



County Technical Assistance Service
INSTITUTE *for* PUBLIC SERVICE

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Change of Boundary Lines

Dear Reader:

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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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Change of Boundary Lines

Acts of 1806 Chapter 21

WHEREAS the large extent of the counties of Anderson and Claiborne, renders it grievous and burthensome to many of the inhabitants thereof to attend courts, general musters, elections, and other public meetings therein. For remedy whereof:

SECTION 1. That the following described bounds be, and the same are hereby erected into a new and distinct county by the name of Campbell, to wit: Beginning at a point to be ascertained by running a direct line from the town of Burrville, in Anderson county, north forty-five degrees east eleven miles, and running from thence north forty-five degrees, west to the Kentucky state line, or the northern boundary line of the state of Tennessee, from thence east, with the said boundary line, to a point on the same, from whence a line to be run at the angle of forty-five degrees, south east, shall cross Powell's Valley, at or near the house where James Davis formerly lived in said Valley, leaving said house in Campbell county not more than fifty poles, thence the same course continued, to the line of Grainger county, on the right bank of Clinch, thence down the said river of Clinch, agreeably to its various meanders, to a certain point that shall intersect the lines of Anderson and Claiborne counties, immediately on the said right bank of Clinch river, thence crossing said river, and running southwardly with the line that divides the counties of Anderson and Grainger, to the Chestnut Ridge, thence along the extreme height thereof, to a point from whence a line shall be run at the angle of north forty-five degrees, west to the point the place of beginning.

SECTION 2. That James Grant, William Hancock, Jacent Cloud, Robert Glen, Richard Linville, Sampson David, and John English, or a majority of them, be, and they are hereby appointed commissioners, and authorized to fix on and lay out a place the most suitable and convenient in said county, for the purposes of erecting a court house, prison and stocks.

SECTION 3. That the aforesaid commissioners are hereby authorized and required, as soon as may be, after agreeing on the place whereon the said court house, prison and stocks are to be erected in said county, they shall proceed to purchase any quantity of land, not exceeding forty acres, for which they shall cause a deed or deeds to be made to themselves, or successors in office, on which they shall cause a town to be laid off, with necessary streets and alleys, reserving one acre as near the center as may be, on which the court house, prison and stocks shall be erected, which shall be known by the name of Jacksborough; and when the town shall be thus laid off, the aforesaid commissioners are further requested to advertise for sale to the highest bidder, at a credit not exceeding twelve months, the lots of said town giving sixty days previous notice thereof in the public papers printed at Knoxville, and shall take bonds with sufficient securities, to themselves or successor in office, and shall make titles to the purchasers, and the proceeds (sic) of the sales of said lots, shall go towards defraying the expence [sic] of the public buildings in the same, and contract and agree with suitable workmen for erecting and building at the place aforesaid, a court house, prison and stocks, for the use and benefit of said county, and shall, after advertising the same at least sixty days in the public papers, and at six of the most public places in the county, proceed to let the building of the same to the lowest bidder, and take bond and security from such undertaker, in the sum of five thousand dollars, for the fulfillment of his or their contract.

SECTION 4. And the better to enable the commissioners aforesaid to carry this act into effect, that a tax of twelve and a half cents on each hundred acres of land; a tax of twenty-five cents on each town lot; a tax of twenty-five cents on each slave between the age of twelve and fifty years; and a tax of twenty-five cents on each white male, between the age of twenty-one and fifty years, shall be collected in the said county for two years, by the sheriff or collector of the same, and accounted for and paid to the said commissioners, at the same time, and in the same manner, and under like penalties and restrictions, as is or may be directed for collecting, accounting for, and paying public taxes.

SECTION 5. That before the said commissioners shall take into their hands any of the monies directed to be collected by this act, they shall enter into bond in the sum of five thousand dollars, payable to the governor and commander in chief, for the time being, conditioned for the faithful discharge of the trust reposed in them.

SECTION 6. And for the due administration of justice in said county, that the court of the said county of Campbell shall be held regularly by the justices of said county, on the first Mondays in December, March, June, and September, in every year; and the justices for said county of Campbell, are hereby authorized and empowered to hold the first court for the same, at the house of Richard Linville, and all subsequent courts for said county, on the days above mentioned for holding courts therein, at any place to which the said justices shall from court to court adjourn themselves, until a court house shall be built for said county

of Campbell; and then all causes, matters and things, depending in said court, and all process returnable to the same, shall be adjourned to such court house, and all courts held in and for said county of Campbell, shall be held by commission to the said justices, in the same manner, and under the same rules and restrictions, and shall have and exercise the same power and jurisdiction, as are or shall be prescribed for the courts for the several counties in this state.

SECTION 7. That the aforesaid county of Campbell, shall be, and is hereby declared to compose a part of the district of Hamilton, in the same manner, and for all purposes civil and military, as the said counties of Anderson and Claiborne did previously to this county be taken off of them; and the said county of Campbell shall furnish two jurors to the superior courts of law and equity, for the district of Hamilton aforesaid.

SECTION 8. That Jeffe Roysden, and Walter Evans, be appointed commissioners, who are authorized to run the dividing lines, and boundary lines, of and between the said counties of Campbell, Anderson and Claiborne, and designate the boundaries of said Campbell county, as herein before directed and described; that is, where the said line or lines are not already run or particularly pointed out by natural boundaries; for which services the said commissioners shall be allowed the sum of two dollars each per day, and the marker one dollar per day, the expense to be paid by the said county of Campbell.

SECTION 9. That the present sheriffs and collectors of the counties of Anderson and Claiborne, be authorized to collect all arrearages of public taxes, which by law they were authorized to collect, in the same manner that he might or could do, before the said sectional parts, that now compose the county of Campbell, were taken off of said counties of Anderson and Claiborne.

SECTION 10. That in future the courts of Claiborne county shall be held on the fourth Mondays of November, February, May and August, in each and every year, and all suits, causes, indictments, matters, and things, of what nature and kind soever, now pending in said court, shall, after the rise of the present term, of said court, be adjourned over, and continued till the fourth Monday of November next, to all intents, constructions, and purposes; and in case the clerk of said court shall issue any writ or writs of *capias ad respondendum*, writs of *capias ad satisfaciendum*, writs of *fieri facias*, or any other writ or process whatsoever, returnable to any other day than the fourth Monday of November next, the same shall be returned on the said fourth Monday of November, and shall be as good and as valid in law, as if the same had been made returnable on the said fourth Monday of November; any law, usage or custom to the contrary notwithstanding.

Passed: September 11, 1806.

Acts of 1809 Chapter 20

Sec. 1st. That the middle of Clinch river shall hereafter be the dividing line between the counties of Grainger and Claiborne, so far as the north bank of said river is at present the line between said counties, any law, custom or usage, to the contrary notwithstanding.

Sec 2d. That this act shall be in force, from and after the passing thereof.

19th October, 1809.

Acts of 1817 Chapter 159

Sec. 1. That Thomas R. M'Clary is hereby appointed surveyor, to survey, and cause to be plainly marked, the line hereafter mentioned, to wit: Beginning on Clinch river, at the lower end of Graves' bent, then to Powell's river, to the place where the present dividing line between Claiborne and Campbell crosses the same, so as to leave the house of Conrad Sharp one hundred poles in Campbell county, and the house of David Smith one hundred poles in Claiborne county; then to Powell's valley, so as to strike the creek on which James Walkers iron works stands, one hundred poles above said iron works; then a direct course to Cumberland mountain, so as to leave the house of Thomas M'Lean one hundred poles in Campbell county; then a direct course to the clear fork of Cumberland river, so as to leave the house of Isaac Owens in Campbell county; then north forty five degrees west to the Kentucky line.

Sec. 2. That the sheriffs of each of the before mentioned counties shall have full power to collect any arrearages of taxes that may remain due in such parts of territory as may have been exchanged by this act.

Sec. 3. That the said Thomas R. M'Clary, shall be allowed the sum of three dollars per day for running and marking the same.

Nov. 22, 1817.

Private Acts of 1824 Chapter 121

SECTION 1. That the line between said counties, from the mouth of Greasyrock creek to the Virginia line, shall hereafter be as follows: beginning at the mouth of Greasyrock creek, and thence to run northwardly along a road of the third class, to Mulberry gap in Powell's mountain, so as to include a six hundred and forty acre tract of land, granted by the state of North-Carolina, to Matthew Willeby, so as to leave said tract of land in Hawkins county, and thence along the extreme height of said Powell's mountain eastwardly to the Virginia line.

Passed: October 15, 1824.

Acts of 1849-50 Chapter 61

SECTION 1. That a new County be and the same is hereby established, to be composed of fractions taken from the counties of Grainger, Claiborne, Campbell, Anderson and Knox, and to be known and designated by the name of Union county.

SEC. 2. That the county of Union, shall be bounded as follows, to wit: Beginning at a sweet gum, in the Knox county line, at the end of Clinch mountain, and four chains south of the Nance's ferry road; thence running north thirty-eight, east one mile, and thirty-four poles, to the top of a chain of Clinch mountain; thence north, twenty-five east, one mile and forty-two poles, to the top of a spur, of said mountain; thence north six west, three quarters of a mile, crossing the main range of Clinch mountain; thence north forth-five [sic] east, along the side of the mountain one mile, to a white oak on the top of a spur, leading down the mountain opposite Wm. Donehue's; thence north, crossing Flat creek two miles and twenty poles, to a beech on the bank of Dyer's branch; thence north ten west, two hundred and twenty poles, to the top of the Copper ridge; thence north one mile and three quarters, to the top of the Log mountains; thence north twenty-five, east one hundred and ninety-two poles to a sugar tree near John Bullard's; thence north eighty, east one hundred poles to a stake, near John Wolfinbarger's house; thence north eighteen, east five miles and eight poles to Clinch river, three quarters of a mile above Capp's ford; thence down the south bank of said river, as it meanders, five miles and a quarter, to a large double sycamore, below Dodson's island; thence north twenty-five, west, crossing Clinch river, one hundred and eighty-two poles, to a white oak, four poles north of the Big Valley road; thence north thirty-five, west five miles, to Powell's river, at a Spanish oak, forty poles below the mouth of Camp creek; thence down the south bank of Powell's river, as it meanders, twenty-nine miles and a quarter, to a walnut, at Thomas's ford; thence south ten east, four miles and a quarter, to Clinch river, eight poles above a large spring; thence crossing said river the same course, twenty poles, to a beech on the south bank of said river; thence down said river, as it meanders, two miles, to the line of Henderson & Co's survey, about two miles above the mouth of Powell's river; thence with the line of Henderson & Co., south forty-five, east a half mile, to a white oak in said line; thence south, thirty-eight east, four miles and one hundred and ten poles, to Byram's fork, on Hynes's creek, four poles above a large white oak; thence south fifty west, one hundred and forty poles, to a stake, in Charles Mitchell's field; thence south twenty-eight east, two miles and one half, to the Knox county line, on top of the Chestnut or Hynd's ridge; thence along the top of said ridge, with the Knox county line, two hundred and thirty poles, to a road crossing from Martin Gentry's to Knoxville; thence south thirty-five east, two miles, crossing Raccoon Valley road and Bull-run creek, to a stake, near Marvil Hill's house; thence south seventy-five east, four miles and twenty poles, to a white oak, east of Gorden Mynatt's; thence north seventy-eight east, two miles and fourteen poles, to an ash, in J. Gibb's field; thence south eighty-one east, four miles and three hundred and ten poles, to the top of House mountain; thence with the extreme height of said mountain, to the east end of the same; thence north fifteen east, four miles and twenty poles, to the Knox county line at Nelson Mynatt's; thence with said line to the beginning.

Passed : January 3, 1850.

COMPILER'S NOTE: The remaining sections to this act did not apply to Claiborne County and are, therefore, not included herein.

Acts of 1851-52 Chapter 249

SECTION 1. That the dividing line between the counties of Campbell and Claiborne be changed as follows, to wit: Beginning on the north bank of Powell's river on lot line letter D, in Henderson & Co's, Powell's Valley survey, running northward with said line letter D, to the grant line, thence north to the

Kentucky line, so as to include the first civil district of Claiborne county, in the county of Campbell.

SEC. 2. That Alvis Kincaid, Jesse Rogers, Francis Ausmus, be and they are hereby appointed commissioners to run and mark said line as designated in the first section of this act, on or before the first day of April next; all persons living west of said line when run, and marked as above stated, be and they are hereby attached to, and shall have all the rights, privileges and immunities of other citizens of Campbell county.

SEC. 3. That said fraction of Claiborne county, shall not be attached to Campbell county until said section shall have employed the county surveyor, either of Claiborne or Campbell county to make an accurate survey of the remaining portion of Claiborne county, and after said surveyor shall have made said survey, and a report upon oath that Claiborne county will not be reduced below its constitutional number of square miles by said change of line between said counties; the surveyor shall receive the ordinary fees for his services to be paid by that part of Claiborne asking to be attached to Campbell county.

COMPILER'S NOTE: Sections 4 and 5 of this act did not effect Claiborne County and are therefore not reproduced here.

Passed: January 26, 1852.

Acts of 1853-54 Chapter 128

SEC. 2. That the dividing line between the counties of Claibourne [sic] and Campbell shall be as follows: Beginning on the top of Cumberland mountain, where the county line now crosses the same; thence northward to the top of the dividing ridge, between White Oak and Taskett Creek to the Clearfork, at or near the old Hunter place; thence north to the Kentucky line.

Passed: February 20, 1854.

COMPILER'S NOTE: The remaining sections of this act did not concern Claiborne County and are, therefore, not printed herein.

Public Acts of 1869-70 Chapter 88

SEC. 2. That the lines between the counties of Union and Claiborne, be so changed as to include, in Union County, all the territory south of the following lines, viz: Beginning at a point above Silas Williams', on the north bank of Powell River, where the Union County line crosses the said Powell River; then running a north-westerly course, to the head of Long Branch, so as to include James Smith's and William M. Wright's lands in Union County; then running a westerly course to the north-west corner of Elisar Ellison's field, to the Campbell County line; then with the Campbell County line to Powell River.

SEC. 8. That the line between Claiborne and Grainger counties be so changed as to include in Claiborne county that part of the lands of George W. Johnson and Isaac West, lying in the bend of Clinch river (known as Grisom's Island), Eleventh Civil District of Grainger county; and that said addition to Claiborne county shall be a part and parcel of the Seventh Civil District of Claiborne county.

COMPILER'S NOTE: All other sections in this act did not concern Claiborne County and therefore, are not included herein.

Passed: February 28, 1870.

Public Acts of 1881 Chapter 42

SECTION 1. That the county line between the counties of Campbell and Claiborne be changed as follows, to wit: Beginning on the Kentucky line where it crosses the Laurel Fork, thence down the Laurel Fork to the head of Rose's creek, thence down Rose's creek to the mouth of said creek, including John Buchanan's land in Campbell county, thence a straight line to the Campbell county line on the Step Rock in Childress' Gap.

SEC. 2. That this act take effect from and after its passage, the public welfare requiring it.

Passed: March 26, 1881.

Public Acts of 1891 Chapter 23

SECTION 1. That the line between the counties of Claiborne and Campbell be so changed as to detach from Claiborne and attach to Campbell the territory in the following boundaries, to wit: Beginning in the center of the Clear Fork and Laurel Fork road at the point where same crosses the Tennessee and Kentucky State line, thence with the center of said road southwestwardly to the Clear Fork of Cumberland River, near the residence of Dant Hamblin; thence down said river to the Rogers or Wilson Gap road; thence with the center of said road to the top of Cumberland Mountain; thence with the top of said mountain a northeast course to a stake opposite the southwest line of the lands of Sam Alexander; thence with his said line, including all his lands on the Claiborne side, to a large oak on the Powell's Valley road corner between him and the heirs of William Wilton, deceased; thence with said road an east course to the southwest line of L. M. Carr; thence with his said line a southeast course to the southwest line of B. F. Carr; thence with his said line to the southwest line of Mitchell Alexander's (Kincaid farm); thence with same to the southwest line of the old Harmon Davis farm, and with same to the Back Valley road; thence down said road to the Greasy Hollow road; thence with said road to the Greasy Hollow branch; thence with said branch to Powell's River, near what is known as the Greasy Hollow mill; thence down said river to the Union County line, thence with the Union County line to the Campbell County line.

SEC. 2. That nothing in this Act shall be so construed as to prevent the revenue collectors of said counties respectively from collecting any taxes already assessed against persons or lands in the same manner, and under the same process of law as if the change in the line between the counties had not been made by section 1 of this Act.

SEC. 3. That all future assessment of taxes against persons or lands shall be made by the proper officers of the respective counties, and the taxes collected in pursuance of such assessments with reference to this change in the county line between the counties of Claiborne and Campbell.

SEC. 4. That all laws and parts of laws in conflict with this Act be and the same are hereby repealed.

SEC. 5. That this Act take effect from and after its passage, the public welfare requiring it.

Passed: January 26, 1891.

Public Acts of 1899 Chapter 144

SECTION 1. That the county line between the counties of Campbell and Claiborne be so changed as to include all the lands of J. E. Smith, R. B. Rogers and R. L. Childress, together with the county road leading from Well Spring by way of Childress gap to Jellico, in Campbell county, beginning on Cumberland mountain at a chestnut oak and hickory in the county line known as W. S. Needham's corner; thence N. 42 W. 160 poles to a stake; thence N. 50 W. 96 poles to a stake; thence N. 80 W. 58 poles to a stake; thence N. 40 W. 60 poles to a stake; thence N. 63 W. 60 poles to a stake; N. 28 W. 60 poles to a stake; thence N. 49 W. 50 poles to a stake; thence W. 60 poles to a stake; thence S. 70 W. 38 poles to a white oak in the old county line.

Sec. 2. That all laws and parts of laws in conflict with this act is hereby repealed, and that this act take effect from and after its passage, the public welfare requiring it.

Passed: March 29, 1899.

Private Acts of 1965 Chapter 156

SECTION 1. That the boundary line between the counties of Claiborne and Union is changed by detaching the following described tracts of land from Claiborne County and attaching same to Union County:

BEGINNING at and on a point where the Union County-Claiborne County line crosses the TVA Contour 10-44 line; thence running an easterly course with the Union County-Claiborne County line, 80° 15 Min E. a distance of 406 feet at a point in the Union County-Claiborne County line; thence running a straight line eastwardly designated as the Union County-Claiborne County line, a southward direction to a point where the said Union County-Claiborne County line crosses the contour (TVA) 1044 line; thence following the TVA Contour line 1044, a northerly direction approximately 400 feet to the BEGINNING point, and containing three-fourths of an acre, more or less.

Parcel No. 2

BEGINNING at a metal marker in the 1044 contour on the northeast shore of the Little Barren Creek

Embayment and in the boundary between the lands of the United States of America and Elbert B. Shelby from which US-TVA Monument 1417-4 (Coordinates: N. 721,121; E. 2,662,158) at an angle in the said boundary bears S. 55° 55' E. at a distance of 23 feet; thence with the 1044-foot contour as it meanders in a northwesterly direction to a metal marker on the southwest side of a road; thence leaving the contour and with a line marked by the United States of America's boundary N. 12° 55' W., 42 feet to a point immediately east of a junction of roads; thence with the United States of America's boundary S. 55° 55' E., 140 feet to the point of BEGINNING and containing 0.1 acre, more or less.

Reference to the above described tracts is recorded in Book of Deeds "K", Vol. 3, page 183-85 Register of Deeds Office, Union County, Tennessee, by United States of America, TVA, to W. H. Shelby.

SECTION 2. That this Act shall take effect upon its passage, the public welfare requiring it.

Passed: March 8, 1965.

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