

The SC Humanities Council Mini Grant

Part 1. Grant Application Cover Sheet

Project Title: Joseph Kerr Monument Restoration and Dedication, Newberry Village Cemetery

Has THC funded this project previously? No

Grant Type: Mini

Grant Period: 04/01/2014 to 11/30/2014

Sponsoring Organization

Name: Newberry County Historical and Museum Society
(Pres. Bob Montgomery)

Address: P.O. Box 186, 1503 Nance St., Newberry, SC 29108-0186

Phone 803 321-6688

Website: Newberry County Historical and Museum Society

US Congressional District 5; State Senatorial District 18; State Representative District 40

Does your organization receive \$300,000 or more in US federal dollars a year? No

Federal Tax ID Number (REQUIRED) 203667990

DUNS Number (REQUIRED)

Project Directors

Name: Thomas R. Gottshall

Address: 1201 Main St., Suite 2200, Columbia, SC 29201

Phone: 803 540-7856; Fax: 803 765-1243

Email address: tgottshall@hsblawfirm.com

Name: Walton J. McLeod

Address 308 Pomaria St., Little Mountain, SC 29075

Phone: 803 463-1757; Fax: 803-345-0770

Email address: waltmcleod@aol.com

Fiscal Agent

Name Dr. Victor Terrana (Treasurer; Newberry H and M Society)

1908 Main Street

Newberry, SC 29108

Phone: 803-405-1713

victorterrana@bellsouth.net

Authorizing Agent

Mr. Robert Montgomery (President, Newberry H and M Society)

Address: 1802 Harrington St., Newberry SC 29108

Phone: 803 351-8114

Email address: rodomo@bellsouth.net

Outright Grant Request - \$1000
Cash Cost-Share \$3500
In-Kind Cost Share not valued but includes publicity and dedication program
Total: \$4500

Location/s and Date/s of the project

Newberry Village Cemetery, Newberry, South Carolina restoration to be completed by June 30, 2014, with dedication program by Nov. 30, 2014

Signatures

(By signing and submitting this application, the authorizing official is providing the applicable certifications regarding debarment, suspension and compliance with nondiscrimination statutes listed with the THC SC grant applications. No "per" signatures are accepted.)

Authorizing Official/Bob Montgomery _____

Fiscal Agent/Dr. Victor Terrana _____

**Project Directors/
Thomas R. Gottshall** _____

**and
Walton J. McLeod** _____

Part II - Grant Narrative

1) Project Abstract

The goal is to restore the collapsed/damaged four-sided obelisk-like grave monument to Joseph Kerr in the Newberry Village Cemetery. The cemetery was vandalized and neglected but is being revived. A new fence has been erected. New markers have been erected for 11 Confederate, 9 Union soldiers and one Mexican War veteran. A S.C. State Historical Marker (2013) is now present. This planned monument restoration and re-erection would make it the most prominent monument to have been restored, and this hopefully will encourage other marker restorations. A public dedication ceremony would accompany completion, for Society members and the public. The monument records that Joseph Kerr was born in 1797, died in 1823, practiced law in Augusta, was educated at Yale College and the law school in Litchfield (Connecticut), both institutions having educated notable South Carolinians in that time period, demonstrating communication between the North and South in the days of the early republic.

2) Project Personnel (List the major project participants by the following categories: humanities scholars; resource persons; and additional project staff. Please see the attached guidelines for additional instructions.

Humanities Scholars

Prof. Hyman Rubin, Department of History, Columbia College, Columbia, SC - Will speak briefly on Joseph Kerr

Additional Speakers

Thomas R. Gottshall, Esq. – Will speak on relevant Yale College and Litchfield Law School history and its relationship to South Carolina during our country's early history

Walton J. McLeod, Esq. Rep. McLeod will speak on the Newberry Village Cemetery at Newberry, regarding its present status and future hopes

Resource Persons

Restorer Matthew Fletcher, Fletcher Monuments, LLC, West Columbia, SC

Jim Clamp, Society Board Member, Newberry County Historical and Museum Society, Newberry, SC

Robert (Bob) Montgomery, Pres., Newberry County Historical and Museum Society, Newberry, SC

Dr. Victor Terrana, Treas., Newberry County Historical and Museum Society, Newberry, SC

3) Project Description (Describe the proposed project concisely, incorporating: overall goal or purpose; objectives & activities; and planning and timetable.)

Restorer Matthew Fletcher has met with Gottshall, McLeod, and Clamp to assess the Joseph Kerr memorial: see attachments. One of the four tablets below the obelisk has the following inscription:

After receiving a regular
Education at Yale College
And the public honors of that
Institution
He was trained at the school
At Litchfield
To the profession of Law
In the practice of which he was
Afterwards established
At Augusta, in Georgia.

The monument is marble, expensive, and likely imported from Italy. Joseph Kerr, Yale Class of 1816 and the Litchfield Law Scholl Class of 1817, a native of Rowan County North Carolina and a young practicing lawyer in Augusta, illustrates the national impact of early non-South Carolina colleges/schools here and the communication between the North and South in the early days of our republic. 40 Litchfield Law School (Connecticut) graduates during the school's existence between 1774 and 1833 were South Carolinians. Among them is John C. Calhoun in 1805. 1/5 of the nearly 1000 graduates were from the South. The Litchfield Law School educated 97 members of the US House of Representatives, 28 US Senators, 2 vice-presidents, Supreme Court justices and governors. It was really the first full-fledged, but proprietary, law school in America. Calhoun, by the way, graduated from Yale in 1804, and ¼ of the Litchfield students were Yale graduates. The tablet, mentioning both Litchfield Law School and Yale, is important in providing local documentation of this national connection. For example, John M. Clayton (Secretary of State under Zachary Taylor) and the artist George Catlin (who painted Native Americans) were students with Kerr in the law school class of 1817, as was Benjamin Huger Rutledge (1798 – 1850).

The immediate goal is to complete restoration by the end of June 2014 and have the public event to dedicate the monument and explain Kerr's significance by the end of November. The eventual goal is that this will be a seed project which will lead to the more complete restoration of the Community

Cemetery. The restoration of the monument itself in a professional way will cost \$4500 as is disclosed on the proposal from Matthew Fletcher which is attached.

4) Conclusion and Evaluation (Summarize the outcome anticipated from the collaboration of humanities scholars and audiences. Describe the methods to be used to evaluate the effectiveness of the project in relation to its stated goals and objections.)

The result will be an established awareness of the Newberry Village Cemetery in Newberry as an historical asset to be preserved. Three organizations would be recognized at the dedication and presentation: Newberry County Historical and Museum Society, the Yale Association of Central South Carolina, and the SC Humanities Council. The historical data collected will be housed with the Society. The desired response of further restoration may take years. The attendance at the dedication/presentation and response of the media will help gauge its immediate impact.

5) Promotion and/or Distribution (Offer detailed plans for promotion/publicity and estimate the size of the direct audience expected to be touched by your project. Address how you will promote the role of THC SC as a funding source for the project.)

The Newberry County Historical and Museum Society will advertise the dedication and accompanying historical talks. The Society membership is approximately 80. The Society will advertise through existing publications/email. A pamphlet will be prepared with brief historical information to be distributed to attendees and retained by the Society.

6) Product (Indicate what tangible final product, if any, will result from your project for The Humanities Council SC's Resource Center (DVDs, website address, cassettes, exhibition catalogs, etc.) Include in your budget the cost of providing two copies of each item to THC SC.

The tangible product is the restored monument itself, with the hope of further restoration from this seed project. Informational pamphlets will also be part of the product.

Part III: Budget Overview

1) The Budget Summary

A. Anticipated Sources of Income

1. Will an admission or registration fee be charged? No
2. Other cash from applicant's own funds \$3500 (the amount being given to the Society by other sources, namely \$2000 from Newberry County, \$500 from a private source and \$1000 from the Yale Assn. of Central SC.)

Totals (income without mini-grant): \$3500

B. Anticipated Expenses

Expenditures THC SC Grant Cash(from donations to Society)

A. Personal

\$1000 \$3500 (all speakers are without cost)

- B. N/A
- C. Program Materials to be donated
- D. Promotion to be donated by Society

TOTAL EXPENDITURES: \$4500 (equals the cost of restoration; the remainder being done by volunteer work)

2) Budget Breakdown (Briefly describe how you arrived at the figures in the budget summary.)

Funding from the Society, as mentioned, is through contributions as described in para 1(A)(2), with \$3500 in committed funds, leaving a balance needed of \$1000.

Expenses

PART IV: Appendices/Support Material

CV of Prof. Hyman Rubin

Resume of Thomas R. Gottshall

Proposal of Matthew Fletcher of Fletcher Monuments, LLC

Pictures

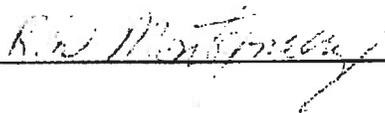
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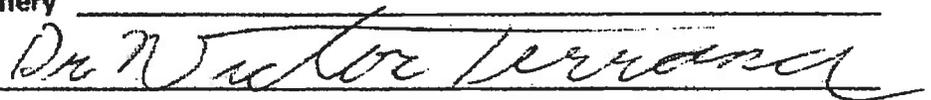
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Humanities Scholars

Prof. Hyman Rubin, Department of History, Columbia College, Columbia, SC - Will speak briefly on Joseph Kerr

Dr. Hyman Rubin, III

Associate Professor of History
Columbia College
1301 Columbia College Dr.
Columbia, SC 29203
(803) 786-3626
hrubin@columbiasc.edu

EDUCATION

Emory University
Ph.D. received August, 2001.

Yale University
B.A. received May, 1993, with Distinction in History.

TEACHING

Courses Taught

World Civilizations II
U.S. History, colonial-1865
U.S. History, 1865-present
African-American History
Civil War/Reconstruction

History of the South
History of South Carolina
East Asian History
History of Japan
American Legal History

History of China
The Historian's Craft
1989: A World History
Current Events
Senior Seminar in History

Honors/Awards

SCICU Excellence in Teaching Award, 2008-09 (presented annually by South Carolina Independent Colleges & Universities to the outstanding faculty member at Columbia College, focusing especially on collaborative research with students)
Exemplary Teaching Award, 2004-05 (presented by the General Board of Higher Education and Ministry of the United Methodist Church)
Undergraduate Students' Choice Award for Teaching Excellence, 2003-04 (presented annually to the outstanding faculty member at Columbia College, as nominated and elected by students)
Savory Scholars PURL Award, Faculty Mentor, 2004 (award of \$1,000 for research expenses for the best proposal for a collaborative project by a student and a faculty mentor)
Outstanding Honors Faculty Award, 2003 (presented annually by the Honors Students Association to the outstanding faculty member in the Honors program)

SCHOLARSHIP

Books

South Carolina Scalawags (Columbia, S.C.: University of South Carolina Press, 2006).
Political, Financial, and Social Networks in Reconstruction South Carolina (estimated completion date 2017).

Research Grants

National Endowment for the Humanities Summer Stipend, 2004.

Book Reviews and Manuscript Appraisals

I have written book reviews for the *Journal of Southern History*, *South Carolina Historical Magazine*, and H-Net, and I have written manuscript evaluations for the *Journal of Southern History*, *American Nineteenth Century History*, and the University of South Carolina Press.

Encyclopedia Entries

Ten entries in the *South Carolina Encyclopedia* (University of South Carolina Press, 2006).
Three entries in the *Encyclopedia of the Reconstruction Era* (Greenwood Press, 2006).

Conference Presentations

- Chair/Commentator, "19th Century U.S. History," panel presented at biennial meeting of Phi Alpha Theta, Albuquerque, January 4, 2014.
- Chair/Commentator, "U.S. History," panel presented at biennial meeting of Phi Alpha Theta, Orlando, January 6, 2012.
- Chair/Commentator, " 'This Cruel War': Rutherford County, Tennessee, Experiences the Civil War," panel presented at biennial meeting of Phi Alpha Theta, Orlando, January 4, 2012.
- "South Carolina's Jewish Republicans during Radical Reconstruction," at 36th Annual Conference of the Southern Jewish Historical Society, Columbia, October 29, 2011.
- Chair/Commentator, "Reconstruction," panel presented at College of Charleston conference "Jews, Slavery, and the Civil War," Charleston, May 26, 2011.
- Chair/Commentator, "Issues in Post-World War II America," panel presented at biennial meeting of Phi Alpha Theta, San Diego, January 7, 2010.
- Chair/Commentator, "Southern History," panel presented at biennial meeting of Phi Alpha Theta, San Diego, January 7, 2010.
- "Inquiry-Based Learning in the World History Survey: Students Take on World History Controversies," at Eighteenth Conference of the World History Association, Salem State College, Massachusetts, June 27, 2009.
- "Deserving of Credit: South Carolina Merchants and Reconstruction Politics," at Columbia College Faculty Scholars Convivium, April 7, 2008.
- Chair/Commentator, "Nineteenth-Century South Carolina Political Biography," panel presented at annual meeting of the South Carolina Historical Association, Columbia, March 1, 2008.
- "Targets of Political Violence in Upcountry South Carolina during Reconstruction," at 32nd Annual Meeting of the Social Science History Association, Chicago, November 17, 2007.
- "Who Were the South Carolina Scalawags?" Poster presented at 121st Annual Meeting of the American Historical Association, Atlanta, January 6, 2007.
- "Guns, Germs, and Steel in the Undergraduate World Civilizations Survey," at Fifteenth Conference of the World History Association, California State University at Long Beach, June 23, 2006.
- "Writing-In-the-Disciplines at Columbia College," at Eighth International Writing Across the Curriculum Conference, Clemson University, May 20, 2006.
- Chair/Commentator, Jewish Heritage Days, Sumter, S.C., March 2006.
- "Symbols of American Nationalism in Post-Reconstruction South Carolina," at British Association for American Studies conference, Aberystwyth, Wales, April 2003.
- "Information Literacy Skills Across the Curriculum," at Lowcountry Conference on Teaching and Learning in Higher Education, Charleston, S.C., May 2003.
- "Developing Student Research Skills through Partnerships between Librarians and Classroom Faculty," at Southeastern Library Association Conference in Charleston, S.C., October 2002.
- "Race, Reconstruction Politics, and the South Carolina Scalawags," at South Carolina Historical Association conference in Charleston, S.C., March 2002.

Professional Development

- "Social Network Analysis: An Introduction," University of North Carolina, Chapel Hill, July 2010. Summer training program offered by the Inter-university Consortium for Political and Social Research (ICPSR).
- "Interpreting the History of Recent and Controversial Events," Harvard University, July 2005. Seminar sponsored by Council of Independent Colleges and Gilder-Lehrman Institute.

SERVICE

- Volunteer interviewer for Yale University Alumni Schools Committee, 2001-present.
- Faculty Advisor, Historical Society of Columbia College (2003-present)
- Faculty Advisor, Phi Alpha Theta (2001-present)
- Pre-Law Advisor, Columbia College (2010-present)
- Advisory Board member, H-SC (2006-present)
- Feature contributor, *South Carolina: The Beautiful Palmetto State* (Robert J. Moore, 2012)
- District Coordinator, National History Day (2003-2011)

THOMAS R. GOTTSHALL
HAYNSWORTH SINKLER BOYD, P.A.
1201 MAIN STREET, SUITE 2200
COLUMBIA, SC 29201-3226

PRACTICE AREAS: Environmental and Products Liability (pharmaceuticals, toxic torts, automotive) Litigation

EDUCATION: Yale University, B.A., 1967 cum laude with high honors in history

University of Pennsylvania Law School, J.D., 1970

PRACTICE: 1970-71 - Pepper, Hamilton & Scheetz, Philadelphia, PA
1971-74 - Captain, Judge Advocate General's Corp, U.S. Army
1974-87 - Boyd, Knowlton, Tate & Finlay, Columbia, SC
1987-2000 Sinkler & Boyd, P.A., Columbia, SC (successor firm to previous firm by merger with Sinkler, Gibbes & Simons, Charleston, SC)
2001-Present Haynsworth Sinkler Boyd, P.A., Columbia, SC (successor firm to previous firm by merger with Haynsworth, Marion, McKay & Guerard, LLP, Greenville, SC)

ADMITTED: South Carolina, Pennsylvania; Federal Courts: District of South Carolina; Eastern District of Pa; Eastern District of Wisconsin; U.S. Fourth Circuit Court of Appeals, U.S. Seventh Circuit Court of Appeals, U.S. Supreme Court

PROFESSIONAL POSITIONS AND LEGAL SPEAKING/WRITING ACTIVITIES:

PROFESSIONAL: 1994-95: President, John Belton O'Neill Inn of Court, Columbia, SC

1995-96: Chair, Products, General Liability and Consumer Law Committee, Torts & Insurance Practice Section, ABA

Listed in *The Best Lawyers in America*® - Product Liability Litigation

Listed in *South Carolina Super Lawyers*® - Environmental Litigation

2012's *Best Lawyer's* – Columbia, SC – Product Liability Litigation Lawyer of the Year

ARTICLES: *Protecting the Corporate Executive from Deposition* published in *The Brief*, Winter 1998 Vol. 27, No. 2, pp. 54-58 (Torts & Insurance Practice Section, ABA)

Article also published in: West Legal News (1998), Trial Advocate Quarterly, a Publication of the Florida Defense Lawyers, Fall, 1998, Vol. 15, No. 4; and Newsletter of TIPS Products Committee, Spring/Summer 1998

SPEAKER: 1992 Legal Moderator & Speaker: The Admissibility of a Novel Scientific Theory; (ABA Annual Meeting, San Francisco: video taped and sold by TIPS)

1994 Moderator: The Negotiation Process and Technique (ABA Annual Meeting, NY, NY)

1995 Speaker: Products Liability Mega Conference, TIPS Products Committee, Boston; Topic: Protecting the Corporate Executive from Deposition

THOMAS R. GOTTSHALL

1996 Speaker: Before Judge and Jury: Limiting Expert Witnesses (ABA Annual Meeting, Orlando, FL: video taped and sold by TIPS)

2000 Speaker: Medical Device Seminar, Jackson, Wyoming; *Protecting the Corporate Executive from Deposition*

2001 Speaker: Federal Civil Litigation in South Carolina (New Federal and Local Rules of Civil Procedure), Columbia, SC

2005 Speaker: ABA/TIPS Telephonic seminar on Federal Removal

2006 Speaker: Federation of Defense and Corporate Counsel – Successor Liability under CERCLA

2013 Speaker: Trumbull College at Yale – *The Yucca Mountain Nuclear Repository and the Litigation to Restart its Licensing*

CIVIC INVOLVEMENT

CIVIC POSITIONS AND ACTIVITIES:

1974-Present: Board Member, AllSouth Federal Credit Union

1985-Present: Chair, Yale Schools Committee for Central South Carolina

1988-Alternate Delegate, Republican National Convention, New Orleans, LA

1999-Present: Zoning Chair, University Hill Neighborhood Association

2003-Present: Board Member, S.C. Philharmonic (Secretary/Parliamentarian 2005-2008); (President elect, 2008-2009) (President 2009-2011) (Currently Past President)

2005-Present: Advisory Board, Atlantic Legal Foundation, New York

HISTORICAL TALKS: 2005-2013 Speaker: *Immigrants and a National Connection – Early Columbia and The First Presbyterian Church Yard*, Columbia, SC

2005 Speaker: John Belton O'Neill Inn of Court: *South Carolina Legal History – Henry William deSaussure and James Louis Petigru*

2006-2013 Speaker: *Yale at Rest: Presidents, Faculty and Graduates – A Tour of The Grove Street Cemetery*, New Haven, CT

2010-2012 Speaker: *Ann Pamela Cunningham: The Veneration of George Washington and the Preservation of Mt. Vernon*

2013 Speaker: *The Wilsons and Columbia*

THOMAS R. GOTTSHALL

ILLUSTRATIVE CASES

***Representative
Environmental Cases:***

In Re: Aiken County v. US Dept. of Energy, et al. – Yucca Mountain, Nevada – (Petition for Writ of Mandamus in US Circuit Court of Appeals for the District of Columbia Circuit to require NRC to resume consideration of Yucca Mountain license application.) (Writ of Mandamus issued 2013)

Appleton Papers, Inc., et al. v. George A. Whiting Paper Company, et al. (ED. Wisc.) - Fox River, Wisconsin – (contribution action relating to PCB river sediment contamination and plant sites along the river)

USA, et al. v. NCR Corporation, et al (ED. Wisc.). – Fox River, Wisconsin – (EPA Enforcement Action)

Dixie-Narco, Inc. and Maytag Corporation v. Rheem Manufacturing, et al. (D.S.C., Aiken Div.) (CERCLA contribution action)(administrative matter with EPA Region 4)

Sonoco Products Company v. Crown Beverage Packaging, Inc. I, (D.S.C., Columbia Div.) (environmental litigation) (cost recovery action)

Sonoco Products Company v. Crown Beverage Packaging, Inc. II, (D.S.C., Columbia Div.) (environmental litigation) (CERCLA contribution action relating to four plant sites)

Barron Realty v. Sonoco Products Company (E.D.Mo.)(CERCLA Cost Recovery and Contribution Action)

Fletcher Monuments, LLC
 1059 Meeting Street
 West Columbia, SC 29169

Estimate

Date	Estimate #
3/20/2014	233

Name / Address
Thomas R. Gottshall P.O.Box 11889 Columbia, SC 29211

			Project
Description	Qty	Rate	Total
<p>Cemetery Work:</p> <p>For reconstructing, and repairing the monument to:</p> <p>Joseph Kerr</p> <p>in the Newberry Village Cemetery</p> <p>We propose to remove the pieces of the monument from their current location and transport them back to the cemetery where all cleaning and reconstruction will take place. Manufacturing of "new" pieces may take place off site, however, as needed. Cleaning methods will comply with National Center for Preservation Technology and Training (NCPTT).</p> <p>Those pieces of the foundation that remain in the cemetery will also be removed so that a new foundation can be poured and capped by a granite foundation or sub-base. Reconstruction will begin from that level using both Thixotropic Epoxy and Jahn mortars as required for both stability and longevity. Ballast will be added to the interior for structural stability.</p> <p>All work will be completed by the first week of June. TERMS: Please send \$1,250 with acknowledgement of order; \$1,250 more by May 1; and the balance when work is completed in June.</p>	1	4,500.00	4,500.00
<p>X</p> <p>Please Look Over Carefully. Sign and Return with Payment</p>		Subtotal	\$4,500.00
		Sales Tax (8.0%)	\$0.00
		Total	\$4,500.00



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