

1974 WL 27953 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

September 13, 1974

*1 Mr. J. W. Hudson
Chairman
S.C. Wildlife and Marine Resources Commission
Post Office Box 3326
Spartanburg, South Carolina 29302

Dear Mr. Hudson:

You have requested my advice as to whether the Wildlife and Marine Resources Department has the authority to accept a conveyance of lands from Nature Conservancy.

It is my opinion that the Department does have such authority. This conclusion is based upon Section 28-107 of the 1962 Code of Laws of South Carolina, which authorizes the Department to ‘acquire, own, sell, lease, exchange, transfer or rent real property, alone or in cooperation with agencies of the Federal Government, for the purpose of providing game reserves, fish ponds, game farms, fish hatcheries, public hunting and fishing grounds and for other purposes necessary and proper for the protection, managing or propagating of fish and game and furnishing the people of the State with hunting areas and fishing facilities. Only funds or revenues of the Department not essential to its normal operation may be used for such purposes. Funds made available by appropriation, allotment or donation to the Department for such purposes by the Federal Government and its agencies or by other governmental or private agencies may be used to carry out the provisions of this section.’

With best wishes,
Very truly yours,

Daniel R. McLeod
Attorney General

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