



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 1801 Chapter 37

SECTION 1. That the bounds of Jackson county shall be as follows. (viz) Beginning at the north east corner of said county, on the state line, thence east with said line to the north west corner of Anderson county, thence along the western boundary of the counties of Anderson and Roane, to the southern boundary of the state, thence westward with said line to a point, from which a due north line will strike the south east corner of said county; and that the counties of Smith, Wilson, Davidson, Williamson and Robertson, shall be extended from the southwest and southeastern corners due south to the southern boundary of the state, and that the county of Montgomery shall be extended from the north west corner, thence down the river Mississippi to the south west angle of this state, thence east, with the southern boundary line of the same, to the south west corner of Robertson county, thence north, with the western boundary line of Robertson county aforesaid, to the northern boundary of this state, thence west, to the beginning.

SECTION 2. That nothing in this act contained, shall be so construed as to authorize any person whatever, to violate the laws of the United States, as it relates to such parts of the said counties lying within the Indian boundary. Provided nevertheless, that nothing herein contained shall be so construed, as to authorize the sheriff of either of the aforesaid counties, to levy execution to sell any real property lying within the Indian boundary, until the same is extinguished, any law to the contrary notwithstanding.

Passed: November 14, 1801.

Acts of 1806 Chapter 27

SECTION 1. That the county of Jackson shall be reduced to constitutional limits, to wit: Beginning at the north east corner of Smith county, running thence east with the northern boundary of the state, to the south bank of Cumberland river, being the north east corner of the military reservation; thence south with the military line, twenty-one miles; thence south, twentythree degrees east, so far as is necessary to leave six hundred and twenty-five square miles in the county of Jackson; thence west to the eastern boundary of Smith county, and with the same to the beginning.

SECTION 2. That Thomas Draper, Henry M'Kinney, Ferdinand Hamilton, William Sullivan and John Dillingham, be, and are hereby appointed commissioners, who, or a majority of them, shall have full power and authority to purchase or procure sixty acres of land, as near the center of said county, as water and other conveniences will admit or is practicable, on some part of which shall be erected the court house, prison and stocks for the said county, upon the best terms it can be obtained, either by donation or otherwise, and to take a deed or deeds of conveyance for the same, in their own names, as commissioners in trust for the county, which shall be good or valid in law or equity, and shall vest in them and their successors in office, a complete title for the uses in this act expressed; and the said commissioners shall, by a majority, have full power and elect any person or persons to fill any vacancies that may happen in their own body.

SECTION 3. That the said commissioners, or a majority of them, shall, within one month after obtaining a title to sixty acres of land, as aforesaid, cause a town to be laid off thereon, to be called and known by the name of Williamsburg, for county purposes, reserving two acres as near the centre thereof, as may be convenient, on which shall be erected the court house, prison and stocks for said county, which two acres in the plan of said town, shall be denominated the public square.

SECTION 4. That the said commissioners, be, and are hereby authorized to sell the lots of said town at public sale, on a credit of twelve months, giving sixty days previous notice in the Tennessee Gazette, and by advertisement at six of the most public places in said county, and shall take bond and security for the payment of the purchase money, to themselves and successors in office; and the said commissioners, or a majority of them, are hereby authorized to execute in due form of law, deeds of conveyance in fee simple for the same, to each purchaser, which shall be good and valid in law to all intents and purposes, and the money arising from the sale of the aforesaid lots, shall be applied by the said commissioners to the building of the court house, prison and stocks; and they are authorized to contract with a suitable person or persons to erect the same, and the court house, to contain convenient rooms for juries, and the prison to consist of two rooms at least.

SECTION 5. That the said commissioners shall keep a fair and regular account of all monies by them received and expended, which shall be laid before the court of the said county, when demanded; and if the monies arising from the sale of said lots, shall not be sufficient to defray the expenses of sixty acres of

land, and erecting the court house, prison and stocks thereon, the court shall have full power by a county tax to make up the deficiency: Provided, that two thirds of the acting justices are present when the taxes are laid: Any provided also, That the said tax shall not exceed twelve and one half cents on each white poll: not exceeding twenty-five cents on each black poll; not exceeding one dollar upon each stud horse kept for mares; not exceeding twelve and one half cents on every hundred acres of land; not exceeding five dollars on each merchant, peddler or hawker, in any one year; which tax shall be collected in the same manner, and by the same persons, as public taxes are; and the monies arising from the taxes shall be paid by the collector thereof, first deducting the same per cent as is by law allowed for the collection of public taxes, into the hands of the aforesaid commissioners, or a majority of them, to be applied to the purposes aforesaid.

SECTION 6. That the aforesaid commissioners shall give bond with sufficient security, in the sum of five thousand dollars, payable to the chairman of the court of said county, and his successors in office, conditioned for the faithful performance of the duties enjoined on them by this act.

SECTION 7. That the courts of pleas and quarter sessions for the county of Jackson, shall have power to compel the said commissioners to lay before them, as soon as said buildings are finished, a fair and regular statement of the costs and expenses of the said purchase and buildings, together with their receipts for disbursements, and shall allow them a reasonable compensation for their services: Provided, a majority of said court be present when said allowance is made, and shall have them a certificate for the same, signed by the clerk thereof, which shall be paid by the county as aforesaid.

COMPILER'S NOTE: The remainder of this act applied to Overton County, and therefore, was not included herein.

Passed: September 11, 1806.

Acts of 1813 Chapter 97

WHEREAS it appears to this General Assembly that the citizens residing in the south east corner of the county of Jackson labor under great inconvenience in consequence of their remote situation from the seat of justice in said county; for remedy whereof,

SECTION 1. That all that part of Jackson lying east and south of the following lines to wit. Beginning where the eastern boundary line of Jackson county, and the northern boundary line of White county intersect each other on the Walton road at the White Plains, thence westwardly along the dividing ridge that divides the waters of Roaring river and Falling water, until it strikes the main branch of Cane creek, thence down said creek including the dwelling house of Smith Hutchins in White county, to where the dividing line between Jackson and White crosses the same, leaving said Walton's road and all the water of Roaring river in Jackson county, and that the same is hereby stricken off the county of Jackson, and is hereby attached to, and shall become a part of the county of White: Provided nothing herein contained shall deprive Jackson county of its constitutional limits.

SECTION 2. That the sheriff of Jackson county shall collect all arrearages of taxes already laid by any order or orders of the county court of Jackson, and all state taxes already due and uncollected in the same manner and under the same rules and regulations as he could have done if this act had not passed.

SECTION 3. That this law shall take effect from and after the first day of December next.

Passed: November 16, 1813.

Acts of 1815 Chapter 183

SECTION 1. That so soon as the boundary line shall be settled between this state, and the state of Kentucky, either by Congress or by an adjustment by the respective states, the county court of Jackson county shall appoint some good mathematician to run out said county, to make three fair and distinct plats of the same, according to the lines and courses thereof, which said mathematician or surveyor shall have two sworn chain carriers with him, and when the said county shall be so run on, and the plat are made out, if there should not be a sufficient extent of territory, to comply with the requisition of the constitution, then and in that case the said surveyor shall immediately proceed to detach, as much of that of the county of White lying most convenient, and which was taken from Jackson county, and add the same to Jackson, in order to make the same a county of constitutional limits, and when said plats are made of the whole county, which shall comprehend said detached part, if any, said surveyor shall designate the centre of said county in said plat, the water courses & c. whereon it lies, and return one of said plats to the county courts of Jackson, to be lodged in the clerk's office, one plat to be given to the commissioners hereafter to be appointed by this act, and the other shall be preserved by said surveyor, which said surveyor and chain carriers shall be allowed the following fees, for the compensation, viz: two

dollars and a half per day to the surveyor, and one dollar per day to each claim carrier.

SECTION 2. That when the centre is so ascertained, it shall be the duty of the commissioners or a majority of them, as shall be hereafter appointed by this act, to select the most eligible situation, and as near the centre as practicable to get good water, to lay off a county town for the seat of justice in Jackson county, and when they shall ascertain in manner hereinafter pointed out, that a majority of the voters are in favor of moving said seat of justice, they shall immediately proceed to procure from any person or persons who own the land where the site of said town is so settled, a good and sufficient title for forth acres of land, for the purpose of laying off said town which said commissioners shall do accordingly.

SECTION 3. That when the town shall be thus laid off, the said commissioners shall advertise the same in the Carthage Gazette, the time when the lots shall be sold, at least thirty days before the sale shall take place, and shall proceed to sell said lots on a credit of twelve months, taking bond with good security for the purchase money, and shall make deeds to the purchasers in fee simple.

SECTION 4. That it shall be the duty of said commissioners or a majority of them, to contract with some suitable person, to build a court house, prison and stocks, and the money arising from the sale of lots, shall be applied to the payment of building the same, after paying for the purchase of the land, to be procured by said commissioners.

SECTION 5. That if the money arising from the sale of lots be insufficient to pay for the building said court house, prison and stocks, it shall and may be lawful for the county court of said county, provided a majority of the acting justices be present, to lay a county tax, not to exceed the state tax, which tax may be continued from year to year until a sufficient sum shall be raised, to pay for said public buildings, which tax shall be collected by the sheriff, under the same rules, regulations and restrictions as other taxes, and shall be paid by him to said commissioner for said purpose and if the sheriff shall fail to pay over the same, he shall be liable to judgment on motion against him, and securities in the name of said commissioners in the same manner as for failing to pay over other taxes.

SECTION 6. That before said commissioners shall proceed on the duties of their appointment, they shall enter into bond to the governor, for the time being and his successors in office, on the sum of six thousand dollars, conditioned for the faithful discharge of the duties of their office, which bond shall be filed with the county court clerk, and by him be recorded.

SECTION 7. That the sheriff of Jackson county is hereby authorized and expressly required on the first Thursday and Friday in August next to open and hold an election at all the places of holding elections in Jackson County, under the same rules, regulations and restrictions as he is bound by law to hold other elections for members to the General Assembly, Congress, President, Vice President, Governor, & c. and all persons allowed by law to vote for the above officers, shall be entitled to vote at said election and the said sheriff shall put Williamsburg the present place of holding court in said county and a new courthouse in nomination on the day of election, and the free electors of Jackson county, shall vote the said place so nominated and when the votes for the whole county are collected and counted out in the same manner as is provided for other elections, if a majority shall be in favor of moving the seat of justice by giving the greatest number of votes to the new courthouse, then and in that case the seat of justice shall be removed to the place designated by the commissioners and upon that event the commissioner shall immediately proceed to put the provisions of the second, third and fourth sections of this act into operation, and lay off a town on said land, as soon as purchased, which town when so laid off, shall be named Gainesborough, in honor of Maj. General Edmond P. Gaines of Fort Erie memory and said commissioner shall appoint a chairman to their body, whose duty it shall be to take bonds of all the purchasers of public lots in the town of Gainesborough in his name sake as chairman of the board of commissioners for the town of Gainesborough, who shall sue for and recover any money or monies arising from the sale of said lots.

SECTION 8. That Jacob Bennett, Philip Mully, William Scantling, James Terry, James W. Smith, James Vance, Joseph Hawkins, and Joseph Shaw shall be, and they are hereby appointed commissioners to carry this act into effect, and a majority of them shall be competent at all times to act, and before they enter upon the duties of their appointment, they shall take an oath or affirmation, to act to the best of their skill and judgment in all the duties imposed upon them.

SECTION 9. That as soon as said court-house shall be erected and received by said commissioners, the justices of the court for said county shall adjourn said court, and all the proceedings therein to the aid town of Gainesborough, at the court-house, and which place from thenceforth shall be the seat of justice, and place for holding courts for Jackson county, and all elections that are now directed by law, to be holden at Williamsburg shall be holden at Gainesborough forever after.

SECTION 10. That when the county is centered according to the provisions of this act of an eligible situation cannot be found nearer the centre than Williamsburg, then and in that case the seat of justice

shall be, remain at Williamsburg.

SECTION 11. That all laws, and parts of laws which are contrary to the intent and meaning of this act shall be, and the same are hereby repealed.

SECTION 12. That if the Kentucky line should not be defined and established in time sufficient for the surveyor to run out the county and make out plats aforesaid, before the first Thursday and Friday in August next, then and in that case the election for and against the removal of the seat of Justice shall not take place until the first Thursday and Friday in April eighteen hundred and seventeen, when the sheriff is hereby required to hold the said election in the same manner prescribed by this act, as he was required to hold the same for the first Thursday and Friday in August next, which election on the 1st Thursday and Friday in April 1817, shall be as good to all intents and purposes as if the same had come on the days first prescribed in this act.

SECTION 13. That in case of death, resignation or removal of any of the commissioners appointed by this act, or in case of their refusal to act, then and in that case the balance of the commissioners may fill up such vacancy by ballot, and when so elected and sworn, shall possess the same privileges, powers, and capacities as the commissioners first appointed by this act.

SECTION 14. That if there are not constitutional limits in Jackson county when the surveyor undertakers to detach as much of that part of the county of White as was taken from Jackson – he shall do it in such a way as not to take that part which ran up in a point in White county, if he can get constitutional limits without, but take it along the broad side of that part of Jackson county as near as may be.

SECTION 15. That the county trustee of Jackson county, shall pay said chain carriers and surveyor, the amount of their services when finished and sworn to, out of any monies in his treasury, and their receipt shall be a sufficient voucher in the settlement of his accounts: provided nevertheless if there should be an overplus of monies in the hands of the commissioners, after paying for the public buildings, then and in that case, the said commissioners shall pay said surveyor, and chain carriers out of the same.

Passed: November 14, 1816.

Acts of 1817 Chapter 26

WHEREAS, it is represented to this General Assembly, that the seat of Justice in the county of Jackson, is in a bend of Cumberland river, and a considerate distance from the centre, and many of the good citizens of said county have to labor under hardships, and inconvenience in attending the same, for remedy whereof:

SECTION 1. That the sheriff of Jackson County is hereby required, on the first Thursday and Friday in August next, to open and hold an election in Jackson County, at all the places now appointed by law to hold elections, when and where all persons who are entitled to vote for Governor, members of Congress, members to the General Assembly, &c. shall be entitled to a vote, and at said election the sheriff shall pub Williamsburg, the present place of holding courts in Jackson County, and the centre of said county, in nomination; which said election, shall be conducted under the directions of said sheriff and a sufficient number of inspectors, to be appointed by the county court for that purpose, and which election shall be conducted under the same rules, regulations and restrictions as other general elections are held; and if, upon counting out the votes and properly comparing them, a majority of the votes of said county shall be in favor of removing the seat of Justice to the CENTRE; it shall be moved accordingly, and if a majority of the votes shall be in favor of continuing the seat of Justice, it shall remain at WILLIAMSBURG.

SECTION 2. That when it is ascertained that a majority of the people of Jackson County, is in favor or removing their seat of Justice, by a comparison of the polls of said election, the commissioners hereafter to be appointed by this act, shall select the most eligible situation, and as near the centre as it is practicable to get good water, and lay off a county town in Jackson County, first having procured from any person or persons, who may own the land where the site is settled, a good and sufficient title for forty acres of land for that purpose.

SECTION 3. That when the town shall be so laid off, the said commissioners shall advertise the same in the Carthage Gazette, and Knoxville Register, the time and place of the sale of the town lots, which notice and advertisement shall be at least thirty days before the sale shall take place, and they shall proceed to sell the said lots at twelve months credit, taking bond and good security of the purchasers, and shall make deeds in fee simple to the purchasers.

SECTION 4. That it shall be the duty of said commissioners, or a majority of them to contract with some suitable person or persons to build a courthouse, prison and stocks, and the money arising from the sale of said lots, shall be appropriated to that purpose, after paying for the land purchased for said town, and if the money arising from the sale of the aforesaid lots is insufficient to pay for the land, and also for the

court house, prison and stocks, it shall, and may be lawful for the county court of Jackson county, (a majority of the acting justices being present) to lay a county tax on every description of taxable property in their county, not exceeding the state tax, which may be continued from year to year, until a sufficient sum is collected to answer the purpose intended, and which tax shall be collected by the sheriff of Jackson County, under the same rules, regulations, &c. as he is bound to collect other taxes and public dues, and shall receive the same fees, and said monies when so collected, shall be paid by said sheriff to said commissioners, and upon failure thereof, he shall be liable to judgment upon motion, at the instance of the commissioners, in the same manner as judgments are taken against him in other cases.

SECTION 5. That before the said commissioners shall proceed on the duties of their appointment, they shall enter into bond to the Governor, and his successors in office, in the sum of six thousand dollars, conditioned for the faithful discharge of the duties of their office, which bond shall be filed with the clerk of the county court, and be by him recorded.

SECTION 6. That Philip Mulky, Thomas Butler, William Scantling, James Perry, Joseph Hawkins, James Vance, Alexander Keith, Esquire, James W. Smith, and William Rash, Esquire, shall be, and they are hereby appointed commissioners to carry this act into operation, and a majority of them, shall be competent at all times, to transact any business required by this act; and before they enter upon the duties of their appointment, they shall take an oath or affirmation, to act to the best of their skill and judgment, in all the duties required of them.

SECTION 7. That when said town is laid off and established, it shall be known by the name of Gainesboro', in honor of Major General Edmund P. Gaines, and as soon as the courthouse shall be erected and received by said commissioners, the justices of the county court for said county, shall adjourn said court and all proceeding therein, to the said town of Gainesboro, and from thenceforth, it shall be the seat of Justice for Jackson County, and all elections that are now holden by law, at the town of Williamsburg, shall be holden at the court house in Gainesboro'.

SECTION 8. That if the commissioners under this act, cannot correctly ascertain the centre of Jackson County in any other way, they are hereby authorized to employ some surveyor, and a sufficient number of chain carriers, to run out said county and ascertain the centre, and said surveyor shall make out three fair plats of said county, and deposit one in the clerks office of said county; one shall be for the use of the commissioners, and the surveyor shall preserve the other.

SECTION 9. That when the county is centred, if an eligible situation cannot be found nearer the centre than Williamsburg, than and in that case, Williamsburg shall continue to be the seat of Justice for said county.

SECTION 10. That in case of death, resignation, or removal of any of the commissioners appointed by this act, or if any of them shall refuse to act, it shall and may be lawful for the balance of said commissioners to proceed to elect one by ballot, to fill up such vacancy, and when so elected and sworn, they shall be as competent to act, as if they had been first appointed.

SECTION 11. That if it should become necessary to employ a surveyor and chain carriers to run out Jackson County, they shall receive the following compensation, to wit; the surveyor two dollars and fifty cents per day, each chain carrier one dollar per day, out of any monies in the hands of the commissioners, either by sales of lots, or by a tax laid by the county courts.

SECTION 12. That the commissioners shall receive such a compensation as the county court of Jackson may allow, out of the monies aforesaid.

SECTION 13. That the said commissioners shall appoint one of their own body as chairman of said commissioners, and shall take all notes, bonds, &c. in his name, as chairman aforesaid.

Passed: October 6, 1817

Acts of 1819 Chapter 63

WHEREAS by an act of the General Assembly, passed 1813, a certain portion of Jackson county was attached to White county, which by actual admeasurement has been found to reduce Jackson county below her constitutional limits, for remedy whereof:

SECTION 1. That the dividing line between the counties of White and Jackson shall be as follows, to wit: beginning at or near the White Plains where the former line of Jackson county crosses the Cumberland road; thence south twenty three degrees east, about two miles to an Elm, black gum, hickory, and two dogwoods at a large sink hole, on a spur of Cumberland mountain; thence south forty two degrees west, five miles to three white oaks and two red oaks on the east bank of Hutchens' creek; thence west fourteen miles one hundred and sixty poles to the south west corner of Jackson county, which line as hereby designated shall be the true jurisdictional line between the said counties forever.

SECTION 2. That all civil officers as well as military, that now live in said territory intended to be re-attached to Jackson county, shall hold, occupy, exercise and adjoin said officers, in as full and ample a manner in the county of Jackson as they now enjoy the same in the county of White, provided nevertheless, if there be any constable, heretofore appointed, by the authority of White county whose term is not expired, he shall give new and additional security to the county court of Jackson for the faithful discharge of his duties for the time unexpired.

SECTION 3. That all judgments rendered and executions issued to, for or against any person or persons residing in said territory so attached, shall be proceeded upon and collected in the same manner they could or would have been, in case this act had never been passed; and nothing herein contained shall be so construed as to prevent the sheriff of White county, from collecting any taxes, public dues, or monies due upon executions in his hands against any person resident therein.

SECTION 4. That John Murry is appointed to run and mark that part of the southern boundary line of Jackson County, and the northern boundary of White county, in a plain and distinct manner, where the same has not been heretofore done, and the commissioners of the town of Gainesboro', shall allow the said Murry such compensation as they may think proper, out of any monies that may remain in their hands not otherwise appropriated. And for the prevention of disputes between the citizens of Morgan and Overton counties, in regard to their boundary:

SECTION 5. That the following shall be the dividing line between said counties until otherwise provided for by law, (to wit:) beginning at Johnsons stand on the great Cumberland Turnpike road; thence a direct course to the house now occupied by Joseph French on Piles' road; thence a direct course to the extreme height of the ridge, that divides the waters of wolf river from the waters of White Oak creek; thence a due north course to the Kentucky line. Which said lines shall be the jurisdictional lines, in all respects whatever.

SECTION 6. That this act shall be in force from and after the first day of January next.

Passed: November 11, 1819.

Acts of 1833 Chapter 301

SECTION 1. That it shall be the duty of the surveyor of Jackson county, to run and mark a in beginning at the south east corner of Smith county, and running thence a direct line to the place where the county line of Jackson, run by William W. Woodfolk, crosses Cane creek, which line, when so run, shall be and constitute a part of the dividing line between the counties of White and Jackson; and all entries of land which may have been made in either of said counties, and which may by the establishment of said line be ascertained to lie in the county other than that in which the entry was made, shall be as good and valid as if the same had been made in the proper county; and all such entries are hereby directed to be surveyed by the surveyor of the county in which the land may have been entered, which survey shall be good and valid in law, although the land so surveyed may not lie in the county of which he is surveyor.

SECTION 2. That the county court of Jackson, shall make said surveyor a reasonable compensation for his services, out of any moneys in the hands of the treasurer of said county not otherwise appropriated.

Passed: November 4, 1833.

Acts of 1849-50 Chapter 90

SECTION 1. That the line between the counties of Jackson and Macon be changed as follows: Beginning at a white oak at the north-west corner of Jackson county, in Walker's line; thence with said lines east one mile to two white oaks; thence south five and a half miles to a black oak; thence west one mile to a stake in the west boundary line of said county of Jackson; thence north to the beginning; Provided, That nothing herein contained shall reduce the said county of Jackson below her constitutional area; and provided that those living within the bounds proposed to be stricken off, shall pay the expenses of surveying the county of Jackson, in order to ascertain whether or not there is sufficient territory.

COMPILER'S NOTE: The remainder of the Act does not apply to Jackson County, and therefore, is not included in this publication.

Passed: February 9, 1850.

Acts of 1870 (Ex. Sess.) Chapter 29

SECTION 1. That a new county be and the same is hereby established, to be composed of portions taken from the northern portion of Jackson and Overton Counties, to be known and designated by the name of

County of Clay, and shall be bounded as hereinafter provided.

SECTION 2. That the general boundaries of said county shall be as follows, to-wit:

Beginning at the common corner of Jackson and Overton Counties, upon the State line between Kentucky and Tennessee, running thence with said line east to a point in said line on the northern boundary of Overton County, to be fixed by the Commissioners to be hereafter designated in this act; thence south or southwest to a point in Overton County, to be also fixed and established by the said Commissioners; thence in a westerly direction through Overton and Jackson counties to a point to be fixed by the Commissioners' thence north with said line to the State line; thence east with said line to the beginning; Provided, That no line of said new county shall approach the Court-houses of Jackson and Overton Counties nearer than ten miles in a direct line from the same.

SECTION 3. That R. P. Brooks, Jas. G. Cunningham and Job M. Morgan, of Jackson County, and W. H. Turner and Thomas Armstrong, of Overton County, be and they are hereby appointed Commissioners, with full power and authority to run out and designate the boundaries of said county by actual survey; and they are authorized to employ a competent person to survey the same; and if, upon finding that their territory and population are sufficient to meet the requirements of the Constitution without infringing the constitutional territory or population of the counties from which said County of Clay is to be taken, then said Commissioners shall have the lines of said County of Clay plainly marked, and cause a correct map of the same to be made out and transmitted to the Secretary of State, who shall file the same in his office; and the County of Clay is hereby established upon the following conditions:

SECTION 4. That it shall be the duty of said Commissioners, as soon as they shall ascertain that there is territory and population sufficient to establish a new county under the requirements of the second and third sections of this act, after giving twenty days' notice in three or more public places, of the time and place in each of the fractions proposed to be stricken off from the Counties of Jackson and Overton, to open and hold an election in each of the fractions proposed to be stricken off from the counties aforesaid, for the purpose of ascertaining whether two-thirds of the voters residing in those fractions, are in favor of or opposed to the establishment of said County of Clay; and all persons qualified to vote for members of the General Assembly who have resided in the fractions aforesaid six months immediately preceding the day of election, shall be entitle to vote; and each voters who desires the establishment of the new county, shall have on his ballot "New County," and those opposed to the new county shall have on their ballots "Old County;" and if upon counting the ballots, the judges of the several elections shall return that two-thirds of each of the fractions have voted for the new county, then the County of Clay shall be and the same is hereby established, with all the powers, privileges and advantages, and subject to all the liabilities of other counties in this State.

SECTION 5. That all officers in said county shall continue to hold their offices and exercise all the powers and functions thereof, until others are elected and qualified according to law, and the said County of Clay shall elect her officers on the day and under the same rules and regulations as provided by law for the election of officers in other counties in this State.

COMPILER'S NOTE: The remainder of this act concerned Clay County, and is not included herein.

Passed: June 16, 1870.

Private Acts of 1955 Chapter 414

SECTION 1. That the county line between Smith and Putnam Counties is hereby changed so as to take from the Twelfth Civil District of Jackson County and place in the Eighteenth Civil District of Putnam County the following prescribed land:

A certain tract or parcel of land in the Twelfth Civil District of Jackson County, State of Tennessee, belonging to Jess Rogers bound and described as follows, on the north by the land of Haskel Billingsley, on the south by the land of Haskel Billingsley on the east by Rid McHenry and on the west by the A. W. Flatt land, and containing by estimation 50 acres and known as the B. A. Julian land.

A certain tract or parcel of land in the Twelfth Civil District of Jackson County, State of Tennessee, belonging to Jess Rogers and described as follows: Beginning on a beech tree near the creek on Rid McHenry's line, thence with said line to the A. W. Flatt corner, thence eastward with the said Flatt line to the B. A. Julian line, thence with said line to Rid McHenry's corner, thence with aid McHenry's line to the creek, then with said creek to the beginning, containing 42 acres more or less. This is known as the Pink Pippin place.

A certain tract or parcel of land in the Twelfth Civil District of Jackson County, State of Tennessee as follows:

Beginning on a beech, James Goolsby's corner and running thence south 72 poles to a hickory and

chestnut, thence north $8\frac{1}{2}^\circ$ east 14 poles, thence north 72° east 16 poles thence south $72\frac{1}{2}^\circ$ east 12 poles thence south $62\frac{1}{2}^\circ$ east 32 poles to a beech and ash pointers thence south 69° east 8 poles thence south 46° east 14 poles to a chestnut in the scantland line thence north 19 poles to a buckeye and red bud pointers, thence north $81\frac{1}{2}^\circ$ east 18 poles to a buckeye stump James Goolsby's corner thence north 16 poles to the creek thence north 61° west down the creek 77 poles to a beech near the bank of the creek thence north 12° east 36 poles to five maples thence east 52 poles to a beech in the scantland line, thence north 62 poles to a line and walnut thence west 80 poles to a sugar tree thence south 7° west 20 poles to a sugar tree thence south 21° west 14 poles to a beech, thence south 26° west 16 poles to a sugar tree thence south 30° west 20 poles to a walnut thence south 25° west 10 poles to an elm thence to a beech the beginning corner.

Also an adjoining tract of land as follows beginning on a rock 2 poles south of the northeast corner of Goolsby's 25 acre tract of which this is a part and running $1\frac{1}{2}''$ west 11 poles to a stake in Martins Creek thence down the same south 70° west 16 poles to a stake at the mouth of a branch thence north 22° west 10 poles to a black walnut thence north 57° east 8 poles to a hickory thence north 65° east to the beginning.

Consisting of 142 acres and 97 square rods known as the Alvin V. Goolsby tract located about $11\frac{1}{2}$ miles southwest of Gainesboro, Tennessee, on the public road leading from Martins Creek to Bloomington Springs, Tennessee in the Twelfth Civil District.

Beginning on two black oaks down to the right of Ellison Goolsby's on a ridge at Ben Green's land, and running as follows: south $16\frac{1}{2}^\circ$ west 20 poles to a bunch of chestnuts; thence south 12° east 18 poles to a bunch of chestnut stumps; thence south $27\frac{1}{2}^\circ$ west 20 poles to a stake near oak stump; thence south $14\frac{1}{2}^\circ$ west 20 poles to stake; thence south 36° east 6 poles to an oak; thence south 39° east $10\frac{2}{5}$ poles to a chestnut; thence south 26° east $17\frac{1}{5}$ poles to a hickory; thence south 10° east $6\frac{4}{5}$ poles to a little beech thence south 12° east $24\frac{2}{5}$ poles to a stone corner at Clabbords Branch; thence south 49° west $9\frac{1}{5}$ poles to stake in the edge of Martins Creek; thence up the said creek south $30\frac{1}{2}^\circ$ east $20\frac{2}{5}$ poles to stake in edge of creek; thence south 56° east $12\frac{2}{5}$ poles to stake at the edge of creek Jack Holloway's corner; thence south 40° west $18\frac{2}{5}$ poles to stake; thence south 9° east 12 poles to stake in wire fence; thence south $5\frac{1}{2}^\circ$ west $7\frac{1}{5}$ poles to a stake near a sassafras; thence south 2° east 9 poles to a dogwood on top of the hill near a maple; thence north 88° west $31\frac{3}{5}$ poles to a stake; thence north 80° west $10\frac{4}{5}$ poles to a stake at the top of the big falls; thence north 84° west 21 poles to a hornbeam on the edge of the branch; thence down said branch north 28° west $17\frac{4}{5}$ poles to a willow in the branch; thence south $61\frac{1}{2}^\circ$ west $21\frac{1}{5}$ poles to a poplar on top of the hill known as a corner; thence north 39° west 22 poles to a poplar; thence north 31° west 8 poles to a black walnut; thence north $53\frac{1}{2}^\circ$ west 11 poles to a poplar; thence north 25° west 10 poles to a maple; thence west $6\frac{3}{5}$ poles to an oak tree; thence south 78° west 8 poles to a beech; thence south 80° west $7\frac{2}{5}$ poles to a stake Jack Holloway's and Wade Walter corner; thence north 4° east 27 poles down the wire fence to a stake; thence north $48\frac{1}{2}^\circ$ west 7 poles to a stake at the edge of Martins Creek; thence north $43\frac{1}{2}^\circ$ east 12 poles to stake at the mouth of the hollow where B. A. Julian lives; thence up the branch north $16\frac{1}{2}^\circ$ west $8\frac{2}{5}$ poles to stump; thence north 5° west $8\frac{4}{5}$ poles to stake in the branch; thence north 11° east $16\frac{4}{5}$ poles to a stake in the B. A. Julian Hollow; thence north $13\frac{1}{2}^\circ$ east $7\frac{1}{5}$ poles to B. A. Julian's line; thence up the hill south 83° east $9\frac{3}{5}$ poles to a black walnut tree; thence south $86\frac{1}{2}^\circ$ east 12 poles to stake on top of the point; thence north 33° east 8 poles to chestnut stump; thence north $10\frac{1}{2}^\circ$ east 8 poles to a black oak, thence north 14° east 7 poles to a small chestnut; thence north $22\frac{1}{2}^\circ$ east $13\frac{1}{5}$ poles to a stake at the double white walnut; thence north 44° east 19 poles to an oak stump thence north 46° east $9\frac{3}{5}$ poles to an oak; thence north 40° east 11 poles to a stake B. A. Julian and Alvin V. Goolsby's corner; in Ellison Goolsby's line; thence north 71° east 10 poles to an ash; thence $45\frac{1}{2}^\circ$ east 20 poles to a stake in the edge of the road; thence south 74° east $15\frac{4}{5}$ poles to a chestnut, Cowen Loftis corner; thence south $34\frac{1}{2}^\circ$ east 4 poles to a small chestnut at a large stump; thence south 1° west $7\frac{3}{5}$ poles to a stake; thence south $40\frac{1}{2}^\circ$ east 19 poles to the beginning containing 142 acres, 97 square rods.

SECTION 2. That this Act shall take effect from and after the passage, the public welfare requiring it.

Passed: March 18, 1955.

Private Acts of 1963 Chapter 131

SECTION 1. That the line between the counties of Jackson and Putnam be and the same is hereby changed as follows: The tracts of land now owned by Walter Loftis and L. E. Judd lying in the 10th Civil District of Jackson County will now and hereafter be located in the 15th Civil District of Putnam County and said tracts of land consist of approximately 75 acres described as follows:

"Beginning on a small black oak in J. H. Garrison east boundary line; thence north 111 poles to stone in a hollow; thence south $76\frac{1}{2}$ degrees east 51 poles to a stone, Owens corner; thence

east 74-2/3 poles to a rock near an old road; thence south 14 poles to a rock near Lee Hicks house; thence south 80 poles to a dogwood; thence west 116 poles to the beginning, containing 75 acres more or less.”

It is the intent and meaning of this Act that the boundary line between Jackson and Putnam Counties be so changed that the above-described lands now owned by Walter Loftis and L. E. Judd lying within Jackson County shall become a part of Putnam County, and included therein as a part of the 15th District of said County.

SECTION 2. That this Act shall take effect from and after its passage the public welfare requiring it.

Passed: March 12, 1963.

Private Acts of 1965 Chapter 147

SECTION 1. That the boundary line between the counties of Jackson and Smith is changed by detaching the following described tract of land from Jackson County and attaching same to Smith County.

Beginning at a pin in the center of State Highway 85, where the same is intersected by the eastern boundary of Smith County and running from there as follows: North 5 degrees 12 minutes East a distance of 1274 feet with the Smith-Jackson County line the same being the east boundary of the Cook and Collier farms to an elm in fence; thence South 80 degrees 44 minutes East a distance of 765 feet with the fence (Hudson south boundary) to an iron pin in fence corner; thence North 85 degrees ten minutes East a distance of 659 feet with the fence (Hudson south boundary) to an iron pin in fence corner at the west boundary of Martin farm; thence South 17 degrees 35 minutes West a distance of 200 feet with the fence (Martin West boundary) to an iron pin in fence; thence South 3 degrees 00 minutes West a distance of 907 feet with the fence (Martin West boundary) to an iron pin in center of Salt Lick Creek; thence North 74 degrees 00 minutes East a distance of 342 feet down the creek with Martin line to an iron pin in center of creek; thence South 19 degrees 10 minutes East a distance of 220 feet with the fence (Martin line) to a hackberry south of highway 85; thence South 70 degrees 15 minutes East a distance of 128 feet with the fence (Martin line) to fence corner; thence South 11 degrees 00 minutes East a distance of 188 feet with the fence (Martin line) to a hackberry in fence; thence South 3 degrees 50 minutes West a distance of 821 feet with the fence (Martin line) to fence corner; thence South 79 degrees 50 minutes East a distance of 336 feet with the fence (Martin line) to an iron pin in fence corner at Browns line; thence South 4 degrees 10 minutes West a distance of 687 feet with the fence (Brown line) to fence corner; thence North 78 degrees 30 minutes West a distance of 232 feet with the fence (Brown and Williams line) to an elm in fence in lowgap; thence North 43 degrees 00 minutes West a distance of 341 feet with the fence (Williams line) to fence corner; thence South 76 degrees 15 minutes West for a distance of 738 feet with the fence (Williams line) to fence corner; thence South 25 degrees 40 minutes West for a distance of 581 feet with the fence (Williams line) to fence corner; thence South 48 degrees 55 minutes West for a distance of 938 feet with the fence (Williams and Franklin line) to fence corner; thence North 58 degrees 45 minutes West for a distance of 628 feet with the fence (Franklin line) to an iron pin in the present Smith-Jackson line; thence North 12 degrees 57 minutes East for a distance of 2,559 feet severing the Butler Farm with the Smith-Jackson County line to the point of beginning; and containing 143.44 acres, more or less.

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

Passed: March 16, 1965.

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