Bishop is to be elected, the Joint Nominating Committee shall present to the House of Bishops and the House of Deputies in Joint Session the names of not fewer than three members of the House of Bishops for the consideration of the two Houses in the choice of a Presiding Bishop. At the Joint Session to which the Joint Nominating Committee shall report, any Bishop or Deputy may nominate any other member of the House of Bishops for the consideration of the two Houses in the choice of a Presiding Bishop, and there may be discussion of all nominees. Commencing on the day following the Joint Session, election shall be by the House of Bishops from among such nominees. If the House of Bishops shall find itself unable to elect a Presiding Bishop from among such nominees, another Joint Session shall be held, at which additional nominations may be received, and on the following day, election shall be by the House of Bishops from among all of the nominees. After the election by the House of Bishops, report of the result thereof, including the number of votes cast for each nominee on each ballot, shall be made to the House of Deputies which shall vote to confirm or not to confirm such choice of Presiding Bishop.

Vacancy between meetings of the General Conventions.

(f) In the event a vacancy in the office of Presiding Bishop shall occur in the interim between meetings of the General Convention, as specified in the second paragraph of Article I, Section 3 of the Constitution, the Joint Nominating Committee, subject to the said Article, shall submit to the Secretary of the House of Bishops the names of not fewer than three members of the House of Bishops for the consideration by that House in the choice of a Presiding Bishop to fill the vacancy, and simultaneously therewith shall transmit a copy of such report to the Secretary of the House of Deputies for mailing to all Deputies. Such report shall also be released to the Church and

secular press. Thereafter, the House of Bishops shall hold a special meeting for the purpose of electing a Presiding Bishop to fill the vacancy, and, in such election, the vote shall be upon the nominees of the Joint Nominating Committee and any further nominations made by any voting member of the House of Bishops. Immediately following the election by the House of Bishops, the Secretary of the House of Bishops shall inform the President and Secretary of each Diocesan Standing Committee, requesting a meeting at the earliest possible date to consider approval. Upon receipt of the approval of a majority of the Standing Committees of the Dioceses, the Presiding Bishop Elect shall be declared elected.

Term of office.

Sec. 2. The term of office of the Presiding Bishop, when elected according to the provisions of Article I, Section 3 of the Constitution, shall be nine years, beginning the first day of the month of November following the close of the Convention at which the Presiding Bishop is elected, unless attaining the age of seventy-two years before the term shall have been completed; in that case the Presiding Bishop shall resign the office to the General Convention which occurs nearest to the date of attaining such age. At that Convention a successor shall be elected, and shall assume office on the first day of the month of November following the close of that Convention or immediately upon the death, retirement, or disability of the Presiding Bishop; except that when a Presiding Bishop has been elected by the House of Bishops to fill a vacancy, as provided for in the second paragraph of Article I, Section 3 of the Constitution, the Presiding Bishop so elected shall take office immediately.

To resign previous jurisdiction.

Sec. 3 (a) Upon the expiration of the term of office of the Presiding Bishop, the Bishop who is elected successor shall tender to the House of Bishops a resignation from the Bishop's previous jurisdiction to take effect upon the date of assuming the office of Presiding Bishop, or, upon good cause with the advice and consent of the Advisory Committee established under the Rules of Order of the House of Bishops, not later than six months thereafter.

(b) Such resignation shall be acted upon immediately by the House of Bishops.

Chief Pastor and Primate.

Sec. 4 (a) The Presiding Bishop shall be the Chief Pastor and Primate of the Church, and shall:

Policy and Strategy.

(1) Be charged with responsibility for leadership in initiating and developing the policy and strategy in the Church and speaking for the Church as to the policies, strategies and programs authorized by the General Convention;

Representative of Church and episcopate.

(2) Speak God's words to the Church and to the world, as the representative of this Church and its episcopate in its corporate capacity;

Provide for interim in a Diocese.

(3) In the event of an Episcopal vacancy within a Diocese, consult with the Ecclesiastical Authority to ensure that adequate interim Episcopal Services are provided;

(4) Take order for the consecration of Bishops, when duly elected; and, from time to time, assemble the Bishops of this Church to meet, either as the House of Bishops or as a Council of Bishops, and set the time and place of such meetings; Convene Bishops.

(5) Preside over meetings of the House of Bishops; and, when the two Houses of the General Convention meet in Joint Session, have the right of presiding over such Session, of calling for such Joint Session, of recommending legislation to either House and, upon due notification, of appearing before and addressing the House of Deputies; and whenever addressing the General Convention upon the state of the Church, it shall be incumbent upon both Houses thereof to consider and act upon any recommendations contained in such address; Presiding Officer.

(6) Visit every Diocese of this Church for the purpose of: (i) Holding pastoral consultations with the Bishop or Bishops thereof and, with their advice, with the Lay and Clerical leaders of the jurisdiction; (ii) Preaching the Word; and (iii) Celebrating the Holy Eucharist. Visitations.

(b) The Presiding Bishop shall report annually to the Church, and may, from time to time, issue Pastoral Letters. Reports and Pastoral Letters.

(c) The Presiding Bishop shall perform such other functions as shall be prescribed in these Canons; and, to be enabled better to perform such duties and responsibilities, the Presiding Bishop may appoint, to positions established by the Executive Council of General Convention, officers, responsible to the Presiding Bishop, who may delegate such authority as shall seem appropriate. May delegate authority.

Sec. 5. The Presiding Bishop may appoint, as Chancellor to the Presiding Bishop, a confirmed adult communicant of the Church in good standing who is learned in both ecclesiastical and secular law, to serve so long as the Presiding Bishop may desire, as counselor in matters relating to the office and the discharge of the responsibilities of that office. May appoint Chancellor.

Sec. 6. The stipends of the Presiding Bishop and such personal assistants as may be necessary during the Presiding Bishop's term of office for the effective performance of the duties, and the necessary expenses of that office, shall be fixed by the General Convention and shall be provided for in the budget to be submitted by the Treasurer, as provided in the Canon entitled, "Of the General Convention." Stipends.

Sec. 7. In the event of the disability of the Presiding Bishop, the Bishop who, according to the Rules of the House of Bishops, becomes its Presiding Officer, shall be substituted for the Presiding Bishop for all the purposes of these Canons, except the Canons entitled, "Of the Domestic and Foreign Missionary Society," and "Of the Executive Council." If disabled.

Disability allowance.

Sec. 8. Upon the acceptance of the Presiding Bishop's resignation for reasons of disability prior to the expiration of the term of office, the Presiding Bishop may be granted, in addition to whatever allowance may be received from The Church Pension Fund, a disability allowance to be paid by the Treasurer of the General Convention in an amount to be fixed by the Joint Standing Committee on Program, Budget, and Finance, and ratified at the next regular meeting of the General Convention.

CANON 3: Of the Domestic and Foreign Missionary Society

The Constitution of the said Society, which was incorporated by an act of the Legislature of the State of New York, as from time to time amended, is hereby amended and established so as to read as follows: *Constitution of The Domestic and Foreign Missionary Society of the Protestant Episcopal Church in the United States of America as established in 1821, and since amended at various times.*

Name of organization.

ARTICLE I This organization shall be called The Domestic and Foreign Missionary Society of the Protestant Episcopal Church in the United States of America, and shall be considered as comprehending all persons who are members of the Church.

Board of Directors.

ARTICLE II The Executive Council, as constituted by Canon, shall be its Board of Directors, and shall adopt By-laws for its government not inconsistent with the Constitution and Canons.

Officers.

ARTICLE III The officers of the Society shall be a President, Vice Presidents, a Secretary, a Treasurer, and such other officers as may be appointed in accordance with the Canons or By-Laws. The Presiding Bishop of the Church shall be the President of the Society; one Vice President shall be the person who is the President of the House of Deputies; and one Vice President shall be the person who is the executive director; the Treasurer shall be the person who is the Financial Officer of the Executive Council; and the Secretary shall be the person who is the Secretary of the Executive Council, and shall have such powers and perform such duties as may be assigned by the By-Laws. The other officers of the Society shall be such as are provided for by the By-Laws of the Society. The tenure of office, compensation, powers, and duties of the officers of the Society shall be such as are prescribed by the Canons and by the By-laws of the Society not inconsistent therewith.

Amendment.

ARTICLE IV This Constitution of the Society may be altered or amended at any time by the General Convention of the Church.

CANON 4: Of the Executive Council

Function.

Sec. 1 (a) There shall be an Executive Council of the General Convention (which Council shall generally be called simply the Executive Council) whose duty it shall be to carry out the program and policies adopted by the General Convention. The Executive Council

shall have charge of the coordination, development, and implementation of the ministry and mission of the Church.

Accountability.

(b) The Executive Council shall be accountable to the General Convention and shall render a full published report concerning the work with which it is charged to each meeting of the said Convention. The report shall also include information on the implementation of all concurred resolutions of the previous General Convention calling for action by the Executive Council, by its officers and staff, and by the jurisdictions of the Church.

How constituted.

(c) Except as its membership may include additional persons elected prior to the adjournment of the meeting of the General Convention in 1976 for terms which have not expired, the Executive Council shall be composed (a) of twenty members elected by the General Convention, of whom four shall be Bishops, four shall be Presbyters or Deacons, and twelve shall be Lay Persons (two Bishops, two Presbyters or Deacons, and six Lay Persons to be elected by each subsequent regular meeting of the General Convention); (b) of eighteen members elected by the Provincial Synods; (c) of the following *ex officiis* members: the Presiding Bishop and the President of the House of Deputies; and (d) the Vice-President, the Secretary, and the Treasurer of the Executive Council, who shall have seat and voice but no vote. Each Province shall be entitled to be represented by one Bishop or Presbyter or Deacon canonically resident in a Diocese which is a constituent member of the Province and by one Lay Person who is a confirmed adult communicant in good standing of a Diocese which is a constituent member of the Province, and the terms of the representatives of each Province shall be so rotated that two persons shall not be simultaneously elected for equal terms.

How elected.

Sec. 2 (a) Of the members to be elected by the General Convention, the Bishops shall be elected by the House of Bishops subject to confirmation by the House of Deputies, and the Presbyters or Deacons and Lay Persons shall be elected by the House of Deputies subject to confirmation by the House of Bishops.

Term of office.

(b) Except in the case of members initially elected for shorter terms in order to achieve rotation of terms, the terms of office of the members of the Council (other than *ex officiis* members) shall be equal to twice the interval between regular meetings of the General Convention. The terms of office of all members shall commence immediately upon the adjournment of the General Convention at which they were elected or, in the case of election by a Synod, upon the adjournment of the first regular meeting of General Convention following such election. The term of a member shall become vacant in the event of two absences from meetings of the Council in the interval between successive regular meetings of the General Convention unless excused by the Chair for good cause. Members shall remain in office until their successors are elected and qualified. No person who has served at least three consecutive years on the Executive Council shall be eligible for immediate re-election for a term of more than three years. After any person shall have served six

consecutive years on the Executive Council, a period of three years shall elapse before such person shall be eligible for re-election to the Council.

Vacancy. **(c)** Should any vacancy occur in the Council through the death or resignation of a member elected by the General Convention or through the change in status of any such member by consecration or ordination, the Council shall fill such vacancy by the election of a suitable person to serve until a successor is elected by the General Convention. The General Convention shall elect a suitable person to serve the portion of any term which will remain unexpired.

(d) Should any vacancy occur in the Council through the failure of any Provincial Synod to elect a member, or through the death, resignation, or removal from the Province of any such member, the President and Provincial Council of the Province shall appoint a suitable person, canonically resident in such Province, to serve until the Provincial Synod shall by election fill the vacancy.

Powers of Council. **(e)** The Council shall exercise the powers conferred upon it by Canon, and such further powers as may be designated by the General Convention, and between sessions of the General Convention may initiate and develop such new work as it may deem necessary. It may, subject to the provision of this Canon, enact By-laws for its own government and the government of its several departments.

Serves as Board of Directors. **(f)** In its capacity as the Board of Directors of The Domestic and Foreign Missionary Society, the Council shall have the power to direct the disposition of the moneys and other property of said Society in accordance with the provisions of this Canon and the orders and budgets adopted or approved by the General Convention.

Elects representatives. **(g)** The Council shall elect representatives of this Church to the Anglican Consultative Council (ACC) and to other Anglican and ecumenical bodies for which no other procedure is provided.

Officers. **Sec. 3 (a)** The Presiding Bishop shall be *ex officio* the Chair and President. However, at the first meeting of the Executive Council following the adjournment of any General Convention at which a Presiding Bishop is elected if it occurs before the commencement of the term of the newly elected Presiding Bishop, the Presiding Bishop-

Chair. elect shall be *ex officio* the Chair and President. The Chair and President shall be the chief executive officer of the Executive Council and as such the Chair and President shall have ultimate responsibility for the oversight of the work of the Executive Council in the implementation of the ministry and mission of the Church as may be committed to the Executive Council by the General Convention.

Vice Chair. **(b)** The President of the House of Deputies shall be *ex officio* Vice Chair.

Secretary. **(c)** The Secretary of the General Convention shall be the Secretary of the Executive Council *ex officio.*

Executive Director. **(d)** The Presiding Bishop shall appoint, with the advice and consent of a majority of the Executive Council, an executive director, who shall be an adult confirmed communicant in good standing or a member of the clergy of this Church in good standing who shall be the chief

operating officer and who shall serve at the pleasure of the Presiding Bishop and be accountable to the Presiding Bishop. If a vacancy should occur in the office of the executive director, a successor shall be appointed in like manner.

Financial Officer.

(e) Upon joint nomination of the Chair and Vice Chair, the Executive Council shall appoint a Financial Officer of the Executive Council, who may, but need not, be the same person as the Treasurer of the General Convention and who shall report and be accountable to the Chair of Executive Council and shall serve at the pleasure of the Chair of the Executive Council. If a vacancy should occur in that office, a successor shall be appointed in like manner.

Chair to preside.

(f) The Chair shall preside at meetings of the Council, shall perform such other duties as are customary for such office and shall perform such other duties as may be conferred by Canon and the By-laws of the Council. In the absence or at the request of the Chair, the Vice-Chair shall preside at meetings of the Council and shall perform such other duties as may be conferred by Canon and by the By-laws of the Council.

Council to establish Committees.

(g) The Executive Council shall establish by its By-laws such committees of the Executive Council as shall be deemed appropriate and necessary by the Executive Council for the discharge of its duties, the members of which are to be nominated jointly by the Chair and Vice-Chair and appointed by the Council.

Employees.

(h) The additional officers, agents and employees of the Council shall be such and shall perform such duties as the Council, upon the recommendation and under the authority and direction of the Chair and President, may from time to time designate.

Meetings.

Sec. 4 (a) The Council shall meet at such place, and at such stated times, at least three times each year, as it shall appoint and at such other times as it may be convened. The Council shall be convened at the request of the President, or on the written request of any nine members thereof.

Quorum.

(b) A majority of the elected members of the Council shall be necessary to constitute a quorum at any meeting of the Council. No action shall be taken in the name of the Council except when a quorum, so defined, is present and voting.

Salaries.

Sec. 5. With the exception of the salary of the President, the salaries of all officers of the Council and of all agents and employees of the Council shall be fixed by the Council and paid by the Treasurer.

Budget for the Episcopal Church.

Sec. 6 (a) The Executive Council shall submit to the General Convention at each regular session thereof the Budget for the Episcopal Church for the ensuing budgetary period, which budgetary period shall be equal to the interval between regular meetings of the General Convention.

Budget for Canonical and corporate expenses.

(b) The budget proposed for adoption by General Convention shall include a Canonical and corporate portion which shall provide for the contingent expenses of the General Convention, the stipend of the Presiding Bishop together with the necessary expenses of that office,

the necessary expenses of the President of the House of Deputies, including the staff and Advisory Council required to assist in the performance of the duties and matters related to the President's office, and the applicable Church Pension Fund assessments, and also the corporate requirements for the administrative support of the Domestic & Foreign Missionary Society offices.

Budget to support Program.

(c) The budget proposed for adoption by the General Convention shall include provision for support for the Program of the Episcopal Church. The program so submitted shall include a detailed budget of that part of the program for which it proposes to make appropriations for the ensuing year, and estimated budgets for the succeeding portion of the budgetary period.

Convention to set formula for single asking.

(d) Revenue to support the Budget for the Episcopal Church shall be generated primarily by a single asking of the Dioceses of the church based on a formula which the General Convention shall adopt as part of its Program, Budget and Finance process. If in any year the total anticipated income for budget support is less than the amount required to support the budget approved by the General Convention, the canonical portion of the Budget for the Episcopal Church shall have funding priority over any other budget areas subject to any decreases necessary to maintain a balanced budget.

Canonical funding to have priority.

Council to send budget before Convention.

(e) After the preparation of the budget the Executive Council shall, at least four months before the sessions of the General Convention, transmit to the Bishop of each Diocese and to the President of each Province a statement of the existing and the proposed askings necessary to support the Budget for the Episcopal Church. The Executive Council shall also submit to the General Convention, with the budget, a plan for the askings of the respective Dioceses of the sum needed to execute the budget.

Joint Sessions for the of the Budget.

(f) There shall be joint sessions of the two Houses for the presentation of the Budget for the Episcopapresentationl Church; and thereafter consideration shall be given and appropriate action taken thereon by the General Convention. The Council shall have the power to expend all sums of money covered by the budget and estimated budgets approved by the Convention, subject to such restrictions as may be imposed by the General Convention, including but not limited to the priority declaration set forth in Section 6(d) of this Canon. It shall also have power to undertake such other work provided for in the budget approved by the General Convention, or other work under the jurisdiction of the Council, the need for which may have arisen after the action of the General Convention, as in the judgment of the Council its income will warrant.

Notice of askings to be given.

(g) Upon the adoption by the General Convention of a Budget for the Episcopal Church and the planned askings for the budgetary period, the Council shall formally advise each Diocese of its share of the total askings to support the Budget for the Episcopal Church.

Diocese to allot objectives to Parishes.

(h) Each Diocese shall thereupon notify each Parish and Mission of the amount of the askings of such Diocese. Each Diocese shall present to each Parish and Mission a total objective which shall include both

its share of the proposed Diocesan Budget and its share of the asking of the Diocese by the Executive Council in accordance with the plan adopted by the General Convention.

Report Form.

(i) Each diocese shall annually report to the Executive Council such financial information as may be required in a form authorized by Executive Council.

Bishops receiving aid to report to Council.

Sec. 7 (a) Every Missionary Bishop or, in case of a vacancy, the Bishop in charge of the jurisdiction, receiving aid from the Council, shall report at the close of each fiscal year to the Council, giving account of work performed, of money received from all sources and disbursed for all purposes, and of the state of the Church in the jurisdiction at the date of such report, all in such form as the Council may prescribe.

(b) Every Bishop of a Diocese receiving aid from the Council shall report at the close of each fiscal year to the Council, giving account of the work in the Diocese supported in whole or in part by the Council.

Reports of the Council.

Sec. 8. The Council, as soon as practicable after the close of each fiscal year, shall make and publish a full report of its work to the Church. Such report shall contain an itemized statement of all receipts and disbursements and a statement of all trust funds and other property of The Domestic and Foreign Missionary Society, and of all other trust funds and property in its possession or under its control. The Council shall make a like report, including a detailed schedule of the salaries paid to all officers, agents, and principal employees, to each General Convention.

Qualifications of Missionaries.

Sec. 9 (a) Ordained Ministers and Lay Communicants of this Church, or of some Church in communion with this Church, in good standing, who qualify in accordance with the standards and procedures adopted from time to time by the Executive Council, shall be eligible for appointment as Missionaries of this Church.

Employment of noncommunicants.

(b) Members in good standing of Churches not in communion with this Church, but otherwise qualified as above, may, at the request of the Ecclesiastical Authority of the jurisdiction in which the requirement exists, be employed and assigned to positions for which they are professionally prepared; and may receive the same stipends and other allowances as appointed Missionaries. The Ecclesiastical Authority of a jurisdiction may employ any qualified person for work in the jurisdiction.

CANON 5: Of the Archives of the Episcopal Church

Purpose.

Sec. 1. There shall be an Archives of the Episcopal Church, the purpose of which shall be to preserve by safekeeping, to arrange and to make available the records of the General Convention, Executive Council, and the Domestic and Foreign Missionary Society, and other important records and memorabilia of the life and work of the Church, and to carry out a program of records management, so as to further the historical dimension of the mission of the Church.

Records defined.

Sec. 2. For purposes of this Canon, records are defined as all fixed evidential information regardless of method, media, format or characteristics of the recording process, which have been created, received or gathered by the Church, its officers, agents or employees in pursuance of the legal, business and administrative function and the programmatic mission of the Church. Records include all original materials used to capture information, informality of the characteristics of the record. The records and archives of the Church are not limited by the medium in which they are kept and include such formats as paper records, electronic records, printed records and publications, photo-reproduced images, and machine-readable tapes, film and disks.

Board of the Archives.

Sec. 3 (a) There shall be a Board of the Archives which shall consist of the Archivist (*ex officio*, with vote), the Dean of the Episcopal Theological Seminary of the Southwest (*ex officio*, with vote), and twelve (12) appointed persons, three (3) of whom shall be Bishops, three (3) of whom shall be Clergy, and six (6) of whom shall be Lay Persons. All appointed Members of the Board shall serve terms beginning with the close of the General Convention at which their appointments are confirmed and ending with the close of the second regular Convention thereafter.

(b) Members shall serve rotating terms for the purpose of continuity on the Board. In the first instance following the adoption of these provisions, one of the Bishops and one half of the Clerical and Lay Appointees shall have terms expiring after the next regular meeting of the General Convention as determined by lot.

Membership.

(c) Bishops shall be appointed by the Presiding Bishop, and other Clerical and all Lay Members shall be appointed by the President of the House of Deputies, all subject to the confirmation of General Convention. Consideration shall be given to assure that membership includes persons who possess knowledge either of history or archival administration, or are persons skilled in disciplines pertinent to the resolutions of the concerns of the Archives. Positions of Members of the Board which become vacant prior to the normal expiration of such Members' terms shall be filled by appointment by the Presiding Bishop or by the President of the House of Deputies, as appropriate. Such appointments shall be for the remaining unexpired portion of such Members' terms, and if a regular meeting of the General Convention intervenes, appointments for terms extending beyond such meeting shall be subject to confirmation of the General Convention. Because of the special skills and knowledge needed by this Board, a Member shall be eligible for appointment for two successive terms, after which the Member may not be reappointed prior to the next meeting of the General Convention following the meeting at the close of which the second successive term of the Member expired. Members appointed to fill vacancies in unexpired terms shall not thereby be disqualified from appointment to two full terms immediately thereafter.

Duties.

(d) The Board of the Archives shall have the duty to set policy for the Archives, to elect the Archivist of the Episcopal Church, and to

set forth the terms and conditions with regard to the work of the Archivist.

(e) The Board of the Archives shall meet annually, or more often as required.

(f) The Board of the Archives shall elect its own officers and have the power to create committees necessary for the carrying on of its work.

(g) The Board of the Archives shall adopt procedures consistent with the Constitution and Canons of the Episcopal Church for its organization and functioning.

Report to Convention.

(h) The Board of the Archives shall report to the General Convention, and the Executive Council, through the office of the Executive Officer of the General Convention, and to the Church.

Archivist.

Sec. 4. There shall be an Archivist of the Episcopal Church whose duty shall be to manage the Archives, records, and related information resources of the Church at the direction of the Board.

Expenses to be shared.

Sec. 5. The expenses of the Archives of the Episcopal Church shall be shared by the General Convention and the Executive Council.

CANON 6: Of the Mode of Securing an Accurate View of the State of This Church

Annual parish reports to Bishop.

Sec. 1. A report of every Parish and other Congregation of this Church shall be prepared annually for the year ending December 31 preceding, in the form authorized by the Executive Council and approved by the Committee on the State of the Church, and shall be filed not later than March 1 with the Bishop of the Diocese, or, where there is no Bishop, with the ecclesiastical authority of the Diocese. The Bishop or the ecclesiastical authority, as the case may be, shall keep a copy and submit the report to the Executive Council not later than May 1. In every Parish and other Congregation the preparation and filing of this report shall be the joint duty of the Rector or Member of the Clergy in charge thereof and the lay leadership; and before the filing thereof the report shall be approved by the Vestry or bishop's committee or mission council. This report shall include the following information:

(1) the number of baptisms, confirmations, marriages, and burials during the year; the total number of baptized members, the total number of communicants in good standing, and the total number of communicants in good standing under 16 years of age.

(2) a summary of all the receipts and expenditures, from whatever source derived and for whatever purpose used.

(3) such other relevant information as is needed to secure an accurate view of the state of this Church, as required by the approved form.

Non-parochial reports.

Sec. 2. Every Bishop, Presbyter, or Deacon whose report is not included in a parochial report shall also report on the exercise of such

office, and if there has been none, the causes or reasons which have prevented the same.

Sec. 3. These reports, or such parts of them as the Bishop may deem proper, shall be entered in the Journal of the convention.

Annual Diocesan Reports.

Sec. 4. Likewise, a report of every Diocese shall be prepared annually for the year ending December 31st preceding, in the form authorized by the Executive Council and approved by the Committee on the State of the Church, and shall be filed, not later than September 1, with the Executive Council. It shall include information concerning implementation by the Diocese of resolutions of the previous General Convention which have been specifically identified by the Secretary of General Convention under Joint Rule 13 as calling for Diocesan action.

Journals to be forwarded to Secretary and Archives.

Sec. 5 (a) It shall be the duty of the Secretary of the Convention of every jurisdiction to forward to the Secretary of the House of Deputies, immediately upon publication, two copies of the Journals of the Convention of the jurisdiction, together with episcopal charges, statements, and such other papers as may show the state of the Church in that jurisdiction, and one copy to the Archives of the Church.

Report to the House of Deputies.

(b) A Committee of the House of Deputies shall be appointed following the close of each General Convention, to serve *ad interim*, and to prepare and present to the next meeting of the House of Deputies a report on the State of the Church; which report, when agreed to by the said House, shall be sent to the House of Bishops.

CANON 7: Of Business Methods in Church Affairs

Standards observed.

Sec. 1. In every Province, Diocese, Parish, Mission and Institution connected with this Church, the following standard business methods shall be observed:

Provinces to be audited.

(a) All accounts of Provinces shall be audited annually by an independent certified public accountant, or independent licensed accountant, or such audit committee as shall be authorized by the Provincial Council. The Audit Report shall be filed with the Provincial Council not later than September 1 of each year, covering the preceding calendar year.

Deposit of funds.

(b) Funds held in trust, endowment and other permanent funds, and securities represented by physical evidence of ownership or indebtedness, shall be deposited with a National or State Bank, or a Diocesan Corporation, or with some other agency approved in writing by the Finance Committee or the Department of Finance of the Diocese, under a deed of trust, agency or other depository agreement providing for at least two signatures on any order of withdrawal of such funds or securities. But this paragraph shall not apply to funds and securities refused by the depositories named as being too small for acceptance. Such small funds and securities shall be under the care of the persons or corporations properly responsible for them. This paragraph shall not be deemed to prohibit investments in securities issued in book entry form or other manner that dispenses with the

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delivery of a certificate evidencing the ownership of the securities or the indebtedness of the issuer.

Record of trust funds.

(c) Records shall be made and kept of all trust and permanent funds showing at least the following:

(1) Source and date.
(2) Terms governing the use of principal and income.
(3) To whom and how often reports of condition are to be made.
(4) How the funds are invested.

Treasurers to be bonded.

(d) Treasurers and custodians, other than banking institutions, shall be adequately bonded; except treasurers of funds that do not exceed five hundred dollars at any one time during the fiscal year.

Books of account.

(e) Books of account shall be so kept as to provide the basis for satisfactory accounting.

Annual audit.

(f) All accounts of the Diocese shall be audited annually by an independent Certified Public Accountant. All accounts of Parishes, Missions or other institutions shall be audited annually by an independent Certified Public Accountant, or independent Licensed Public Accountant, or such audit committee as shall be authorized by the Finance Committee, Department of Finance, or other appropriate diocesan authority.

(g) All reports of such audits, including any memorandum issued by the auditors or audit committee regarding internal controls or other accounting matters, together with a summary of action taken or proposed to be taken to correct deficiencies or implement recommendations contained in any such memorandum, shall be filed with the Bishop or Ecclesiastical Authority not later than 30 days following the date of such report, and in no event, not later than September 1 of each year, covering the financial reports of the previous calendar year.

Insurance.

(h) All buildings and their contents shall be kept adequately insured.

Report to Convention.

(i) The Finance Committee or Department of Finance of the Diocese may require copies of any or all accounts described in this Section to be filed with it and shall report annually to the Convention of the Diocese upon its administration of this Canon.

Fiscal year.

(j) The fiscal year shall begin January 1.

Dioceses to enforce by Canon.

Sec. 2. The several Dioceses shall give effect to the foregoing standard business methods by the enactment of Canons appropriate thereto, which Canons shall invariably provide for a Finance Committee, a Department of Finance of the Diocese, or other appropriate diocesan body with such authority.

Encumbrance of property requires consent.

Sec. 3. No Vestry, Trustee, or other Body, authorized by Civil or Canon law to hold, manage, or administer real property for any Parish, Mission, Congregation, or Institution, shall encumber or alienate the same or any part thereof without the written consent of the Bishop and Standing Committee of the Diocese of which the Parish, Mission, Congregation, or Institution is a part, except under such regulations as may be prescribed by Canon of the Diocese.

Property held in trust.

Sec. 4. All real and personal property held by or for the benefit of any Parish, Mission or Congregation is held in trust for this Church and the Diocese thereof in which such Parish, Mission or Congregation is located. The existence of this trust, however, shall in no way limit the power and authority of the Parish, Mission or Congregation otherwise existing over such property so long as the particular Parish, Mission or Congregation remains a part of, and subject to, this Church and its Constitution and Canons.

Sec. 5. The several Dioceses may, at their election, further confirm the trust declared under the foregoing Section 4 by appropriate action, but no such action shall be necessary for the existence and validity of the trust.

CANON 8: Of The Church Pension Fund

Authorized to administer pension system.

Sec. 1. The Church Pension Fund, a corporation created by Chapter 97 of the Laws of 1914 of the State of New York as subsequently amended, is hereby authorized to establish and administer the clergy pension system, including life, accident and health benefits, of this Church, substantially in accordance with the principles adopted by the General Convention of 1913 and approved thereafter by the several Dioceses, with the view to providing pensions and related benefits for the Clergy who reach normal age of retirement, for the Clergy disabled by age or infirmity, and for the surviving spouses and minor children of deceased Clergy.

Election of Trustees.

Sec. 2. The General Convention at each regular meeting shall elect, on the nomination of a Joint Committee thereof, twelve persons to serve as Trustees of The Church Pension Fund for a term of six years and until their successors shall have been elected and have qualified, and shall also fill such vacancies as may exist on the Board of Trustees. Effective January 1, 1989, any person who has been elected as a Trustee by General Convention for twelve or more consecutive years shall not be eligible for reelection until the next regular General Convention following the one in which that person was not eligible for reelection to the Board of Trustees. Any vacancy which occurs at a time when the General Convention is not in session may be filled by the Board of Trustees by appointment, *ad interim*, of a Trustee who shall serve until the next session of the General Convention thereafter shall have elected a Trustee to serve for the remainder of the unexpired term pertaining to such vacancy.

Royalties.

Sec. 3. For the purpose of administering the pension system, The Church Pension Fund shall be entitled to receive and to use all net royalties from publications authorized by the General Convention, and to levy upon and to collect from all Parishes, Missions, and other ecclesiastical organizations or bodies subject to the authority of this Church, and any other societies, organizations, or bodies in the Church which under the regulations of The Church Pension Fund shall elect to come into the pension system, assessments based upon the salaries

and other compensation paid to Clergy by such Parishes, Missions, and other ecclesiastical organizations or bodies for services rendered currently or in the past, prior to their becoming beneficiaries of the Fund.

Limit on allotment.

Sec. 4. The pension system shall be so administered that no pension shall be allotted before there shall be in the hands of The Church Pension Fund sufficient funds to meet such pension, except as directed by the General Convention in 1967.

Minimum retiring allowance.

Sec. 5. To every Member of the Clergy who shall have been ordained in this Church or received into this Church from another Church, and who shall have remained in service in the office and work of the Ministry in this Church for a period of at least twenty-five years, and in respect of whom the conditions of this Canon shall have been fulfilled in the payment of assessments on such reasonable basis as The Church Pension Fund may establish under its Rules of Administration, The Church Pension Fund shall provide a minimum retiring allowance the amount of which shall be determined by the Trustees of the Fund, and shall also provide surviving spouses' and minor children's allowances related thereto. In the case of a Member of the Clergy in whose behalf assessments shall not have been fully paid for a period of at least twenty-five years, The Church Pension Fund shall be empowered to recompute the aforesaid minimum retiring allowance and the other allowances related thereto at a rate or rates consistent with the proper actuarial practice. The Trustees of The Church Pension Fund are hereby empowered to establish such Rules and Regulations as will fulfill the intention of this Canon and are consistent with sound actuarial practice. Subject to the provisions of this Canon, the general principle shall be observed that there shall be an actuarial relation between the several benefits; *Provided, however*, that the Board of Trustees shall have power to establish such maximum of annuities greater than two thousand dollars as shall be in the best interest of the Church, within the limits of sound actuarial practice.

Initial Reserve Fund.

Sec. 6. An Initial Reserve Fund, derived from voluntary gifts, shall be administered by The Church Pension Fund so as to assure to clergy ordained prior to March 1, 1917, and their families, such addition to the support to which they may become entitled on the basis of assessments authorized by this Canon as may bring their several allowances up to the scale herein established.

Merger of General Clergy Relief Fund with Church Pension Fund.

Sec. 7. The action of the Trustees of the General Clergy Relief Fund, in accepting the provisions of Chapter 239 of the Laws of 1915 of the State of New York authorizing a merger with The Church Pension Fund, upon terms agreed upon between said two Funds, is hereby approved. Any corporation, society, or other organization, which hitherto has administered clergy relief funds, may to such extent as may be compatible with its corporate powers and its existing obligations, and in so far as may be sanctioned in the case of diocesan societies by the respective Dioceses, merge with The Church Pension

Fund, or if merger be impracticable, may establish by agreement with The Church Pension Fund the closest practicable system of co-operation with that fund. Nothing herein contained shall be construed to the prejudice of existing corporations or societies whose funds are derived from payments made by members thereof.

Pensions for women.

Sec. 8. Women ordained to the Diaconate prior to January 1, 1971, who are not employed in active service on January 1, 1977, shall continue to have the benefit of their present provisions for pension protection at the expense of their employers, through the Pension Plan for Deaconesses provided by the Church Life Insurance Corporation, or through some other pension plan providing equivalent or better guarantees of a dependable retirement income, approved by proper authority. Women ordained to the Diaconate prior to January 1, 1971, and who are employed in active service on or after January 1, 1977, shall be entitled to the same provisions for pension protection as other Deacons based on prospective service on or after January 1, 1977. Women ordained to the Diaconate on or after January 1, 1971, shall be entitled to the same pension protection as other Deacons.

General Convention reserves right to amend this Canon.

Sec. 9. The General Convention reserves the power to alter or amend this Canon, but no such alteration or amendment shall be made until after the same shall have been communicated to the Trustees of The Church Pension Fund and such Trustees shall have had ample opportunity to be heard with respect thereto.

CANON 9: Of Provinces

How constituted.

Sec. 1. Subject to the proviso in Article VII of the Constitution, the Dioceses of this Church shall be and are hereby united into Provinces as follows:

The First Province shall consist of the Dioceses within the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, and Connecticut.

The Second Province shall consist of the Dioceses within the States of New York and New Jersey, the Dioceses of Haiti and the Virgin Islands, and the Convocation of American Churches in Europe.

The Third Province shall consist of the Dioceses within the States of Pennsylvania, Delaware, Maryland, Virginia, West Virginia, and the District of Columbia.

The Fourth Province shall consist of the Dioceses within the States of North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Tennessee, Kentucky, and Louisiana, except for the portion thereof consisting of the Diocese of Western Louisiana.

The Fifth Province shall consist of the Diocese of Missouri, and of the Dioceses within the States of Ohio, Indiana, Illinois, Michigan, and Wisconsin.

The Sixth Province shall consist of the Dioceses within the States of Minnesota, Iowa, North Dakota, South Dakota, Nebraska, Montana, Wyoming, and Colorado.

The Seventh Province shall consist of the Dioceses of Western Louisiana and of West Missouri, and of the Dioceses within the States of Arkansas, Texas, Kansas, Oklahoma, and New Mexico.

The Eighth Province shall consist of the Dioceses within the States of Idaho, Utah, Washington, Oregon, Nevada, California, Arizona, Alaska, and Hawaii, the Diocese of Taiwan and the Area Mission of Navajoland.

The Ninth Province shall consist of the Dioceses of this Church in Colombia, the Dominican Republic, Ecuador, Honduras, Puerto Rico, and Venezuela.

New Dioceses.

Sec. 2 (a) When a new Diocese or Area Mission shall be created wholly within any Province, such new Diocese or Area Mission shall be included in such Province. In case a new Diocese or Area Mission shall embrace territory in two or more Provinces, it shall be included in and form part of the Province wherein the greater number of Presbyters and Deacons in such new Diocese or Area Mission shall, at the time of its creation, be canonically resident. Whenever a new Diocese or Area Mission shall be formed of territory not before included in any Province, the General Convention shall designate the Province to which it shall be annexed.

Transfer of Dioceses.

(b) By mutual agreement between the Synods of two adjoining Provinces, a Diocese or Area Mission may transfer itself from one of such Provinces to the other, such transfer to be considered complete upon approval thereof by the General Convention. Following such approval, Canon I.9.1 shall be appropriately amended.

Rights and privileges of Dioceses.

Sec. 3. For the purpose of the Province the Synodical rights and privileges of the several Dioceses within the Province shall be such as from time to time shall be determined by the Synod of the Province.

Provincial Synod.

Sec. 4. There shall be in each Province a Synod consisting of a House of Bishops and a House of Deputies, which Houses shall sit and deliberate either separately or together. The Synod shall meet on a regular basis as determined by each Province for the purpose of organizing and carrying out the responsibilities of the Province as provided in the Canons.

All bishops have seat and vote.

Sec. 5. Every Bishop Diocesan of this Church, having jurisdiction within the Province, every Bishop Coadjutor, Bishop Suffragan, and Assistant Bishop, and every Bishop whose episcopal work has been within the Province, but who by reason of advanced age or bodily infirmity has resigned, shall have a seat and vote in the House of Bishops of the Province.

President of Province.

Sec. 6 (a) The President of each Province may be one of the Bishops, Presbyters, Deacons, or Lay Persons of the Province, elected by the Synod. The method of election and term of office shall be determined by the rules of the Synod.

(b) When the person elected is not a Bishop, a Vice-President shall be elected who shall be a Bishop member of the Province. In this event the Bishop so elected shall serve, *ex officio*, as President of the House