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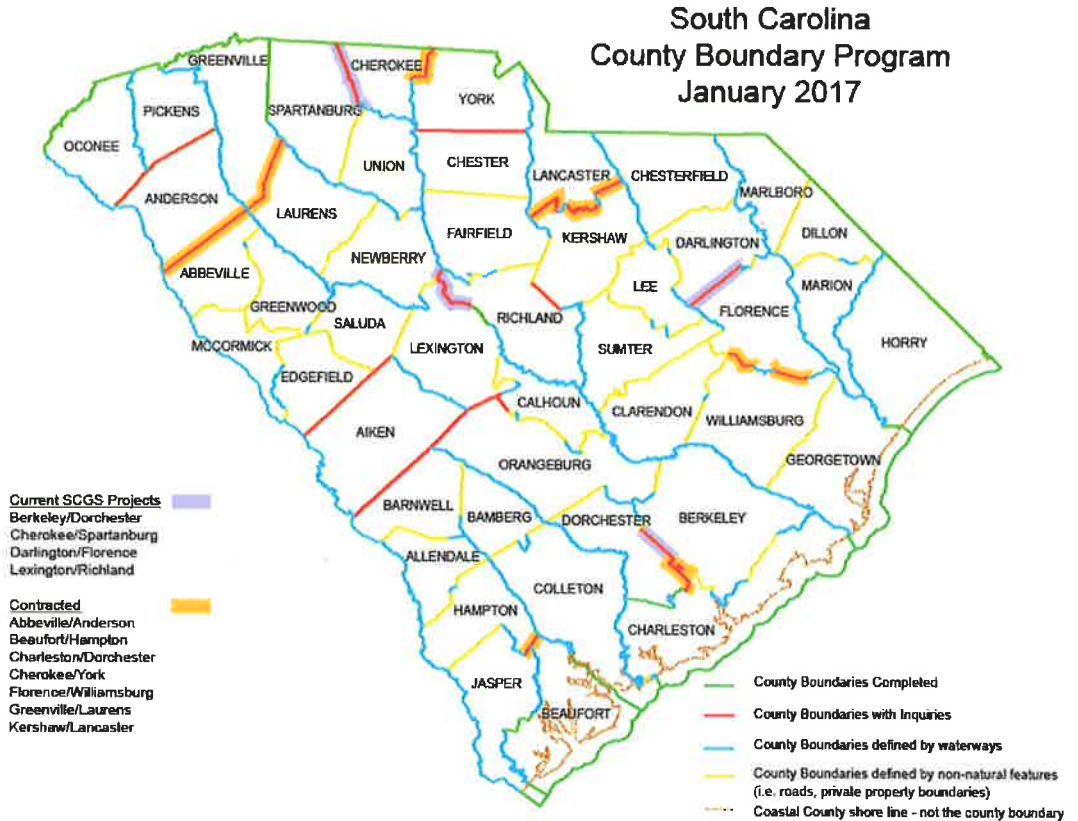
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Geodetic Survey

SC County Line Projects



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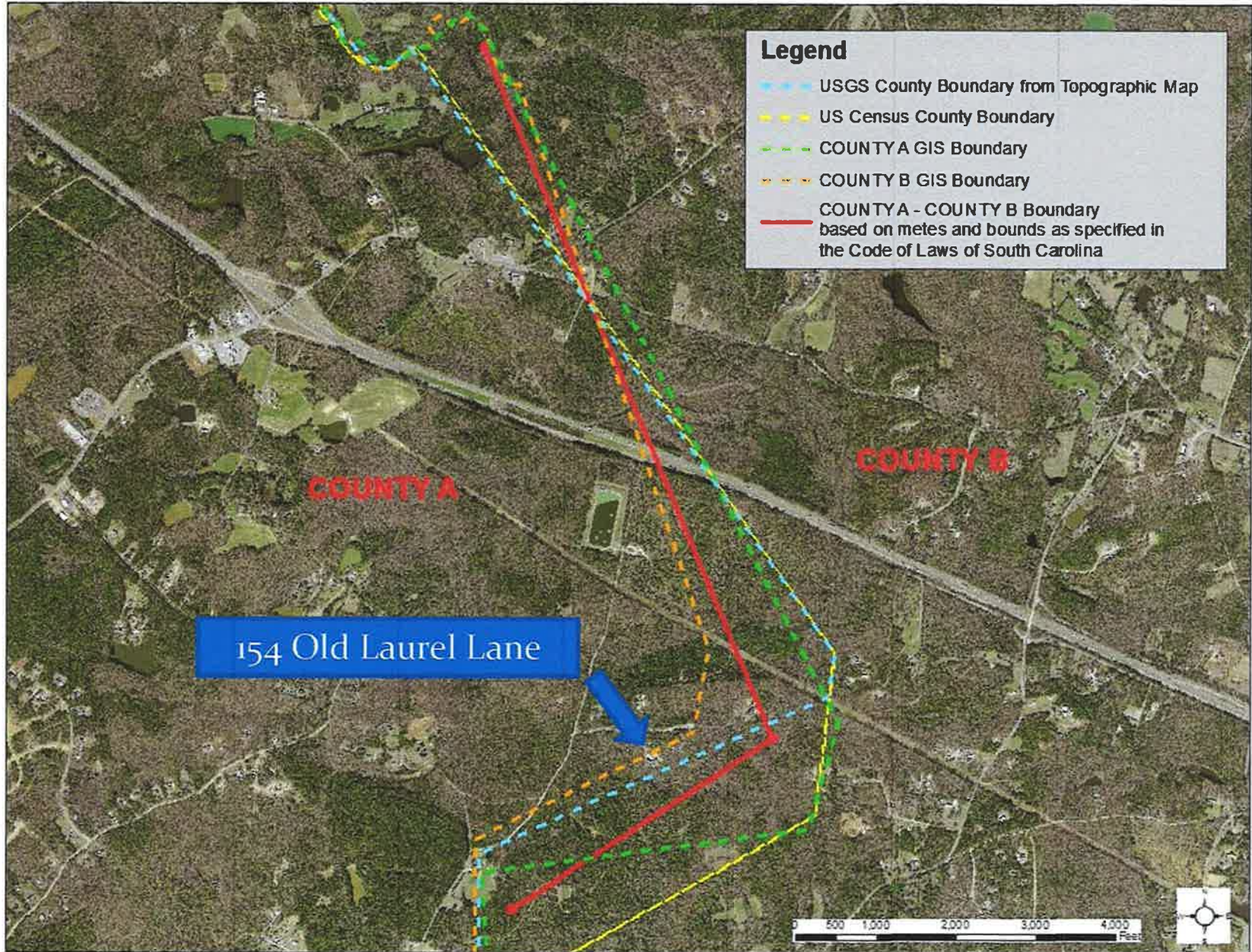
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Main Office, 1000 Assembly Street, Rembert Dennis Building, Suite 402, Columbia, SC 29201
Geodetic Survey Section, 5 Geology Road, Columbia, SC 29212
Health and Demographics Section, 1000 Assembly Street, Rembert Dennis Building, Suite 240, Columbia, SC 29201



STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

IN THE COURT OF COMMON PLEAS
FOR THE FIFTH JUDICIAL CIRCUIT

ROBERT GANTT AND)
EDWARD K. WHITE)

Petitioners,)

v.)

SAMUEL J. SELPH as Director, and)
MARJORIE JOHNSON, ADELL)
ADAMS, E. PETER KENNEDY, SYLVIA)
HOLLEY and JANE EMERSON as the)
Members of the RICHLAND COUNTY)
VOTER REGISTRATION AND)
ELECTION COMMISSION,)

Respondents.)

AFFIDAVIT OF
WILLIAM F. ROBERTS, JR.

Personally appeared before me, WILLIAM F. ROBERTS, JR., who first being duly sworn states as follows:

1. I am a citizen and resident of Richland County, South Carolina over the age of eighteen years and have the capacity to provide this affidavit.
2. I am the Program Director of the Precinct Demographics and Digital Cartography Section, and State Political Cartographer for the Revenue and Fiscal Affairs Office of the State of South Carolina. I have been employed in the office since 2000 when it was known as the Budget and Control Board Office of Research and Statistics.
3. In my current job, I am responsible for maintaining the official precinct maps for the State of South Carolina and working with the Legislature and County Voter Registration and Election Commissions to ensure that accurate maps are maintained and acted upon.

4. On Monday, August 29, 2016 the State Election Commission requested that my office run a statewide report showing possible errors in voter assignments in accordance with budget proviso 102.2 in part IB of the 2016-2017 appropriations bill (H.5001) and §1-11-360 using the official state precinct maps created under §7-7-30 through §7-7-530. The file provided by the State Election Commission was for Richland County.

5. My office, fulfilling its official responsibility prepared the reports for Richland noting errors and returned the completed report back to the State Election Commission on August 31, 2016 at 3:27 PM. The reports returned to the State Election Commission identified approximately 752 voters as being in the incorrect precinct.

6. On Thursday September 1, 2016 Chelle Cromer Epps at the Richland County Voter Registration and Elections Office contacted me and requested assistance reviewing the reports that were sent to Richland County by the State Election Commission. I met with the Richland County Voter Registration and Elections office on September 1, 2016 and began assisting with the verification of the voter locations utilizing both the mapping information that the Richland County GIS provides through an online mapping application as well as the official precinct maps prepared pursuant to statute and maintained and produced by the Revenue and Fiscal Affairs Office.

7. During the review I was informed by the Richland County Voter Registration and Elections Office that if a residence was inside of a Richland County tax parcel but outside the Richland County voting precincts, the Richland County Voter Registration and Elections Office would use the tax parcel for precinct assignment. If a residence was outside of a Richland County tax parcel, and outside the Richland voting precincts, but registered to vote in Richland County, the voter was going to be sent a letter to be notifying them that they needed to register to

vote in the county in which they pay taxes on their residence. I was informed by the Richland County Voter Registration and Elections Office that these notified voters would not be removed from the Richland County voter registration list. This result is in conflict with S.C. Code Ann. §1-11-360 and §11-9-1130 (2016) which dictate that the Revenue and Fiscal Affairs Office maintains the official precinct maps and those maps dictate the location of a residence and the proper precinct for registration. The Richland County Voter Registration and Elections Office was relying on tax maps instead of the official precinct maps to determine if a voter was inside or outside of a Richland County voting precinct. This is erroneous and results in voters voting in the improper precincts and in many cases in the wrong election districts.

8. After the review of the approximate 752 voters with the Richland County Voter Registration and Elections Office, a number of voters were reassigned to the proper precincts. According to the report notes provided by Richland County, there remain approximately 135 registered voters in Richland County that fall outside of a Richland County voting precinct according to the official maps established by our office, but reside in Richland County according to the tax maps. I was informed by the Richland County Voter Registration and Elections Office these voters would not change because they pay property taxes to Richland County.

9. Among those voters flagged by the most recent analysis of the official state precinct maps were the residents of the property at 154 Old Laurel Lane, Chapin, SC. Those residents are currently registered in the Spring Hill precinct. According to the official maps, they reside in the Chapin precinct. When presented with this fact, the Richland County Voter Registration and Elections Office would not discuss the issue of the residents at 154 Old Laurel Lane, Chapin SC, citing the recent ruling by the commission during the hearing on August 30, 2016. I am informed and believe that this action by Richland County contravenes the applicable statutes and

results in these residents all voting in the wrong precinct which may have an effect on the outcome of elections.

FURTHER AFFIANT SAYETH NOT

Signature Redacted

WILLIAM F. ROBERTS, JR.

Sworn to and subscribed before me this
6th day of September, 2016

Signature Redacted

Notary Public for South Carolina
My Commission Expires:

July 6, 2020



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COUNTY OF RICHLAND)

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Personally appeared before me, WILLIAM F. ROBERTS, JR., who first being duly sworn states as follows:

1. I am a citizen and resident of Richland County, South Carolina over the age of eighteen years and have the capacity to provide this affidavit.
2. I am the Program Director of the Precinct Demographics and Digital Cartography Section, and State Political Cartographer for the Revenue and Fiscal Affairs Office of the State of South Carolina. I have been employed in the office since 2000 when it was known as the Budget and Control Board Office of Research and Statistics.
3. In my current job, I am responsible for maintaining the official precinct maps for the State of South Carolina and working with the Legislature and County Voter Registration and Election Commissions to ensure that accurate maps are maintained and acted upon.

4. In 2012, our office was responsible under budget proviso 80A.20 to assist county voter registration offices in making sure that voters were assigned to the correct election districts. During that effort we determined that the voters registered as living at 154 Old Laurel Lane, Chapin SC 29036 were not voting in the proper precinct or districts. We notified both Richland and Lexington Counties of this discrepancy.

5. After discovering this issue, I also contacted my colleagues at the South Carolina Geodetic Survey. They performed and continue to perform survey field work which has confirmed that the residence at 154 Old Laurel Lane, Chapin SC 29036 is not located in Richland County, but instead is located in Lexington County.

6. As a part of my job, I make and communicate these determinations based upon the official precinct maps maintained in our office.

7. *S.C. Code Ann. §7-7-465 (1976)* defines the voting precincts in Richland County. That statute provides that our office provides the official boundaries. It provides, inter alia, "The precinct lines defining the precincts provided in subsection (A) are as shown on the official map prepared by and on file with the Revenue and Fiscal Affairs Office designated as document P-79-15 and as shown on copies of the official map provided to the Board of Voter Registration and Elections of Richland County by the Revenue and Fiscal Affairs office."

8. My office has reviewed the official map which we maintain as to the location of the residence at 154 Old Laurel Lane, Chapin, South Carolina 29036.

9. Pursuant to our review, that residence is located wholly within the boundaries of the Chapin precinct in Lexington County. No portion of the residence is located within the boundaries of the Springhill precinct in Richland County. The residence is hundreds of feet inside of the Chapin precinct.

10. My office has advised the Richland County Voter Registration and Election Commission of the fact that this residence is not located in the Springhill precinct. We first gave this notification in January of 2013. Most recently I testified to this fact at a hearing before the Commission on August 30, 2016. In each case we provided documents and reference to the official maps maintained by our office reflecting not only the precinct assignment, but house, senate and county council districts. In no circumstance was the residence at 154 Old Laurel Lane located in a Richland County voting precinct or district.

11. The attached exhibits to this affidavit numbered 1 through 8 constitute copies of relevant portions of the official map identified in statute as P-79-15 which enumerate the official precinct boundaries of the Springhill precinct in Richland County as maintained in our office. They show that the residence is located in the Chapin Precinct of Lexington County, that it is located in House District 85, Senate District 18, Lexington County Council District 6 and that it is located in Lexington County by the US Census maps. Richland County's own GIS precinct map shows the address at 154 Old Laurel Ln. outside of the Spring Hill precinct. It is error for the Richland County Voter Registration and Election Commission to rely upon the GIS tax maps to register voters and assign precincts. Our office provides them with the official maps established by the legislature for that purpose.

12. The residents at 154 Old Laurel Lane, Chapin, SC do not reside in the Springhill precinct and if placed in that precinct are registered and voting in a precinct in which they do not reside.

13. The South Carolina Geodetic survey has also performed research and surveys which clearly demonstrate that the residence at 154 Old Laurel Lane, Chapin SC 29036 is located wholly within Lexington County. The residence is more than .1 mile northwest of the county line in Lexington County.

14. On August 29, 2016 I was asked by the State Election Commission to run a report in accordance with budget proviso 102.2. After receiving the data I ran a report and identified over one hundred registered voters in the incorrect precincts around the county boundary according to the official precinct map on file with our office.

15. The Richland County Voter Registration and Election Commission either ignored or willfully failed to comply with state law in making a determination by allowing a resident or residents of 154 Old Laurel Lane, Chapin SC, 29036 to register in the Springhill precinct, to maintain a registration in the Springhill precinct and to file for a Richland County office as a resident of the Springhill precinct where the residence is not located in the Springhill precinct.

FURTHER AFFIANT SAYETH NOT

Signature Redacted

WILLIAM F. ROBERTS, JR.

Sworn to and subscribed before me this
6th day of September, 2016

Signature Redacted

Notary Public for South Carolina
My Commission Expires: July 6, 2020



NIKKI HALEY, CHAIRMAN
GOVERNOR

CURTIS M. LOFTIS, JR.
STATE TREASURER

RICHARD ECKSTROM, CPA
COMPTROLLER GENERAL



SC BUDGET AND CONTROL BOARD

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CHAIRMAN, SENATE FINANCE COMMITTEE

W. BRIAN WHITE
CHAIRMAN, HOUSE WAYS AND MEANS
COMMITTEE

MARCIA ADAMS
EXECUTIVE DIRECTOR

Division of Research and Statistics
Bobby M. Bowers
DIRECTOR

803-734-3793

January 11, 2013

Mr. Jasper Salmond
Interim Executive Director
Richland County Voter Registration and Elections
P.O. Box 192
Columbia, SC 29202

Dear Mr. Salmond,

In a recent request from Robert Gantt, Chairman of the Richland Lexington School District Five Board of Trustees we were reviewing a residential addresses along the Lexington and Richland County boundary. In our review, we discovered multiple addresses of voters that are currently registered to vote in Richland County that actually reside inside of Lexington County. These voters are currently voting in the incorrect precinct and election districts. The two addresses are 154 Old Laurel Ln., Chapin, SC 29036 and 195 Old Laurel Ln., Chapin, SC 29036.

We used three sources to determine the county location of these addresses: 1. the U.S. Census Bureau, 2. Precinct maps on file with this office based on codified law, and 3. Research and field work conducted by the South Carolina Geodetic Survey.

The U.S. Census Bureau PL94-171 database shows both addresses as being located in U.S. Census Block 450630212042059. This puts them in the State of South Carolina in Lexington County in Tract 021204 in Block 2059. Based on the database, the entire street of Old Laurel Ln. is located in Lexington County.

The next analysis we conducted was based on the official precinct maps on file with our office. As established in §1-11-360 our office serves as the focal point for verifying official precinct information for the counties and serves as the official repository for precinct maps. The map on file with this office (P-63-10) show these addresses as being in Lexington County and should be voting in the Lexington County Chapin precinct for House District 85, Senate District 18, and Lexington County Council District 6.

The third source is research and field work conducted by the South Carolina Geodetic Survey. Section 4-3-460 of the Code of Laws of South Carolina 1976 defining the Richland County boundary states that Rocky Ford on Wateree Creek is a point on the Richland-Lexington county boundary. GPS was used to determine the coordinates for Rocky Ford. From Rocky Ford, one boundary line segment bears northwest and another bears southwest. The northwest-trending line segment from Rocky Ford to its intersection with Risters Creek has an azimuth of 343° for a distance of 9405 feet. The southwest-trending line segment from Rocky Ford has an azimuth of 243° for a distance of 3920 feet. Plotting this information on orthophotography demonstrates that both addresses are in Lexington County.

We ask that you take appropriate action to resolve this issue by notifying the voters that they are registered to vote in the incorrect county and need to be registered to vote in Lexington County so that they may be placed in the correct precinct and election districts in which they reside. Thanks for your help in this matter.

Sincerely,

Signature Redacted

Bobby M. Bowers

BMB:wfr

CC: Dean Crepes – Lexington County Voter Registration and Elections
John Cloyd – Richland County Tax Assessor
Richard Dolan – Lexington County Tax Assessor ✓

Elections & Voter Registration

COMMISSIONERS
ALLEN DOWDY, ACTING CHAIR
ADELL T. ADAMS
ELAINE D. DUBOSE
HERBERT W. SIMS



JASPER SALMOND
ACTING EXECUTIVE DIRECTOR

Richland County, South Carolina

January 23, 2013

Bobby Bowers, Director
SC Budget & Control Board
1000 Assembly Street, Suite 425
Columbia, SC 29201

Re: B & CB Letter of January 11, 2013
Addresses: 154 Old Laurel Lane, Chapin SC 29036 and 195 Old Laurel Lane, Chapin SC 29036

Dear Mr. Bowers:

Your letter of January 11, 2013 to the Richland County Elections and Voter Registration office has been reviewed and assessed. While I appreciate your efforts and the research you provided, we are unaware of any authority this office has to unilaterally make the revision you request. Please provide any statutory authority you think may be relevant and we would be glad to revisit the issue. Until that time, however, this office will be unable to remove these persons from the list of registered voters in Richland County.

Sincerely,

Signature Redacted

Dr. Jasper Salmond, Interim Executive Director
Richland County Elections & Voter Registration

Cc: Larry Smith, Esquire
Allen Dowdy, Vice Chair