



December 30, 2024

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# Incorporation

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We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other CTAS website material.

Sincerely,

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# Incorporation

## Private Acts of 1868-69 Chapter 4

**SECTION 1.** That the Boards of Trustees of Greeneville and Tusculum Colleges, situated in the county of Green [sic], be and they are hereby consolidated under the name of Tusculum College, with all the rights privileges, powers and immunities of a University, which Board shall be composed of the following-named citizens, and not to exceed thirty in number: Andrew Johnson, Wm. B. Robinson, Francis A. McCorkle, Thomas L. Robinson, Isaac C. Datson, Anthony Moore, James C. Wilson, G. H. Evans, David T. Patterson, R. A. Crawford, Robert B. Moser, James A. Galbraith, S. P. Crawford, Joseph R. Brown, Wm. R. Brown, James Britton, Sr., Samuel McGaughey, H. R. Baker, M. S. Doak, Wm. M. Crawford, Samuel Milligan, E. Fink, S. S. M. Doak, Samuel S. Doak, David Sevier, Wm. B. Rankin, S. E. Knapp, and Robert M. McKee, who, with their successors in office, to be chosen as hereinafter provided, shall have perpetual succession, and shall constitute a body politic and corporate, and have a common seal; and the said Trustees and their successors, or a majority of them, together with the President of said College shall have, and they are hereby vested with the legal power and capacity to buy, receive, possess a lien and dispose of any land property or money for the use and benefit of said institution, and may sue and be sued, commence and practice any legal process, and have the like instituted against them in any Court of Record in the most ample manner.

As amended by:

Private Acts of 1913, Chapter 196

**SECTION 2.** That the President of said College, with any six of the Trustees who may be present, shall be a board adequate for the transaction of business. In the absence of the President, any seven of the Trustees, being convened on their own adjournment, may choose a President pro tem. to act during such absence and that the President and each Trustee, before entering upon the duties of his office, shall take an oath of office before any officer authorized by law to administer oaths, such oath to be signed and filed with the Secretary of the Board to faithfully execute his respective office; and a majority of the maximum members of the board shall have power to remove from office the President or any Trustee when they think proper, and to fill all vacancies which may occur in the Board.

As amended by:

Private Acts of 1913, Chapter 196

**SECTION 3.** That the Board shall have power to elect a President and Vice President; the latter shall be a member of the faculty, to fill all vacancies which may occur in the Board; and also from their own body to elect a Secretary and Treasurer, which election shall be by a majority of the members of the whole Board, and all other officers necessary for conducting the concerns of the College, to be elected in such manner as may be prescribed by the by-laws of the Board, and the Board shall have full power to displace and suspend, or supersede, such officers at pleasure, and shall meet on their own adjournment, or at the call of the President or any two members of the Board of Trustees, and they shall have power to examine the students, to confer the usual literary honors, to alter or change the site of the College to such place within the limits of the county as they may think best; and when, for the interest of the institution, to erect all necessary buildings, to adopt any measures they may think proper, to advance the cause of literature at said College, and to make any by-laws, rules and regulations relating to the same and the government thereof, and their own proceedings, as a majority of the Board may deem right and proper. Said College, for the present, may be located at the present site of Tusculum College, but which location may be changed by a vote of two-thirds of the maximum number of the Board, Provided, That none of the by-laws or action of the Board is inconsistent with the Constitution and laws of the United States and of the State of Tennessee; and they further take effectual care that the advantage of a liberal education and the honor of the institution shall be accessible to students of all denominations.

Passed: November 27, 1868.

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