



November 23, 2024

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# Probate Jurisdiction

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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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# Probate Jurisdiction

## Private Acts of 2004 Chapter 79

**SECTION 1.** Chapter 234 of the Private Acts of 1982, and any other acts amendatory thereto, is hereby repealed.

**SECTION 2.** In accordance with Tennessee Code Annotated, Sections 16-16-201 and 18-6-106, the chancery court of Macon County is vested with jurisdiction over the probate of wills and the administration of estates of decedents, minors, infants, and incompetents. The clerk and master shall function as the clerk of such court and shall retain all records and other documents relating to probate matters and the administration of estates of decedents, minors, infants, and incompetents.

**SECTION 3.** All probate matters and the administration of any estate pending in any other court in Macon County on the effective date of this act shall be transferred to the chancery court of Macon County and such court may hear and make final disposition in such matters as if it had originated in such court. On such effective date, all records and other documents pertaining to a probate matter or the administration of an estate that are currently being maintained by the court clerk shall be transferred to the clerk and master.

**SECTION 4.** This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Macon County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body of Macon County and certified to the secretary of state.

**SECTION 5.** For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.

Passed: February 18, 2004.

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