

Clemson University
Clemson, South Carolina

MINUTES

of the meeting of

THE CLEMSON UNIVERSITY

BOARD OF TRUSTEES

Held at the Wade Hampton Hotel
Columbia, South Carolina

October 27, 1964

The Board convened at 10:00 a.m. with the following members present: Messrs. R. M. Cooper, President of the Board, presiding; Edgar A. Brown, James F. Byrnes, Winchester Smith, Robert R. Coker, James C. Self, Paul Quattlebaum, Jr., W. Gordon McCabe, Jr., L. D. Holmes, T. Kenneth Cribb, and E. Oswald Lightsey.

Others present were: Robert C. Edwards, J. K. Williams, M. A. Wilson, Wright Bryan, W. T. Cox, John E. Miller, J. E. Sherman, and A. W. Rigsby, Secretary.

Item 1. Minutes of the Meeting of June 19, 1964. The Chairman asked if there were any corrections to the minutes of the meeting held on June 19, 1964. There were no corrections and the minutes were approved.

Item 2. In Memoriam -- Charles Ezra Daniel

The attached resolution was unanimously adopted by the Board.

Item 3. Policy Statement Regarding Request from Clemson Alumni for Diploma Bearing Name "Clemson University"

Statement: Since the name of this institution was officially changed to Clemson University on July 1, 1964, inquiries have been received from Alumni who would like to obtain diplomas from "Clemson University" to replace the diplomas originally awarded from "Clemson College." To grant such requests would set a dangerous precedent.

Educational Policy Committee Recommendation: That the Board of Trustees adopt a policy that diplomas bearing the name "Clemson University" are to be issued only to those students whose degrees are awarded subsequent to July 1, 1964.

Board Action: Approved.

(October 27, 1964, continued)

Item 4. Construction of a Student Health Center

Statement: Our Student Health Service is well staffed with very competent people and is functioning efficiently and in a very satisfactory manner. We do, however, have a very serious problem in that the building which houses the Student Health Service is totally inadequate and is considered by the insurance inspectors as being unsafe. To correct the deficiencies that are noted by the insurance inspectors would involve major costs which cannot be justified. The construction of a new building to house our Student Health Service therefore becomes a top priority capital need.

At the moment it is not clear as to exactly how capital funds can be made available for this project. There is a possibility that some re-arrangement of outstanding state institutional bonds may be made which could make available borrowing potential for this purpose. It may, however, be necessary to request legislative authority to construct a Student Health Center with the issuance of special revenue bonds to be amortized by student fees in the same manner that a portion of the capital funds for our new Library have been provided. It is estimated that the building and equipment will cost approximately \$800,000.00. To amortize such a bond issue would involve an increase in Student Health Service Fees of not less than \$12.00 nor more than \$20.00 per student, per academic year, dependent upon estimates of cost of the building and equipment which are being developed.

Development Committee Recommendation: That the Administration be authorized and directed to take such steps as are necessary in arranging for authorization to construct, and arranging for necessary financing for construction of a Student Health Center. If legislation is necessary, that such legislative authority be sought in the 1965 session of the General Assembly.

Board Action: Approved.

Item 5. Fertilizer Inspection and Analysis

Agricultural Regulatory Committee Recommendation: That the fines be approved as recommended in the attached Report of the Department of Fertilizer Inspection and Analysis to the Board of Control, September 15, 1964.

Board Action: Approved.

Item 6. South Carolina Meat Inspection Regulations

Statement: The Meat Inspection Regulations approved by the Board of Trustees in draft form June 19, 1964, is submitted in printed form. Minor deviations and changes have been made in verbage and grammatical construction from the draft copy. One paragraph, inadvertently omitted in the draft copy, has been added (Par. 16).

Agricultural Regulatory Committee Recommendation: The Committee recommends approval of the Meat Inspection Regulations as printed and submitted.

Board Action: Approved.

(October 27, 1964, continued)

Item 7. Imported Fire Ant Quarantine

Statement: In accord with usual procedures the professional staff of the South Carolina State Crop Pest Commission prepared a revision of the Imported Fire Ant Quarantine. The revision has been reviewed and approved by the Committee on Agricultural Regulatory Affairs.

Agricultural Regulatory Committee Recommendation: That the attached Imported Fire Ant Quarantine (Revised October 1, 1964) be confirmed and approved by Board.

Board Action: Approved.

Item 8. Contract for Construction of Addition to Brackett Hall--Confirmation of Interim Action

Statement: On July 9, 1964, detailed information was mailed to all members of the Board concerning the bids on the Addition to Brackett Hall as opened publicly at 2 P.M., July 8, 1964. Gillespie Construction Company, Anderson, South Carolina was the low bidder, submitting a base bid in the amount of \$769,808.00. The Administration recommended, and the Board approved by mail ballot the acceptance of the bid and awarding of the contract to Gillespie Construction Company in the amount of \$769,808.00.

Executive Committee Recommendation: That the Board confirm and approve the interim action of accepting the bid of and awarding the contract to Gillespie Construction Company in the amount of \$769,808.00.

Board Action: Approved.

Item 9. Contract for Site Development and Construction of Library Building--Confirmation of Interim Action

Statement: On July 22, 1964, detailed information was mailed to all members of the Board concerning bids received on the Library Building and site development in the general vicinity of the Library. Yeargin Construction Company, Inc., Greenville, South Carolina was the low bidder on the Library in the amount of \$2,007,755.00, and the low bidder on the site development in the amount of \$315,480.00. The Administration recommended, and the Board approved by mail ballot the acceptance of the bids and awarding of the contracts to Yeargin Construction Company, Inc., in the amount of \$2,007,755.00 for construction of the Library and in the amount of \$315,480.00 for site development.

Executive Committee Recommendation: That the Board confirm and approve the interim action of accepting the bids and awarding the contracts to Yeargin Construction Company, Inc., for construction of the Library in the amount of \$2,007,755.00 and site development in the amount of \$315,480.00.

Board Action: Approved.

(October 27, 1964, continued)

Item 10. Contract for New Motor Pool and Shop Facilities--Confirmation of Interim Action

Statement: On August 25, 1964, detailed information was mailed to all members of the Board concerning bids received on the Motor Pool and Shop Building. Cely Construction and Supply Company, Greenville, South Carolina was the low bidder in the base amount of \$50,578.00. The Administration recommended and the Board approved by mail ballot the acceptance of the bid and awarding of the contract to Cely Construction and Supply Company in the amount of \$50,578.00.

Executive Committee Recommendation: That the Board confirm and approve the interim action of accepting the bid and awarding the contract to Cely Construction and Supply Company in the amount of \$50,578.00.

Board Action: Approved.

Item 11. Contract for Construction of Shop Building and Open Storage for Farm Division at the Simpson Experiment Station--Confirmation of Interim Action

Statement: On August 25, 1964, detailed information was mailed to all members of the Board concerning bids requested and received on the Shop Building and Open Storage for Farms Division at the Simpson Experiment Station. Triangle Construction Company, Greenville, South Carolina submitted the only bid of four contractors requested. The bid submitted was in the amount of \$35,600.00. The Administration recommended and the Board approved by mail ballot the acceptance of the bid and awarding of the contract to Triangle Construction Company in the amount of \$35,600.00.

Executive Committee Recommendation: That the Board confirm and approve the interim action of accepting the bid and awarding the contract to Triangle Construction Company in the amount of \$35,600.00.

Board Action: Approved.

Item 12. Contract for Construction of Women's Residence Hall No. 2--Confirmation of Interim Action

Statement: On October 5, 1964, detailed information was mailed to all members of the Board concerning bids on the Women's Residence Hall No. 2 as opened publicly at 3 P.M., September 30, 1964. W. M. Fine, Spartanburg, South Carolina was the low bidder, submitting a base bid of \$618,500.00. The Administration recommended, and the Board approved by mail ballot the acceptance of the bid and awarding of the contract to W. M. Fine in the amount of \$618,500.00.

Executive Committee Recommendation: That the Board confirm and approve the interim action of accepting the bid and awarding the contract to W. M. Fine in the amount of \$618,500.00.

Board Action: Approved.

Item 13. Expansion of Revenue Bonds--Confirmation of Interim Action

Statement: On October 5, 1964, in connection with the bids relating to the construction of the Women's Residence Hall No. 2, it was pointed out that the low bid exceeded the planned figure by approximately \$75,000.00 and that there was a strong possibility that a similar situation would prevail when bids are opened on the Men's Dormitory No. 11. In its efforts to make maximum utilization of staff and facilities, the Administration is moving continuously toward year-round operations at the University. Many of our offices, classrooms, and laboratories are air-conditioned. It is generally recognized that the main Student Dining Hall should also be air-conditioned, since this facility is very uncomfortable during the May-September period. There is sufficient margin in borrowing potential to issue additional revenue bonds to cover the difference between the \$1,100,000.00 available and the actual amount which will be required (approximately \$350,000.00) to finance construction of the Women's Residence Hall No. 2, the Men's Dormitory No. 11, and air-conditioning the Dining Hall (about 37,000 square feet) and partially air-conditioning the kitchen and pantry (about 15,000 square feet). The Administration recommended and the Board approved by mail ballot authority to request approval of the State Budget and Control Board to issue such additional revenue bonds and that approval has been given by the State Budget and Control Board.

Executive Committee Recommendation: That the Board approve and confirm the arrangements for a revenue bond issue totaling \$350,000.00 under Act. No. 456 of 1961, to cover the estimated cost (around \$200,000.00) of air-conditioning the Dining Hall and partially air-conditioning the kitchen and pantry, as well as providing the additional funds for completing the projects on Women's Residence Hall No. 2 and Men's Dormitory No. 11.

Board Action: Approved.

Item 14. Resignation of Mr. G. E. Metz as Assistant to the President and Secretary of the Board of Trustees--Confirmation of Interim Action

Statement: On September 16, 1964, detailed information was mailed to all members of the Board concerning the resignation of Mr. G. E. Metz as Assistant to the President and Secretary of the Board of Trustees. The Board approved by mail ballot the acceptance of the resignation.

Executive Committee Recommendation: That the Board confirm and approve the resignation of Mr. G. E. Metz as Assistant to the President, effective October 15, 1964, and as Secretary of the Board of Trustees, effective September 28, 1964.

Board Action: Approved.

Item 15. Appointment of Major General A. W. Rigsby as Assistant to the President, University Counsel, and Secretary of the Board of Trustees--Confirmation of Interim Action

Statement: On September 16, 1964, information was mailed to all members of the Board concerning the appointment of General A. W. Rigsby as Assistant to the

President, University Counsel and Secretary of the Board of Trustees, effective September 28, 1964. The Board approved by mail ballot the appointment.

Executive Committee Recommendation: That the Board confirm and approve the appointment of General A. W. Rigsby as Assistant to the President, University Counsel and Secretary of the Board of Trustees, effective September 28, 1964.

Board Action: Approved.

Item 16. Easement to Davis Creek Baptist Church

Statement: The Davis Creek Baptist Church desires to acquire use of University lands of approximately .49 acres lying generally north of the church property line and south of an unnumbered county road running between S. C. 37 and U. S. 123, for the purpose of beautifying the lawn, specifically excluding the use of the land for cemetery purposes.

Executive Committee Recommendation: That the Administration have drafted an easement in favor of the Davis Creek Baptist Church authorizing the use of approximately .49 acres of land described above for the purpose of beautifying the lawn and with a specific prohibition to using University property for cemetery purposes and further providing for an automatic termination of the easement in the event there is a transfer of church lands or the church is dissolved or ceases to function in its present primary purpose.

Board Action: Approved.

Item 17. Right-of-Way for Roads to Oconee County Airport--Confirmation of Interim Action

Statement: At the meeting on April 15, 1964, the Board authorized the Administration to work out an agreement with the South Carolina Highway Department for a right-of-way through University lands as required for roads to service the Oconee County Airport and authorized the President of the Board to execute such right-of-way agreements as needed. A right-of-way easement was executed by Mr. R. M. Cooper, President of the Board, on August 25, 1964.

Executive Committee Recommendation: That the right-of-way easement executed by the President of the Board in the interim between meetings, be confirmed and approved by the Board.

Board Action: Approved.

Item 18. Summerville Airport at the Coast Experiment Station--Confirmation of Interim Action

Statement: At the meeting on April 15, 1964, the Board authorized the execution of an agreement with the County of Dorchester leasing lands of the

University for airport uses and superseding a prior-existing lease as to a portion of the lands, dated July 2, 1962. The new lease and cancellation of the old lease have been executed by Mr. R. M. Cooper, President of the Board of Trustees, in the interim between meetings.

Executive Committee Recommendation: That the new lease agreement and the cancellation of the old lease be confirmed and approved by the Board.

Board Action: Approved.

Item 19. Budget Request for 1965-1966

Statement and Recommendation: That the proposed Budget and Request for the fiscal year 1965-1966 presented in a separately bound volume, "Summary Budget Request, 1965-1966--Clemson University," are recommended for approval.

Board Action: Approved.

Item 20. Dormitory and Dining Hall Rates

Statement: The period of time from the day of matriculation through the day scheduled for graduation exercises as published in the University calendar is the basis for determining the Dormitory and Dining Hall Fees for a semester or a summer term.

An increasing number of students are arriving on campus prior to and departing after the scheduled dates of a semester or summer term. Frequently these students request use of the dormitory and Dining Hall facilities. These students fall into the following categories:

1. Those who are required to be on campus for special University programs, athletes, band members, dormitory hall supervisors and members of student or YMCA organizations.
2. Graduate students who wish to remain on campus to use library and other University facilities.
3. Foreign students who because of expenses or distance involved do not return to their homes.
4. Students who are on campus for reasons of personal convenience.

Appropriate charges are collected from all students for meals eaten in the Dining Hall before or after the semester or term begins and ends. Charges for dormitory space have been made only to students in categories 3 and 4. The fact that many of the graduate students desire dormitory facilities for most of the calendar year, and further, due to the increasing number of students in categories 1, 3, and 4, the following rates are proposed:

<u>Dormitory</u>	<u>All Students</u>	<u>Male</u>	<u>Female</u>
For less than 1 week	\$1.00 per night		
For 1 week		\$5.50 per week	\$6.00 per week
For 1 week and part of another week		\$5.50 plus \$1.00 per night	\$6.00 plus \$1.00 per night

Dining Hall

For less than 1 week -- Breakfast - 65¢; Dinner - 85¢; Supper - 85¢

For 1 week -- \$11.00

For 1 week and part of another week -- \$11.00 plus daily rates

Students required by the University to be on campus prior to and after the scheduled term or semester may, upon approval of the Dean of Student Affairs, be exempted from paying the established dormitory rates during such periods.

Executive Committee Recommendation: That the proposed rates be approved by the Board, effective on the date of approval.

Board Action: Approved.

Item 21. Credit for Bell Regional School Course

Statement: Arrangements have been made for a number of courses in the Bell Regional School at Clemson to carry semester hour undergraduate credit. In such cases the courses will be certified by the Clemson Registrar and posted on regular transcript forms.

Executive Committee Recommendation: That a student who desires credit for approved courses in the Bell Regional School at Clemson complete forms required by the Registrar and pay a fee of \$5.00 to defray cost of administrative expenses and 75¢ per credit hour as the legally required Library Fee.

Board Action: Approved.

Item 22. Warren I. Jeffords Gift to Clemson Loyalty Fund

Statement: To effect transfer of title to one share of common stock of the Chrysler Corporation from Clemson University to the Clemson University Foundation, the following resolution is proposed for adoption:

RESOLUTION

WHEREAS, Warren I. Jeffords, a member of the Class of 1949, has recorded his intention of donating 1 share of the common stock of the Chrysler Corporation as a gift to the Clemson Alumni Loyalty Fund,

AND WHEREAS, the stock certificate (#21630) which he sent for this purpose was registered by him in the name of Clemson University,

THEREFORE, BE IT RESOLVED by the Trustees of Clemson University that said one share of stock of the Chrysler Corporation be given, assigned and transferred to the Clemson University Foundation in order to comply with the wishes and intention of said donor, Warren I. Jeffords.

Executive Committee Recommendation: That the above Resolution be adopted by the Board.

Board Action: Approved.

Item 23. Fees for Moving in Men's Dormitories During Semester

Statement: Different rentals based on type accommodations were established for men's dormitories and became effective the first semester of the 1964-65 school year. To alleviate some of the problems and to lessen the administrative expenses that will be incurred due to students moving from one room to another during a semester, the following policies are recommended:

- a. Students changing from one room to another having the same rental rate shall pay a \$4.00 moving fee.
- b. Students changing from a \$110.00 room to a \$118.00 room shall pay a prorated difference of room rent plus a \$4.00 moving fee.
- c. Students changing from a \$118.00 room to a \$110.00 room will receive a prorated room refund and will pay the \$4.00 moving fee.
- d. Students who change rooms without authorization will be assessed the \$4.00 moving fee, will be required to return to their assigned rooms, and will be denied permission to change rooms during the remainder of the semester.

Executive Committee Recommendation: That the proposed fees stated above be approved by the Board.

Board Action: Approved.

(October 27, 1964, continued)

Item 24. Maintenance and Activities Fee for Part-time Students

Statement: Although Clemson has relatively few part-time students, it is appropriate in view of the recent increase in the Maintenance and Activities Fee for full-time students to provide also for an appropriate increase for part-time students.

It is recommended that the Maintenance and Activities Fee for part-time students taking less than 12 semester hours during a regular semester be increased from \$9.00 per semester hour to \$10.00 per semester hour to become effective with the beginning of the first semester of the 1965-1966 school year.

Executive Committee Recommendation: That the proposed fees be approved by the Board.

Board Action: Approved.

Item 25. Travel Regulations

Statement: Further improvements have been made to the proposed regulations relating to travel and subsistence presented at the June 1964 meeting to take care of unusual situations resulting from the variety of travel patterns at Clemson. These regulations have been cleared by representatives of the State Auditor's Office and the Attorney General.

Executive Committee Recommendation: That the Board confirm and approve the travel regulations identified in the Clemson University Manual as follows:

Sections dated 7/1/64: 5000-5003

Sections dated 8/1/64: 5031, 5051, 5061, 5071-5072,
5101, 5106, 5110-5111, 9999

Sections dated 9/1/64: 5020-5024, 5032-5034, 5190

Board Action: Approved.

Item 26. Extension of Completion Date on Sewage Treatment Plant

Statement: According to our engineers, B. P. Barber and Associates, the Boyle Construction Company, which had the contract for the Sewage Treatment Plant, did all that could be reasonably expected to fulfill its contract in the time allowed for this work. Delays were caused by a number of circumstances beyond the control of the contractor, including some modification in design during the construction period and the necessity of repairing fire damage which occurred during the last stages of construction.

(October 27, 1964, continued)

Executive Committee Recommendation: That the Board approve extension of time for the completion of the contract on the Sewage Treatment Plant to August 3, 1964, and that no liquidated damages be imposed for delay prior to that time. It is further recommended that the Board agree to the establishment of August 3, 1964, as the completion date for the project.

Board Action: Approved.

Item 27. Contract for Construction of Men's Dormitory No. 11

Statement: At 2:00 P.M., October 23, 1964, bids were opened publicly for the construction of Men's Dormitory No. 11. Triangle Construction Company, Greenville, South Carolina was the low bidder, submitting a base bid of \$483,551.00.

Recommendation: The Administration recommends the acceptance of the bid and awarding of the contract to Triangle Construction Company in the amount of \$483,551.00.

Board Action: Approved.

Item 28. Acquisition of Additional Land Resources for Use in Agricultural Research

Statement: An expanded research program is desirable for the further development of the agricultural potential existing in much of the lower coastal plains area of South Carolina. Lack of suitable land resources has limited research in past years on various types of problems existing in many coastal counties, particularly those in the more eastern part of the state. A staff capable of conducting research on some of the important soil and water problems is available at Clemson and at the Pee Dee Station, and initial phases of such research can be accomplished within the framework of our current budget.

There exists a 573-acre tract of land located adjacent to the Myrtle Beach Air Force Base in Horry County which may be available to Clemson University by transfer of title from an appropriate agency.

Recommendation: That the Administration request from the appropriate agency that the title to this property be transferred to Clemson University

Board Action: Approved.

Item 29. Final Roll Call Vote

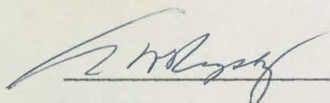
Resolution: RESOLVED That all measures and recommendations made at this the October 27, 1964 meeting which, according to the By-Laws, require a roll call vote of nine or more members, be hereby adopted and confirmed, and that the Comptroller be authorized to issue his checks for all expenditures authorized at this meeting.

Board Action: The resolution was unanimously adopted with eleven members present and voting "aye."

Item 30. Adjournment

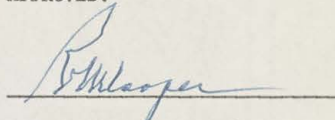
There being no further business, the meeting was adjourned.

CORRECT:



A. W. Rigsby, Secretary

APPROVED:



R. M. Cooper, President

Clemson University



IN MEMORIAM

CHARLES EZRA DANIEL

November 11, 1895 -- September 13, 1964

WHEREAS, the Members of the Board of Trustees of Clemson University desire to record their profound sorrow at the death on September 13, 1964, of their good friend and esteemed associate, Charles Ezra Daniel, who since 1949 served as a Life Member of this Board;

WHEREAS, in his death, this Board of Trustees, Clemson University, the State of South Carolina, and the United States of America have lost an unselfish and untiring devotee and a truly outstanding and public-spirited citizen;

WHEREAS, as a member and one-time Chairman of this Board's Executive Committee, he gave willingly, quietly and effectively of his time, his talents and his resources to promote the growth of Clemson University and to develop its physical facilities, its faculty strength, and its varied educational, research, and public service programs;

WHEREAS, as a citizen of this State he was without peer in his love for its people and his unremitting labor to enhance the economic and cultural welfare of these people;

BE IT RESOLVED, that the Board of Trustees of Clemson University hereby makes formal acknowledgment of its grievous loss in the death of Charles Ezra Daniel and hereby notes in its official records the passing from this life of a great and good leader who labored well in the love of service, who gave invaluable guidance to the builders of South Carolina and of America, and who dedicated himself in word and deed to the fateful struggle of man for the preservation of human dignity and individual freedom;

RESOLVED FURTHER, that a copy of this resolution be tendered to his family as an expression of this Board's heartfelt sympathy in its bereavement.

ADOPTED by the Board of Trustees of Clemson University and spread upon the minutes of the meeting on this twenty-seventh day of October, 1964.

A. W. Rigsby, Secretary of the Board

R. M. Cooper, President of the Board

DEPARTMENT OF FERTILIZER INSPECTION
AND ANALYSIS

REPORT TO THE FERTILIZER BOARD OF CONTROL
September 15, 1964

Below is listed a brief summary of some of the Fertilizer Department activities for the fiscal year ending June 30, 1964.

Tons of fertilizer distributed.....	889,281
Number of samples procured and analyzed.....	6,984
Number of samples deficient or excessive in chlorine:	
Nitrogen.....	142
Phosphoric acid.....	17
Potash.....	243
Excessive in chlorine.....	21
Total number of samples not meeting guarantee.....	423
Percent of samples deficient.....	6.2
Refunds to farmers on account of deficiencies.....	\$34,643.62
Number of bags underweight in dealers' warehouses.....	3,218
Average shortage per bag (lbs.).....	2.3
Number of bags underweight on farms.....	3,035
Number of pounds refunded to farmers on account of short weights.....	20,160
Total number of lots weighed.....	1,523
Total number of lots underweight.....	40
Percentage of lots short weight.....	2.6
Number of pesticide samples procured and analyzed.....	1,761

FERTILIZER TONNAGE:

Fertilizer tonnage for the past fiscal year showed an increase of 30,574 tons, or 3.5%. The total plant food content increased from 26.46% to 27.96%. The leading grade was 4-12-12, which represented 32.3% of the tonnage.

Even though the tonnage increased only 1.5% during the past ten years, the total tons of plant nutrients in mixed fertilizers increased 26.8%.

WEIGHT IRREGULARITIES:

<u>Name of Company</u>	<u>No. Bags and Grade</u>	<u>Short Per Bag (lbs.)</u>	<u>Action By</u>	<u>Rec. Fine</u>
Shipyard River Terminal, Charleston, S. C.	*420 - 16% Soda	2.4	Barwick	\$50.00

* 100 # bags

SOUTH CAROLINA STATE CROP PEST COMMISSION

Clemson, South Carolina

IMPORTED FIRE ANT QUARANTINE

Revised October 1, 1964

It has been determined that an insect pest known as the imported fire ant has been found in certain areas in the State of South Carolina. In order to prevent the further spread of this injurious insect in South Carolina, the South Carolina State Crop Pest Commission by virtue of the authority vested in it by the State Crop Pest Commission Act of March 1912 hereby establishes a quarantine setting forth the name of the insect against which the quarantine is established, the regulated areas and the regulated articles, specifying the conditions governing shipments and the issuance of certificates or permits under which the regulated articles may be shipped.

1. INSECT: The insect known as the imported fire ant (*Solenopsis saevissima richteri* Forel) in any stage of development.

2. QUARANTINED AREAS:

Berkeley County. That portion of the county bounded by a line beginning at a point where Alternate U. S. Highway 17 intersects the Berkeley-Dorchester County line; thence northeast along said highway to its junction with South Carolina Secondary Highway 9; thence northeast along said highway to its junction with South Carolina Secondary Highway 260; thence northeast along said highway to its junction with South Carolina Highway 396; thence northeast along said highway to the west Branch of Cooper River; thence in a southerly direction along said river to its junction with the East Branch of Cooper River; thence northeast along said river to its junction with Quenby Creek; thence southeast along said creek to its intersection with South Carolina Secondary Highway 98; thence northeast along said highway to its junction with South Carolina Secondary Highway 133 at Huger; thence southeast along said highway to its intersection of the Berkeley-Charleston County line; thence in a southerly and northerly direction along said county line to point of beginning.

Charleston County. That portion of the county bounded by a line beginning at a point where U. S. Highway 78 intersects the Charleston-Dorchester County line and extending northeast along said county line to its junction with the Charleston and Berkeley County line; thence south and east along said county line to its junction with Cooper River; thence in a southerly direction along said river to its junction with the Wando River; thence northeast along the Berkeley-Charleston County line to its junction with State Secondary Highway 1032; thence southeast along said highway to its junction with U. S. Highway 17 at Awendaw; thence in a westerly direction along said highway to its intersection with State Primary Highway 165; thence northwest along said highway to its intersection with the Charleston-Dorchester County line; thence along said county line to the point of beginning.

Imported Fire Ant Quarantine
#2.

Dorchester County. That portion of the county bounded by a line beginning at a point where State Primary Highway 165 intersects the Charleston-Dorchester County line and extending northeast along said highway to its intersection with the southern boundary of the corporate limits of Summerville; thence northeast along said corporate limits to its intersection with the Charleston-Dorchester County line; thence in a southeasterly, southerly and westerly direction along said county line to the point of beginning.

Jasper County. That portion of the county bounded by a line beginning at a point where Black Swamp Creek enters the Savannah River; thence northeast along said creek to its intersection with the Tillman-Myers dirt road; thence southeast along said dirt road to the town limits of Tillman; thence along the west boundary of said town limits to its intersection with U. S. Highway 321; thence south along said highway to its intersection with the town limits of Hardeeville; thence along the western, southern, and eastern boundary of said town limits to a point where it intersects Secondary Road 141; thence northeast along said road to its intersection with New River; thence south along said river to the Atlantic Ocean; thence southwest to a point where the Savannah River enters the Atlantic Ocean; thence in a northwesterly direction along said river to the point of beginning.

Orangeburg County. That portion of the county bounded by a line beginning at a point where U. S. Highway 21 intersects the Orangeburg-Calhoun County line, and extending in a southeasterly direction along said county line to its intersection with Four Hole Swamp; thence southeast along said swamp to its intersection with State Primary Highway 121; thence southwest along said highway to its intersection with State Secondary Highway 92; thence southeast along said highway to its junction with State Secondary Highway 28; thence west along said highway to its junction with U. S. Highway 178; thence northwest along said highway to its intersection with the southeast boundary of the corporate limits of Bowman; thence southwest and northwest along said corporate limits to its intersection with State-Primary Highway 121; thence southwest along said highway to its intersection with the corporate limits of Branchville; thence along the north boundary of said corporate limits to the intersection with State Secondary Highway 63; thence northwest along said highway to its intersection with North Fork Edisto River; thence generally north along said river to its intersection with State Secondary Highway 39; thence west along said highway to its junction with State Secondary Highway 49; thence northeast along said highway to its junction with Secondary Highway 376; thence west along said highway to its intersection with State Secondary Highway 90; thence generally north along said highway to its junction with State Secondary Highway 1072; thence northwest along said highway to its junction with U. S. Highway 301-601; thence east along said highway to its intersection with North Fork Edisto River; thence northwest along said river to its intersection with State Secondary Highway 74; thence northeast along said highway to its junction with U. S. Highway 178; thence southeast 1.6 miles along said highway to its intersection with a FAS unnumbered road; thence southeast along said FAS road to its intersection with U. S. Highway 21 at the north city limits of Orangeburg; thence north along said U. S. Highway 21 to the point of beginning; excluding the area within the corporate limits of the towns of Orangeburg, Rowesville and Bowman.

Other Areas: Any other area in the State of South Carolina found to be infested. Such areas to become immediately subject to the regulations of this quarantine when so declared by the South Carolina State Crop Pest Commission through the publication of a notice to that effect in the local newspapers, or through direct written notice to those concerned.

Imported Fire Ant Quarantine
#3.

3. IMPORTED FIRE ANT: CONDITIONS OF MOVEMENT. Live imported fire ants may be moved from the State of South Carolina only if such movement is made for scientific purposes and when in accordance with the regulations outlined in the regulations of the Imported Fire Ant Quarantine of the United States Department of Agriculture.

4. REGULATED ARTICLES - CONDITIONS OF MOVEMENT.

(a) Designated articles - Unless exempted by administrative instructions the following may be moved from any regulated area into or through any point outside of the regulated areas only if accompanied by a valid certificate or limited permit issued in compliance with the Imported Fire Ant Quarantine of the United States Department of Agriculture and its applicable requirements; soil, sand or gravel, separately or with other things, except that the movement of processed soil and gravel is not regulated; forest field or nursery-grown woody or herbaceous plants with soil attached; plants in pots or containers; grass sod; and unmanufactured forest products such as stump wood or timbers if soil is attached; and unlimited by the foregoing, any other products or articles of any character whatsoever not herein listed when it is determined in accordance with the regulations that they present a hazard of spread of imported fire ant. However, regulated articles of kinds within this paragraph which originate outside of the regulated areas and are moving through or are being reshipped from the regulated areas, may be moved from the regulated area and from the generally infested area into or through the eradication area, without further restriction under this subpart when their point of origin is clearly indicated, when their identity has been maintained, and when they have been safeguarded against infestation while in the regulated area in a manner satisfactory to an inspector and do not present a hazard of spread of the imported fire ant. Otherwise, such regulated articles shall be subject to all applicable requirements under this subpart for articles originating in the regulated area.

(b) Articles determined to present hazards: When it has been determined by an inspector that, due to contamination with the imported fire ant, or any other reason, a hazard of spread of the ant is presented by any products or articles of any character whatsoever, not covered in paragraph (a) notice of such fact shall be given to the person having custody thereof. Thereafter, such contaminated products and articles may be moved from the regulated area into or through any point outside thereof, or from the generally infested area into or through the eradication area, only after they have been cleaned, treated, or otherwise disinfected to the satisfaction of the inspector or when they are moving under limited permit as required by the inspector.

5. USE OF CERTIFICATES OR LIMITED PERMITS WITH SHIPMENTS: Every container of regulated articles, or if there is none the article itself, required to have a certificate or limited permit shall have such certificate or permit securely attached to the outside thereof, when offered for movement, except that where the regulated articles are adequately described on a certificate or limited permit attached to the waybill, the attachment of a certificate or limited permit to each container of the articles, or to the article itself, will not be required.

6. PROTECTING CERTIFIED ARTICLES: Subsequent to certification, regulated articles must be loaded, handled, and shipped only under such protection and safeguards against infestation as are required by the inspector.

7. CERTIFICATES, PERMITS, ETC.

(a) The methods and conditions of certification of articles and products, and issuance of certificates, and permits shall be governed by the regulations of the

Imported Fire Ant Quarantine
#4.

Imported Fire Ant Quarantine of the United States Department of Agriculture.

(b) Certificates may be issued by the inspector for the movement of the regulated articles under any one of the following conditions.

(1) When, in the judgment of the inspector, they have not been exposed to infestation.

(2) When they have been examined by the inspector and found to be free of infestation.

(3) When they have been treated under the observation of the inspector and in accordance with methods selected by him from administratively authorized procedures known to be effective under the conditions in which applied.

(4) When grown, produced, stored or handled in such a manner that, in judgment of the inspector, no infestation would be transmitted thereby.

(5) Limited permits - Limited permits may be issued by the inspector for the movement of non-certified regulated articles to specified destinations for limited handling, utilization or processing.

(6) Dealer-carrier agreement - As a condition of issuance of certificates or limited permits for the movement of regulated articles, any person engaged in purchasing, assembling, exchanging, handling, processing, utilizing, treating, or moving such articles may be required to sign a dealer-carrier agreement stipulating that he will maintain such safeguards against the establishment and spread of infestation and comply with such conditions as to the maintenance of identity, handling, and subsequent movement of such articles and the cleaning and treatment of means of conveyance and containers used in the transportation of such articles as may be required by the inspector.

8. ASSEMBLY OF ARTICLES FOR INSPECTION: Persons intending to move any of the regulated articles shall make application for inspection as far in advance as possible, shall so handle such articles as to safeguard them from infestation, and shall assemble them at such points and in such manner as the inspector shall designate to facilitate inspection. Application for inspection can be made to the South Carolina State Crop Pest Commission or to the U. S. Department of Agriculture.

9. CANCELLATION OF CERTIFICATES OR LIMITED PERMITS: Certificates or limited permits for any regulated articles under these regulations may be withdrawn or cancelled and further certificates or permits for such articles may be refused by the inspector whenever he determines that the further use of such certificates or permits might result in the spread of the imported fire ant.

10. RIGHT TO INSPECT - PENALTIES: Any properly identified inspector of the South Carolina State Crop Pest Commission is authorized to inspect, without warrant, any property or article, upon probable cause to believe an infestation of imported fire ant may be present. Any person or firm who shall violate the regulations of this quarantine or who seeks to prevent the inspection or control of the imported fire ant, which may occur on their property under the direction of the South Carolina State Crop Pest Commission or its inspectors shall be deemed guilty of a misdemeanor and upon conviction will be punished by law as provided for by the South Carolina State Crop Pest Commission Act of 1912.

Imported Fire Ant Quarantine
#5.

11. WAIVER OF LIABILITY: The South Carolina State Crop Pest Commission or its inspectors will not be responsible in any way for the death of livestock feeding on plants treated for the control of imported fire ant after notice has been given by the South Carolina State Crop Pest Commission or its authorized inspectors that such areas are to be treated. The South Carolina State Crop Pest Commission or its inspectors will not be responsible for any loss to regulated articles treated, fumigated, sterilized, or processed under methods approved by the South Carolina State Crop Pest Commission.

SOUTH CAROLINA STATE CROP PEST COMMISSION