

APPENDIX A

HISTORY OF THE TOWN*

Summerville's lands were first in Berkeley County, one of the original subdivisions of the Province of Carolina.

By the Act of 1704, (Stats. at Large Vol. II, p. 236) Berkeley County was divided into six parishes (not named), one to be upon Goose Creek and one upon Ashley River.

In 1706 an Act was passed (Stats. at Large Vol. II, p. 282) which provided that Berkeley County shall be divided into six more parishes besides Charleston, that is to say, 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. By the Act of 1708 (Id. P. 328) the bounds of the parishes are given. It is impossible from the description in the Act alone, to say with certainty whether the Summerville lands at this time lay in St. Andrews or St. James Goose Creek; it was probably the former.

The copy of Herman Moll's map dated 1715, in the Appendix to the Year Book of the City of Charleston for the year 1886, shows the parishes of St. James Goose Creek, St. Andrews and St. George's, and the church in the last named Parish, and according to this map Summerville lands lay wholly in the Parish of St. George's. This parish was not established, however, until 1717 (two years after the date of the map), when a new parish was cut off from the upper part of St. Andrews Parish and was named St. George's (Stats. at Large Vol. III, p. 9). It is impossible to say whether Summerville lands lay in the Parish of St. George's or in St. James Goose Creek. They may have been in both.

For many years there were disputes as to the proper lines between the Parishes of St. Andrews, St. James Goose Creek and St. George's and the lines were changed and re-established several times. (Vid. Stats. at Large Vol. III, p. 134 (1721); Vol. V, p. 56 (1788); Id. P. 366 (1799); Id. p. 599 (1809); Id. p. 645 (1811); Vol. VI, p. 35 (1816) according to plat of John Wilson; Vol. IX, p. 313 (1788); Id. p. 432 (1808)).

The Act of 1809 Vol. V, p. 599, above referred to and some of the later Acts, fix the boundary line in this locality between the parishes of St. James Goose Creek and St. George's Dorchester, as running from the lower line of the Parish of St. George's and the upper line of St. Andrews where it intersects with the line of St. James Goose Creek a direct Northwest course until it strikes Four Hole Swamp. This is said to be the same line (N 49° W) which, running through the town, subsequently divided Colleton and Charleston Counties.

***Editor's note** The appendix is the same as that appearing as an appendix to the General Ordinances of the Town of Summerville (1910) and was prepared by Legare Walker, Corporation Counsel at that time, appearing in the 1969 Code as Appendix B. The list of town officers appearing at the end of the appendix has been updated.

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The original Counties into which the Province was divided seem to have been abolished and the State subsequently, but prior to 1780, divided into Districts, and Summerville lands lay in Charleston District. The Act of 1783 (Stats. at Large, Vol. IV, p. 561) provided for the Division of Charleston District into Counties, and Commissioners were appointed for this purpose. They evidently performed this duty and reported, for in 1785 (Stats. at Large Vol. IV, p. 663) Charleston District was divided into six Counties, of which Berkeley County was one and Summerville's lands lay therein. This County, however, was not similar to the original Berkeley County, and had no connection whatever with the present County for this name, which was not established until 1882.

These subdivisions of the Districts into Counties were for the purpose of establishing County Courts for the convenience of the citizens, but the experiment seems not to have been successful, for the Counties were abolished, and the Court Houses and Jails therein directed to be sold (Vid. Stats. at Large 1803 Vol. V, p. 466).

By the Act of 1798, Vol. VII Stats. p. 284, Colleton District was formed from that part of Charleston which included the Parishes of St. Paul's, St. Bartholomew, and St. George's Dorchester.

The District line between Charleston District and Colleton District ran through the town, as at present (1910) located, approximately as follows: It entered the town South of Seventh South Street, crossing Saw Mill Branch, and ran across the lot of Mr. Skinner on Red Hill, between Sixth and Seventh South Streets, thence by Mrs. William Webb's through the Cottage formerly of Mrs. Charles Boyle, thence between the present Graded School Building on Laurel Street and the residence of Mr. T. R. Tighe to a blazed pine near a spring on the school lot being on the line to thence through the old Post Office lot which was opposite to Mr. Daniel Miler's residence, and through Mrs. Manigault's lot; thence a little to the Southwest of and skirting the Street (Bluminburg) now running between the residence of Mrs. Wayland and that of Miss Walker on one side and Mrs. Stello's and the old Witte place, now Legare's Walker, on the other, and leaves the town at or near Mr. Parsons' gate at the head of this Street.

The portion of the town to the Northeast of this line lay in Charleston District, and that to the Southwest in Colleton.

By Article II, Section 3, of the Constitution of 1868, the Districts were changed to Counties, with the same boundaries (except Pickens County).

By the General Statutes (1882) Sec 414, the line between the two Counties (Charleston and Colleton) is thus described: "From Windsor Hill a straight line (N 49° W) to Four Hole Swamp three-quarters of a mile above Four Hole Bridge near Harley's." The same line is given in Revised Statutes (1893) Sec. 472. This is the same line the course of which through the town has been described above.

The town remained partly in Charleston County and partly in Colleton County until the formation of Berkeley County in 1882, when such portion thereof as was in Charleston County passed into Berkeley County. (Vid. Acts 1882, Vol. XVII, p. 682; also Acts of 1893, Vol.

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XXI, p. 561; Acts of 1896, Vol. XXII, p. 309, Genl. Stats., Sec. 409; and Rev. Stats., Sec. 467.)

The town thus remained partly in Colleton and partly in Berkeley County (the same line marking the division) until the formation of Dorchester County in 1897 (Acts of 1897, Vol. XII, p.595).

By this Act Dorchester Township was taken from Colleton County and the following portion of Berkeley County was also taken; "From the intersection of the County line between Colleton and Berkeley Counties with the run of Four Hole Creek a straight line to a point upon Saw Mill Branch one mile Northeast of the South Carolina and Georgia Railroad, thence along said branch to the Colleton County line, and thence back to the starting point along the line of division between Colleton and Berkeley Counties."

Since the said date (1897) Summerville has been wholly within Dorchester County. Its tax division is School District No. 18, within which the entire town lies.

REFERENCES TO SUMMERVILLE'S FORMER CHARTERS

Summerville's first charter was granted on December 17th, 1847, it being sections XIV and XV of an act passed on that day entitled "An Act to Incorporate certain Societies and companies, and to renew and amend certain Charters heretofore granted," to be found in 11 Stats. page 449. These sections are as follows:

"XIV. That all free white persons, citizens of the United States, who have resided six months at and near the Village of Summerville, in Charleston and Colleton District, and within the limits hereafter set forth, shall be deemed and are hereby declared to be a body politic and corporate, and shall be called and known by the name of Summerville, and its corporate limits shall extend eastwardly to the Railroad of the South Carolina Canal and Railroad Company, southwardly to Saw Mill Creek, which divides Summerville from the Village usually called Midville or Stallville, northwardly from Saw Mill Creek, taking up Rasher's Branch, and thence a straight line intersecting a straight line running northwardly from the old steam Saw Mill on the Railroad.

"XV. The said Village shall be governed by an Intendant and four Wardens, who shall be elected on the second Monday in January in every year, ten days notice being previously given, except that the first election under this Act shall be held after notice of five days to be conducted by R. S. Bedon, J. J. Waring, E. B. Scott, Burdell, and P. F. Smith or majority of them, and the said Intendant and Wardens shall be known by the name of "The Town Council of Summerville," and the said Corporation is hereby invested with all the powers and privileges conferred, and subject to the same restrictions and penalties imposed on the corporation of the Village of Newberry, by an Act passed on the seventeenth day of December, Anno Domini one thousand eight hundred and forty-one, entitled "An Act to Incorporate certain Villages, Societies, and Companies, and to renew and amend certain charters heretofore granted, and to establish the principles on which charters of incorporations shall hereafter be granted," and the Town Council of Summerville are hereby further authorized and empowered to assess and levy a tax on

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such property, real and personal, as may be within the corporate limits aforesaid, within their discretion: Provided, that the entire amount to be levied, shall at no time exceed one hundred and fifty dollars. The aforesaid charter shall continue for three years, and until the end of the session of the Legislature next following.

By An Act passed on December 20th, 1850, 12 Stats. page 10, the above charter was extended.

By An Act passed on December 21st, 1854, 12 Stats. 390, the charter was renewed and extended.

By An Act passed on December 20th, 1856, 12 Stats. 525, the charter was amended.

By An Act passed on December 21st, 1857, 12 Stats. 666, the charter was amended.

By An Act passed on February 26th, 1870, 14 Stats. 356, the charter was extended.

By An Act passed December 23rd, 1878, 16 Stats. 744, the charter was amended.

By An Act passed December 20th, 1881, 17 Stats. 629, the charter was revived and extended.

By An Act passed December 23rd, 1882, 18 Stats. 247, the charter was amended.

By An Act passed December 21st, 1883, 18 Stats. 416, the charter was amended.

By an Act passed December 24th, 1884, 18 Stats. 824, Summerville was made a Special School District, etc.

By An Act passed December 22nd, 1885, 19 Stats. 77, the charter of the Town was Amended, practically entirely changed and renewed, and continued of force for the term of twenty years and until the end of the session of the Legislature then next ensuing. This Act with its subsequent amendments and general laws applicable to its classification comprised the charter under which Summerville operated until surrender of its charter and incorporation under the General Laws.

By An Act passed December 24th, 1888, 20 Stats. 151, the charter was amended.

By An Act passed December 22nd, 1891, 20 Stats. 1333, the charter was amended.

By An Act passed December 15th, 1892, 21 Stats. 182, the charter was amended.

By An Act passed December 18th, 1893, 21 Stats. 560, the Town Council was authorized to issue certain coupons bonds for erecting and furnishing a new town hall, and to mortgage said premises to secure the same.

By An Act passed December 24th, 1894, 21 Stats. 1129, the charter was amended.

By An Act passed February 16th, 1898, 22 Stats. 962, the Town was authorized to lay out, and construct, a public park.

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By the Constitution of S.C. of 1895, and certain Acts passed pursuant to its mandates, the towns of the State were classified according to population, general laws enacted for the government of the respective classes, special charters prohibited, and provision made for cities and towns existing under special charters to reorganize under general laws.

Towns, having a population of not less than 1,000, nor more than 10,000 (Summerville's class) existing under special charters were endowed by the Act of 1897, 22 Stats. 464, as amended in 1899, 23 Stats. 53, with the powers enumerated in the general acts relating to this class, and these powers were declared to be in addition to their charter powers.

When Summerville's Charter was about to expire by its own limitation, it, therefore, became necessary to incorporate under the general laws, and before the expiration of such charter proper proceedings were had under Sec. 1963 of Vol. I of the Code of Laws of S.C. (1902) (See Minute Book of Council, and Records in the Office of the Secretary of State 1905- 1906), whereby the Charter of the said Town was surrendered, and re-incorporation accepted under the General Law.

The first election under the first charter of the town, December 1847, was held on the second Monday in January 1848. Therefore the dates prescribed for the elections were as follows:

From 1849 to 1854 (both inclusive) the second Monday in January in each year.

From 1855 to 1878 (both inclusive) the second Monday in June in each year.

From 1879 to 1887 (both inclusive) the second Wednesday in May in each second year.

From 1889 to 1909 (both inclusive) the second Wednesday in July in each second year.

By Sec. 73 of the Central Ordinances of the Town (passed pursuant to statutory authority) the date of the election in 1911 is fixed for the second Wednesday in May and thereafter in each second year on the second Wednesday in May. By Town Ordinance No. 12-1204, the date of the election in 2013 and each second year thereafter is fixed for the first Tuesday following the first Monday in November.

The minutes of council from 1892 to 1909 supply the names of the intendants and mayors for this period. In 1892 the town records were destroyed by fire and so no data can be secured from this source prior to such date.

From Mr. Gadsden's article in the Summerville News, of Sept. 20, 1901, the name of the first intendant and the date of his election were secured.

The files of the Charleston papers have been searched and supply no information prior to 1871. The names of the intendants elected in 1871 and 1872 were secured respectively from the issues of The Daily Courier, of June 14, 1871 and June 14, 1872. There is no records of the 1873 election, but Mr. Terence R. Tighe informs us that he was elected that year. The names of intendants from 1874 to 1891 (both inclusive) were secured from the files of the News and Courier during this period.

Many intersecting articles relating to town politics are contained in these Charleston papers and for the benefit of those who may hereafter desire to consult these records, and also as

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authority for the information here supplied, the following references are given: The Daily Courier June 14th, 1871 and June 14th, 1872; The News and Courier June 17, 1874, June 16, 1875, June 14, 1876, June 24th, 1876, June 13th, 1877, June 11, 1878, June 13, 1878, June 14, 1878, June 19, 1878, June 20, 1878, June 22, 1878, June 24, 1878, May 15, 1879, May 12, 1881, May 10, 1883, May 14, 1885, May 12, 1887, May 20, 1889, July 7, 1889, July 11, 1889, July 5, 1891, July 9, 1891.

The names (except the first in 1849) appearing prior to 1871 were secured from some of the older inhabitants of the town, and are dependent solely upon their recollections. The dates, and the order in which the names appear, are therefore, especially likely to be erroneous. This is the best that could be done under the circumstances, and it was deemed more advisable to preserve such information as could now be obtained as to these years (even though it might contain errors) than to lose such data through fear of error.

INTENDANTS

Edward L. Hutchinson (First Intendant)
elected on second Monday in January 1848

(Names not obtainable from 1849 to 1862)

James Gadsden 1863 and 1864

(Names not obtainable from 1865 to 1866)

Robert I. Limehouse 1867 and 1868
Robert A. Pringle 1869
Benjamin C. Pressley 1870
Peter K. Coburn 1871
J. Hall Waring 1872
Terence R. Tighe 1873
E. Scott Miles 1874
E. J. Limehouse 1875
James E. Burke 1876
George Tupper 1877
George Tupper* 1878
Jennings W. Perry (the elder) 1879 to 1881

*E. J. Limehouse claimed to have been elected in 1878. The matter was carried into the courts. George Tupper held over and E. J. Limehouse never took possession of the office.

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Jennings W. Perry (the elder)	1881 to 1883
Jennings W. Perry (the elder)	1883 to 1885
John Henry Averill.....	1885 to 1887
Frank C. Fishburne.....	1887 to 1889
John Henry Averill.....	1889 to 1891
William H. Richardson.....	1891 to 1893
William H. Richardson.....	1893 to 1895
William H. Richardson.....	1895 to 1897
Oscar E. Johnston, Jr.	1897 to Feb. 22, 1898 (resigned)
Benjamin A. Muckenfuss (Acting Intendant).....	Feb. 22, 1898 to Mar. 28, 1898
Henry P. Foster	Mar. 28, 1898 to July 12, 1899
William H. Richardson.....	1899 to 1901
George Tupper, Jr.	1901 to 1903
F. Julian Carroll	1901 to 1903
Daniel Miler	1905 to 1906

MAYORS

Daniel Miler	1906 to 1907
Orrin C. Sire	1907 to 1909
S. Lewis Simons.....	1909 to 1913
William H. Richardson.....	1913 to 1923
E. E. Cauthen	1913 to 1923
H. H. Jessen	1925 to 1928 (resigned)
Edward L. Braid.....	1928 to 1929 (died)
William H. Richardson.....	1929 to 1932 (died)
Grange Simons Cuthbert	1932 to 1947
Albert Henry Peters.....	1947 to 1953
L. Hayden Doty.....	1953 to Feb., 1965 (died)
William L. Sullivan.....	Feb., 1965 to June, 1965
Alan L. Luke	June 21, 1965 to June, 1972 (died)
Berlin G. Myers	June, 1972 to June, 2011
William C. Collins	June, 2011 to _____

CORPORATION COUNSELS

M. E. Hutchinson	Dates unobtainable
Thomas P. Lockwood.....	Dates unobtainable
Hon. Benjamin C. Pressley.....	Dates unobtainable
Charles Boyle	____ to ____, 1894 (died)
James E. Burke	June 6, 1894 to Sept. 1, 1897
Terence R. Tighe.....	Sept. 1, 1897 to June 6, 1900
Legare Walker	June 6, 1900 to Sept. 4, 1901
Jennings W. Perry (the younger).....	Sept. 4, 1901 to Nov. 11, 1903
Legare Walker	Nov. 11, 1903 to Feb., 1952 (died)

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Legare Walker, Jr.....	Feb., 1952 to July, 1953
Sidney B. Jones, Jr.....	July, 1953 to July, 1967
Legare Walker, Jr.....	July, 1967 to July, 1971
Sidney B. Jones, Jr.....	July, 1971 to July, 1977 (died)
Walter M. Bailey, Jr.....	July, 1977 to Jan. 1, 1993
John Hamilton Smith.....	Jan. 1, 1993 to May 12, 1999
Troy Guerard Knight.....	May 12, 1999 to Nov. 8, 2004 (died)
Kelly Knight	Nov. 8, 2004 to Nov. 20, 2007
D. Mark Stokes	Nov. 20, 2007 to Sept. 14, 2011
G. Waring Parker	Sept. 14, 2011 to present

CLERKS AND TREASURERS

(Early names not obtainable)

Bolivar B. Furman.....	_____ to _____ 1890
W. R. Dehon	_____ 1890 to Sept. 1, 1897
George Tupper	Sept. 1, 1897 to Oct. 16, 1908
E. E. Cauthen (Acting Clerk and Treasurer).....	Oct. 16, 1908 to Sept. 1, 1909
E. E. Cauthen	Sept. 1, 1909 to Dec. 3, 1919
R. W. Mayer	Dec. 3, 1919 to Mar. 24, 1920
E. P. Lawton (Acting)	Mar. 24, 1920 to Aug. 3, 1921
E. P. Lawton	Aug. 3, 1921 to June 7, 1931 (died)
Fred M. Friederichs (Acting).....	June 10, 1931 to Aug. 16, 1931
Hugh Hamilton	Aug. 16, 1931 to July 16, 1945
Sanford B. Stoney	July 16, 1945 to Apr. 12, 1966
Robert Faires	Apr. 13, 1966 to Mar. 31, 1968
Richard D. Mellette.....	April 1, 1968 to May 28, 1971
Fred Ballard	Sept. 8, 1971 to July 30, 1974
J. Gordon Jenkins, Jr.....	July 24, 1974 to Apr. 11, 1979
Gerald E. Blackwell (Interim)	Apr. 11, 1979 to July 16, 1979
John F. Wilbanks	July 16, 1979 to July 8, 1981
Kara Silva	Feb. 9, 1994 to June 3, 1996
Lisa L. Wallace	June 3, 1996 to _____

TOWN ADMINISTRATORS

John F. Wilbanks (and Clerk/Treasurer)	July 8, 1981 to Feb. 9, 1994
John F. Wilbanks	Feb. 9, 1994 to Jan. 7, 2001
Mark Williams	Oct. 16, 2000 to Dec. 31, 2004
Lisa L. Wallace (Interim)	Dec. 31, 2005 to Feb. 1, 2005
Dennis P. Pieper.....	Feb. 1, 2005 to Mar. 23, 2011
Lisa L. Wallace (Interim)	Mar. 24, 2011 to July 13, 2011
William C. Collins (Acting)	July 13, 2011 to _____