

1973 WL 27769 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 14, 1973

***1 Re: Escrow Established Pursuant to Judge Hemphill's Order of September 1, 1972.**

Howard E. Moody
Superintendent
Saluda School District One
P. O. Box 656
Saluda, South Carolina 29138

Dear Superintendent Moody:

In answer to your request for an opinion on the status of the escrow of tax proceeds established by the above Order, it is my opinion that such funds can now be paid over to the Saluda School District No. One. Because of a dispute area, Judge Hemphill by Order dated September 1, 1972, created this escrow 'until final determination of this action . . .'. In his more recent Order dated February 22, 1973, Judge Hemphill dissolved his Order of September 1, 1972, and made a final determination that '[t]he legislative Act establishing Hollywood School District No. 4 was rendered unenforceable by the Attorney General's objection under Section 5.' Therefore, it would be proper now that there has been this final determination for the Treasurer of Saluda County to release these escrow funds to Saluda School District No. One.

For your information, Mr. Moody, I am enclosing a copy of an opinion written to the Department of Education, dated March 15, 1973. Contact me if I can be of any further assistance.

Sincerely,

Hardwick Stuart, Jr.
Assistant Attorney General

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