DISCLAIMER

The South Carolina Legislative Council is offering access to the unannotated South Carolina Code of Laws on the Internet as a service to the public. The unannotated South Carolina Code on the General Assembly's website is now current through the 2014 session. The unannotated South Carolina Code, consisting only of Code text, numbering, and history may be copied from this website at the reader's expense and effort without need for permission.

The Legislative Council is unable to assist users of this service with legal questions. Also, legislative staff cannot respond to requests for legal advice or the application of the law to specific facts. Therefore, to understand and protect your legal rights, you should consult your own private lawyer regarding all legal questions.

While every effort was made to ensure the accuracy and completeness of the unannotated South Carolina Code available on the South Carolina General Assembly's website, the unannotated South Carolina Code is not official, and the state agencies preparing this website and the General Assembly are not responsible for any errors or omissions which may occur in these files. Only the current published volumes of the South Carolina Code of Laws Annotated and any pertinent acts and joint resolutions contain the official version.

Please note that the Legislative Council is not able to respond to individual inquiries regarding research or the features, format, or use of this website. However, you may notify the Legislative Services Agency at LSA@scstatehouse.gov regarding any apparent errors or omissions in content of Code sections on this website, in which case LSA will relay the information to appropriate staff members of the South Carolina Legislative Council for investigation.

CHAPTER 13

Property Ownership by Aliens

**SECTION 27‑13‑10.** Aliens and foreign corporations entitled to same property as natural‑born citizens.

 Real and personal property of every description may be taken, acquired, held and disposed of by an alien, subject to the provisions of Sections 27‑13‑30 and 27‑13‑40, in the same manner in all respects as by a natural‑born citizen. And a title to real or personal property or every description may be derived through, from or in succession to an alien, in the same manner in all respects as through, from or in succession to a natural born citizen. Foreign corporations shall have and exercise all rights granted to aliens in this section.

HISTORY: 1962 Code Section 57‑101; 1952 Code Section 57‑101; 1942 Code Sections 8687, 8907; 1932 Code Sections 8687, 8907; Civ. C. ‘22 Sections 5209, 5328; Civ. C. ‘12 Sections 3446, 3556; Civ. C. ‘02 Sections 2360, 2469; G. S. 1768, 1847; R. S. 1880, 1981; 1872 (15) 72, 73; 1873 (15) 488.

**SECTION 27‑13‑20.** Titles derived through aliens legalized.

 Any citizen or alien who, prior to December 19, 1807, entered into any bona fide contract or received any grant or other deed of conveyance for or relating to any real property in this State or who derived their titles from or through aliens, either mediately or immediately, shall hold and enjoy it in fee simple or for any less estate, according to the nature of his contract, grant or other deed of conveyance, any law, usage or custom to the contrary thereof in any wise notwithstanding; provided, that nothing contained herein shall be so construed as to interfere with or at all invalidate any grant of real property which may, before December 19, 1807, have been made by the General Assembly unto any person or any body corporate or to affect in any measure descents cast before the date aforesaid.

HISTORY: 1962 Code Section 57‑102; 1952 Code Section 57‑102; 1942 Code Section 8686; 1932 Code Section 8686; Civ. C. ‘22 Section 5208; Civ. C. ‘12 Section 3445; Civ. C. ‘02 Section 2359; G. S. 1767; R. S. 1879; 1807 (5) 547.

**SECTION 27‑13‑30.** Limitation on alien land ownership.

 No alien or corporation controlled by aliens, either in his or its own right or as trustee, cestui que trust or agent, shall own or control within the limits of this State more than five hundred thousand acres of land. Nothing in this section shall apply to lands owned or controlled by any such person or corporation nor to lands mortgaged to such a person or corporation on March 9, 1896, nor shall this section apply to lands conveyed by an alien to a corporation controlled by such alien.

HISTORY: 1962 Code Section 57‑103; 1952 Code Section 57‑103; 1942 Code Section 7790; 1932 Code Section 7790; Civ. C. ‘22 Section 4053; Civ. C. ‘12 Section 2689; Civ. C. ‘02 Section 1795; 1896 (22) 211; 1945 (44) 51; 1955 (49) 98; 1956 (49) 2971.

**SECTION 27‑13‑40.** Limitation on alien land ownership; lands acquired on foreclosure of mortgage.

 But Section 27‑13‑30 shall not apply to land purchased under proceedings, either by action or power of sale, to foreclose any mortgage acquired after March 9, 1896 by any alien or corporation controlled by aliens, but in such case such alien or corporation controlled by aliens shall not be entitled to hold such excess of land more than five years, unless the Comptroller General shall certify that a sale during that time would be materially detrimental to the interest of such alien or corporation controlled by aliens, in which case such alien or corporation controlled by aliens may hold such land for five years longer upon the same conditions.

HISTORY: 1962 Code Section 57‑104; 1952 Code Section 57‑104; 1942 Code Section 7790; 1932 Code Section 7790; Civ. C. ‘22 Section 4053; Civ. C. ‘12 Section 2689; Civ. C. ‘02 Section 1795; 1896 (22) 211.