

1974 WL 28003 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 18, 1974

*1 Mr. Gregory Robinett
1144 Chelfield Street
Aiken, South Carolina 29801

Dear Mr. Robinett:

Your letter addressed to the Honorable Strom Thurmond has been forwarded to this office for reply. You have stated that on November 5, 1974, you and your wife went to vote in a precinct in which you no longer reside and your right to vote in that precinct was challenged.

Section 23-62(3) of the South Carolina Code of Laws, 1962, as amended, states that an elector must be ‘ . . . a resident in the county and in the polling precinct in which the elector offers to vote.’ (emphasis added) BLACK'S Law Dictionary defines ‘resident’ as ‘one who has his residence in a place.’ ‘Residence’ is defined as ‘a factual place of abode. Living in a particular locality.’ Therefore, a person must live within the precinct in which he offers to vote.

Sincerely,

Treva Ashworth
Assistant Attorney General

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