

1983 WL 182039 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

October 27, 1983

*1 Honorable Robert N. King
Register of Mesne Conveyance
County of Charleston
Post Office Box 726
Charleston, South Carolina 29402

Dear Bob:

Thank you for your letter of September 29, 1983, addressed to this Office. You have inquired whether documentary stamps [pursuant to §§ 12-21-380 and [12-25-10, Code of Laws of South Carolina of 1976](#)] must be affixed to the attached deed. The deed, subject of the inquiry, represents a transfer of certain realty by four individuals to a partnership [of which the grantors constitute four members of the partnership] as the individuals' share of paid-in capital in the partnership. The assigned value of the property is \$45,500.

It is the opinion of this Office that the transfer is subject to documentary tax stamps. I have attached a prior opinion of this office wherein the following conclusion was reached:

A conveyance of property to a partnership in the partnership name as a contribution of partnership assets is a conveyance subject to the documentary stamp tax.

1970 Ops. Atty. Gen., No. 2876, p. 112. Further, I have attached other opinions of this Office relevant to the inquiry.

Very truly yours,

Edwin E. Evans
Senior Assistant Attorney General

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