



County Technical Assistance Service  
INSTITUTE for PUBLIC SERVICE

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# Probate

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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

## Private Acts of 1981 Chapter 86

**COMPILER'S NOTE:** This act must be read in conjunction with Private Acts of 1959, Chapter 57.

**SECTION 1.** The Judge of the General Sessions Court of Loudon County is hereby vested with jurisdiction over the probate of wills and the administration of estates, and all matters relating thereto, previously vested in the County Court, the County Judge or County Chairman, or the Chancery Court.

**SECTION 2.** The County Clerk shall continue to be the clerk for all probate matters and such clerk shall retain all powers, duties and jurisdiction in probate matters as he exercised prior to this Act.

**SECTION 3.** The procedure, rules of practice and laws governing the administration of the estates in probate shall be the same as are now in effect, except where expressly changed by this Act.

**SECTION 4.**

(a) All probate matters and the administration of any estate pending in any other court in Loudon final disposition in such matter as if it had originated in such court.

(b) Upon approval of this Act by the county legislative body, all records and other documents relating to a probate matter or the administration of an estate in Loudon County, except those records and documents that relate to a pending case, shall be transferred to the General Sessions Court of Loudon County.

**SECTION 5.** Chapter 57 of the Private Acts of 1959, and all Acts amendatory thereto, is further amended by deleting from the second sentence of the second paragraph of Section 3 the words "probate and".

**SECTION 6.** This Act shall have no effect unless it is approved by a two-thirds ( $\frac{2}{3}$ ) vote of the county legislative body of Loudon County before January 1, 1982. Its approval or nonapproval shall be proclaimed by the presiding officer of the Loudon County legislative body and certified by him to the Secretary of State.

**SECTION 7.** 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 thirty (30) days after being approved as provided in Section 6.

PASSED: April 9, 1981.

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