

1973 WL 27055 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 13, 1973

***1 re: No. 265—Schools**

Honorable R. A. Durham
Deputy Superintendent
State Department of Education
Rutledge Building
Columbia, South Carolina 29201

Dear Mr. Durham:

In reply to your letter of July 11, 1973, which had reference to the letter of Mr. L. H. Jennings, Jr., we, of course, would have no way here of determining whether the State Board of Education is in fact encroaching upon the right of way of the Southern Railway; therefore, we would need at least the information contained in your file in order to advise you properly. Hopefully that information would contain descriptions of the right of way and the property of the State Board.

If in fact an encroachment is occurring, we see no harm in the execution by the State Board of an encroachment agreement.

With kindest personal regards.

Sincerely,

C. Tolbert Goolsby, Jr.
Deputy Attorney General

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