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Huntingdon

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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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Huntingdon

Private Acts of 1919 Chapter 374

COMPILER'S NOTE: This act must be read in conjunction with Private Acts of 1957, Chapter 286 (reproduced herein).

SECTION 1. That a Special School District be, and the same is, hereby created and established, embracing all of the Tenth Civil District, portions of the Seventh [sic] Eighth, Eleventh, Twelfth, Fifteenth, Nineteenth, and Twenty-Third Civil Districts of Carroll County, Tennessee, and including the Town of Huntingdon to be known and designated as the "Huntingdon Special School District"; with the following boundaries:

Beginning at a point where the boundary lines of Carroll and Henry Counties meet the boundary lines between the Ninth and Tenth Civil Districts of Carroll County; running thence southwardly along the aforesaid boundary line of the Ninth and Tenth Civil Districts of Carroll County to a point where this line meets the northwest corner of the Twenty-Third Civil District; thence southwestwardly along the boundary between the Ninth and Eleventh Civil Districts to their intersection with Crooked Creek; thence following the south bank of Crooked Creek to its junction with the South Fork of the Obion River (Beaver Creek Drainage Canal); thence following the southwest bank of the Obion River (Beaver Creek Drainage Canal) in a southeastwardly direction to its junction with the Wilson Bridge Branch; thence following the southeast bank of the Wilson Bridge Branch in a southwestwardly direction to its crossing at the Old Wilson Bridge on the New Zion Road; thence following the southwest (right) side of the New Zion Road to its junction with Highway 77; thence following the north (right) side of Highway 77 to a point of intersection with the boundary between the Fifth and Nineteenth Civil District; thence crossing Highway 77 southwardly along the Fifth and Nineteenth Civil District boundary to the Fifth and Eighth Civil District Boundary; thence continuing southwardly along the Fifth and Eighth Civil District boundary to its intersection with the Old Lexington-McLemoresville Road; thence following the southwest (right) side of this road in a southwestwardly direction to its junction with Highway 70; thence southwestwardly along the northwest (right) side of Highway 70 to the Rutherford fork of the Obion River; thence eastwardly to a point of intersection of the boundaries of the Seventh, Twelfth, and Thirteenth Civil Districts, thence eastwardly along the boundary line of the Twelfth and Thirteenth Civil Districts to its junction with the northern boundary of the South Carroll Special School District; thence following the northern boundary of the South Carroll Special School District to its junction with Humble Branch; thence following the east bank of Humble Branch northwardly to its crossing of the Kyle Road; thence following the Northeast (left) side of Kyle Road southeastwardly to a junction with the West Smyrna Road; thence northwardly along the west (left) side of the West Smyrna Road to its junction with the Buena Vista Road; thence eastwardly along the north (left) side of the Buena Vista Road to its junction with the Moore Creek Road; thence northwardly along the west (left) side of the Moore Creek Road to its junction with the Rollen Mill Road; thence westwardly along the south (left) side of the Rollen Mill Road to its junction with the Roberts Road; thence northwardly along the west side of the Moore Creek Road to its junction with Rollen Mill Road; thence westwardly along the South (left) side of the Rollen Mill Road to its junction with the 15th and 16th Civil District line; thence northwestwardly along the 15th and 16th Civil District line to their junction with the 11th Civil District line; thence northwardly along the 11th and 16th Civil District line to the Old U.S. Highway 70; thence westwardly with the 11th and 16th Civil District line to U.S. Rt. 70; thence eastwardly with the 16th and 23rd Civil District line to a point where said line turns north; thence continuing with the 16th and 23rd Civil District line in a northeastwardly direction to a point of intersection of the 17th Civil District; thence northwardly along the 17th and 23rd Civil District to their junction with the 10th Civil District line; thence continuing northwardly along the boundary between the Tenth and Seventeenth Civil Districts to the Henry County Line; thence westwardly along the Henry-Carroll County Line to the point of beginning.

As amended by:

Private Acts of 1957, Chapter 286

Private Acts of 1978, Chapter 255

Private Acts of 1982, Chapter 193

SECTION 2. That the officers of the said Huntingdon Special School District shall consist of a Board of six members, who, and their successors, shall constitute a body politic and corporate, the majority of whom shall make a quorum for the transaction of business. The first Board shall consist of Neill Wright, S. V. Porter, A. E. Hall, G. W. Parish, E. C. Freeman, and C. M. Watson, each of whom shall be freeholders and having resided for more than one year within the above said boundaries. All vacancies that may occur in this body shall be filled by the Board, such party to serve only until the next regular election thereafter when the qualified voters shall elect his successor, no one being eligible except those who are twenty-five years or more of age and are both freeholders and householders within said boundaries and of good moral

character and having at least an elementary school education. Said Board shall organize by electing a President, Secretary and Treasurer, all of whom shall be members of this Board.

SECTION 3. That said Board herein created and their successors in office shall constitute, and are hereby declared the Board of Directors of the Huntingdon Special School District, and by that name may sue and be sued, plead and impleaded, and have continual succession for the purpose hereinafter designated; may have a common seal and make such by-laws and regulations from time to time as they may deem proper herein and as is consistent with the authority herein conferred and the laws of the State of Tennessee for the purpose of carrying into effect the object for which they are created.

SECTION 4. That the officers of said Special School District shall serve a term of six (6) years and until their successors are elected and qualified, two of whom shall be elected every two years on the First Thursday in August in each even year, in an election to be held by the Commissioners of Election for Carroll County, Tennessee, by the qualified voters residing in the said Huntingdon Special School District; provided, the officers now serving shall serve as follows: Warren Carter and Robert L. Dilday until the First Thursday in August, 1952, and until their successors shall be elected and qualified, D. D. Ragland and M. F. Priest, Jr., until the First Thursday in August, 1954 and until their successors shall be elected and qualified, and Frank Taylor and J. Leon Chandler until the First Thursday in August, 1956 and until their successors shall be elected and qualified.

As amended by: Private Acts of 1951, Chapter 692
Private Acts of 1961, Chapter 228

COMPILER'S NOTE: The 1961 amendment amended the 1951 amendment to provide that the election for school board members be held on the first Thursday in August rather than the last Tuesday in September.

SECTION 5. That the powers and duties of said Board of Directors are as above and hereinafter set out to-wit:

- (1) To establish and maintain a public school at Huntingdon, in said district, wherein shall be taught all branches required to be taught in both elementary and high schools of the State, and in which may be established whatever assessor department or departments which may be necessary, in the judgment of the Board, to meet the demands of the patrons.
- (2) To employ competent teachers and as many as they see proper for said school or schools, fix their salaries, and for lawful reasons discharge them.
- (3) To open and close the school or schools and determine the length of term thereof.
- (4) To buy, build and keep in repair school buildings, out buildings and grounds, and any other school buildings or school property that may be included in said Special School District, or that said Board may see fit to erect, buy, and maintain.
- (5) To suspend and dismiss pupils when the occasion and efficiency of said school or schools demand it.
- (6) To use the school funds coming into their hands from whatever source in such a manner as will in their judgment and discretion best promote the interest of said Special School District.
- (7) To order and have taken a census of the children within said district according to the school laws of the State of Tennessee, and report same, properly certified, to the County Superintendent of Public Instruction and to the County Trustee of Carroll County, Tennessee, as soon as practicable after the taking effect of this Act.
- (8) To hold regular meetings at the time and place prescribed by them, and special meetings when called by the President, or by any three of the Board of Directors, four members being necessary to constitute a quorum of said Board.
- (9) To provide and arrange means of transportation for the children living remote from the school building or buildings within said Special School District, and pay for the same out of any school funds that may come into their hands.
- (10) To have full power to lay out and designate the routes and roads over which the means of transportation herein provided for shall pass, and the time thereof, and said transportation shall be to and from the school building or buildings within said Special School District daily while the school or schools are in session.
- (11) To have full power and authority to adopt any rules or by-laws that may be necessary for the management, maintenance and conduct of said school or schools which are not inconsistent with this Act or the general laws of the State; and they may require the payment of reasonable incidental fees to be paid by students of the high school provided for in this Act that may be necessary for the management, maintenance and conduct of said school as a high school and may

do and perform any and all other acts that may be necessary and proper to carry into effect, and to accomplish the purposes and intentions of this Act.

(12) Said Board of Directors of said Special School District shall meet in the school building in the Town of Huntingdon, Tennessee, on the third Thursday in each month, at which time, except during the summer months, when school is not in session, the entire faculty shall meet with said Board, and all matters pertaining to said school shall be fully discussed, an inspection made of the premises, and all matters relating to the operation of said school district necessary to be handled shall be handled and a full, [sic] and complete record of the meetings of said Board shall be kept.

(13) Should any member of the Board of Directors absent himself or herself from any regular meeting for as many as three successive meetings, such member shall be deemed to [sic] have vacated the office of a member of the Board of Directors of said Special School District. The remaining members of said School Board shall elect new members to fill said vacancy until the next regular election.

As amended by: Private Acts of 1945, Chapter 145

SECTION 6. That after making the report of the school census as provided by Sub-section 7 of Section 5 of this Act, the County Trustee shall apportion to the said Special School District for the maintenance of said school or schools, its per capita or prorata share of all school funds of the county then or thereafter in his hands according to the proportion which the school population of said Special School District shall bear to that of Carroll County under the school census of 1919, and upon the same basis the County Trustee shall also apportion to said Special School District its per capita or prorata share of the State school fund paid to said county by the State. Such school census shall be taken annually and upon it the funds shall be thus apportioned each year thereafter.

SECTION 7. That for the purpose of supporting and maintaining the school or schools of the said Special School District and for supplementing the school funds for said Districts [sic] so that school terms for said school or schools may be extended and continued nine months each year, if possible, as a free public school, there is hereby assessed for the year 1987 and for each year thereafter a tax limit of three dollars (\$3.00) on every one dollar's (\$100.00) worth of taxable property, both real and personal, situated within the said Huntingdon Special School District for general operation of schools. The basis of assessment of said tax on such property shall be the assessed value as shown by the books of the County Trustee, and all taxes assessed on real estate are a lien upon such real estate. The taxes herein assessed shall become due and be collected at the same time and in the same manner as taxes under the general laws of the State by the County Trustee. The said taxes herein provided for, together with all other school funds received from the County Trustee, shall constitute the school funds for the said Special School District, which funds shall be under the control of said Board of School Directors for the use and benefit of the said Board of Directors [sic] for the use and benefit of said Huntingdon Special School District. No part of said fund shall be paid by the Treasurer of said Special School District except by order of said Board of School Directors and upon warrants properly drawn and signed by the President and Secretary of the said Board of School Directors; provided further, that no personal property of the taxpayers within the said Special School District shall be exempt from levy or execution for their said tax assessments on personalty herein assessed by this Act; and provided that the County Tax Assessor shall prepare a separate complete list of all taxable property, both real and personal, within said School District for the use of the County Trustee in making collection of said taxes. The tax of twelve and one-half mills hereinabove in this Section levied may, to the extent of four mills, be pledged to and used by the Board of School Directors for the payment of bonds and or capital outlay notes of said District issued pursuant to authority for the purposes of constructing, improving and equipping school buildings and additions thereto for said District or purchasing sites in connection therewith. To the extent that said tax is so pledged the proceeds thereof shall be deposited in a fund or funds for the payment of said bonds in accordance with the provisions of the authorizing resolution.

COMPILER'S NOTE: This section was amended in 1987 to change the tax rate set out at the beginning of the paragraph above to not more than \$3 per \$100 property value, but the language at the end of the paragraph referring to the old tax rate of "twelve and one-half mills" was not changed.

The Board of School Directors of the Huntingdon Special School District shall have the authority to set the tax rate lower than that imposed by this Act as amended or any other Act setting a tax rate for the Huntingdon Special School District but shall not have the power to impose a tax in excess of any statutory levy. In order to change the rate of taxation, the Board shall certify on or before September 1 to the county trustee the new special school district tax rate not to exceed the rate imposed by any legislative Act, and the county trustee shall collect only the taxes based on the rates so certified.

As amended by: Private Acts of 1949, Chapter 712
 Private Acts of 1951, Chapter 697
 Private Acts of 1959, Chapter 241

Private Acts of 1967-68, Chapter 244

Private Acts of 1975, Chapter 143

Private Acts of 1987, Chapter 12

SECTION 8. That all the children living within the boundaries of the said Huntingdon Special School District shall be entitled to the benefit of the funds arising from the provisions of this Act, and are to be entitled to free tuition in the school or schools operated by said Board of Directors as aforesaid; provided, this shall apply to such children as are between the ages of six and twenty-one years of age. The Board of School Directors for said Special School District shall have power to admit by contract persons over school age or non-residents of the district or county or State upon the payment of such reasonable rates of tuition and under such regulations as the said Board of Directors may prescribe for persons not entitled to admission in the said school or school free of charge. All tuitions shall be paid to the Treasurer of said Board of Directors for the use and benefit of the said Special School District and shall be paid out as other funds collected and received by said School District.

SECTION 9. That the said Board of Directors shall, within ten days after this Act takes effect, meet and elect a President, Secretary and Treasurer. The members of said Board of School Directors shall serve without compensation, except that the Secretary may be allowed and receive lawful compensation for taking the census of the scholastic population of said Special School District or for having the same done each year.

The Secretary of said Board shall keep a true and correct record of all the meetings and business transacted by said Board in a minute book to be provided for such purpose and the Treasurer shall keep a true and correct account of all funds coming into his hands and of all disbursements. The Treasurer shall enter into bond sufficient to cover the school funds belonging to the said Huntingdon Special School District, which shall be fixed by the said Board of Directors, and shall be payable to the State of Tennessee, for the use and benefit of said Special School District and it shall be approved by the President of said Board and filed with the Secretary thereof.

SECTION 10. That said Board shall not employ any Superintendent or principal of the school or schools herein created, who has not had the equivalent of a college education, and shall not employ any teacher or teachers in the high school or elementary department who have not the requisite qualifications for the department in which employed as prescribed by the regulations of the State Board of Education.

SECTION 11. That all laws and parts of laws in conflict with this Act are hereby repealed and that this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 28, 1919.

Private Acts of 1957 Chapter 286

COMPILER'S NOTE: This act amended Section 1 of Private Acts of 1919, Chapter 374, but the act also contained additional provisions affecting Huntingdon Special School District. Accordingly, this act must be read in conjunction with Private Acts of 1919, Chapter 374 (reproduced herein).

SECTION 1. That Chapter 374 of the Private Acts of the General Assembly of the State of Tennessee for the year 1919, be amended by striking out all of that portion of Section 1 after the word "embracing" in line 4, and substituting in lieu thereof the following:

"[The language which appeared between the quotation marks amended Section 1 of Private Acts of 1919, Chapter 374, replacing the boundary description for the school district. This language, as amended by Private Acts of 1978, Chapter 255, and Private Acts of 1982, Chapter 193, is reproduced in Section 1 of the 1919 act, which appears in this compilation immediately preceding this act.]"

The aforementioned and described boundaries include and to be excluded from this School District is a tract of land owned by the Carroll County Board of Education on which is located Hale School, situated in the Eleventh Civil District of Carroll County, Tennessee, and described in two lots as follows:

Parcel No. 1: Beginning at a stake in the northeast corner of the present lot of the Carroll County Board of Education in the Town of Huntingdon and in the west line of Bill McDonald [sic] land, runs thence north 22 degrees 45 minutes west 300 feet to a stake, the same being the southeast corner of the Hampton lot, thence south 70 degrees west 766 feet to a stake in the east line of the Esch lot: thence south degrees 30 minutes east 338 feet to a stake in the north line of Ben Higigns [sic] lot; thence north 67 degrees east 739 feet to the point of beginning and containing 5.741 acres by calculation. Recorded in Deed Book 110, page 49.

Parcel No. 2: Known as Lot No. 18 in the Bryant addition to the Town of Huntingdon, Tennessee, and bounded and described as follows: Beginning at the southeast corner of Lot No. 17 and runs north 65

degrees east 21 poles and 10 links to a stake on Rogers Greers [sic] line, thence north with said line 11 poles and 20 links to the southeast corner of Lot No. 19, thence south 65 degrees west 21 poles and 10 links to the northeast corner of Lot No. 17; thence south 30 degrees east 11 poles and 20 links to the beginning, containing about one-half acres, more or less. Recorded in Deed Book 96, page 126.

As amended by: Private Acts of 1982, Chapter 194

COMPILER'S NOTE: The 1957 act also excluded the Cannon's School property from the Huntingdon Special School District, but Private Acts of 1982, Chapter 194, deleted the exclusion.

SECTION 2. That for the purpose of holding elections in said Special School District there are hereby created voting precincts in each respective civil district within the Huntingdon Special School District. There shall be voting precincts at the Court House and at the School House for the voters of the 11th Civil District, and voting precincts at the regular voting places for the voters of the 8th, 10th, 12th, 19th and 23rd Civil Districts, and the voters of each Civil District within said School District shall vote at the regular precinct where they live and are qualified to vote in regular elections. All elections for the Huntingdon Special School District of whatever nature shall be held under the supervision of the Board of Election Commissioners for Carroll County, Tennessee, upon proper petition of the Board Members of the Huntingdon Special School District. The qualification of voters shall be that provided by law for participation in general elections, and all laws applicable to general elections shall apply.

As amended by: Private Acts of 1959, Chapter 126

SECTION 3. That this Act shall have no effect unless the same shall have been approved by a majority of the voters residing in the area to be embraced within said Special School District in an election to be held for such purposes. It shall be the duty of the Board of Election Commissioners of Carroll County, Tennessee, after final legislative action upon this Act, to call an election to be held on the second Thursday in September, 1957, at the two voting precincts provided for in this Act. Not less than thirty (30) days notice shall be given by said Election Commissioners of said election. Ballots used in said election shall have printed thereon the title or substance of this Act, and the voters shall vote for or against its adoption. The votes cast at such election shall be canvassed by the Board of Election Commissioners upon the first Monday occurring five (5) days or more next after the date of such election and the results shall be proclaimed by such Board and certified to the Secretary of State. The qualification of voters shall be that as provided by Section 2 of this Act.

SECTION 4. That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 20, 1957.

COMPILER'S NOTE: This act was held constitutional in Perritt v. Carter, 325 S.W.2d 233 (Tenn. 1959). The establishment of voting places in Section 2 was held constitutional because there is no general law governing elections for special school districts. The referendum provision in Section 3 was elided as surplusage after the Court held that special school districts do not fall within the Home Rule Amendment to the Tennessee Constitution.

Bonds

Private Acts of 1977 Chapter 16

SECTION 1. Huntingdon Special School District in Carroll County, Tennessee, as created by Chapter 374 of the 1919 Private Acts of Tennessee, is hereby authorized from time to time to borrow money and issue its negotiable bonds therefor in the aggregate principal amount of not exceeding two million five hundred thousand dollars (\$2,500,000.) for the purpose of constructing, repairing, improving and equipping school buildings and additions thereto for the school district, and acquiring all property, real and personal, appurtenant thereto or connected with such work. These bonds shall bear interest at such rate or rates not exceeding seven per cent (7%) per annum, payable annually or semiannually, shall mature serially or otherwise in not exceeding thirty (30) years after date thereof, and shall be subject to such terms of redemption, with or without premium, as may be provided by resolution of the board of directors of the school district. The bonds shall be in such form and of such denominations and shall be sold in such manner as the board of directors may provide by resolution, but in no event shall such bonds be sold for less than par and accrued interest. The board of directors is authorized and empowered to do and perform all acts which may be necessary or desirable in connection with the issuance and sale of these bonds. The bonds shall be signed by the president of the board of directors with his manual or facsimile signature and attested by the secretary of the board with his manual signature, and the coupons attached thereto shall be signed by the facsimile signatures of both officials.

SECTION 2. For the purpose of paying the principal of and interest and any redemption premium on the school bonds herein authorized there is hereby levied a continuing annual tax of one dollar and ninety-five

cents (\$1.95) on each one hundred dollars (\$100) worth of taxable property in Huntingdon Special School District, beginning with the year 1977 and continuing until these bonds have been paid in full as to both principal and interest. The tax shall be annually extended and collected by the county officials of Carroll County in the manner provided by the general law for the extension and collection of county taxes and shall constitute a lien on the property against which they are levied with like force and effect as do county taxes. The proceeds of the taxes, as collected, shall be placed in a special fund and shall be used solely for the purpose of paying principal of and interest and redemption premiums on the school bonds herein authorized.

SECTION 3. The bonds herein authorized shall be exempt from all state, county and municipal taxation in the State of Tennessee.

SECTION 4. The bonds herein authorized shall not be issued until the issuance thereof has been ordered by a majority of the registered voters of the district voting at an election called for such purpose by the county election commission of Carroll County pursuant to the request of the board of directors of the district. Such election shall be held in the same manner and by the same officials as general elections are required to be held in Carroll County and notice thereof shall be given in the manner required by Tennessee Code Annotated, Title 2, for elections held on questions in Carroll County. At such election the proposition being submitted to the registered voters of the district shall appear in the form of a question and shall briefly state the maximum amount of bonds to be issued and the purpose of which such bonds are to be issued and shall be followed by the words "Yes" and "No" so that a voter can vote his preference by making a cross mark (X) opposite the proper word. The county election commission of Carroll County shall canvass the returns of such election and determine and declare in writing the results thereof. Such declaration shall constitute conclusive evidence of the results of the election.

SECTION 5. If any one or more provisions of this Act, or the application thereof to any person or circumstance shall ever be held by any court of competent jurisdiction to be invalid, the remaining provisions hereof and the applications thereof to persons or circumstances other than those to which it is held to be invalid shall not be affected thereby.

SECTION 6. All laws or parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 7. This Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: March 23, 1977.

Notes

Private Acts of 1929 Chapter 33

SECTION 1. That the Huntingdon Special School District, created by Chapter 374, Private Acts of 1919 of the General Assembly of the State of Tennessee, and located in Carroll County, Tennessee, be and the same is hereby authorized, by the through its Board of Directors, to borrow money for the use and benefit of said Special School District, and to issue interest bearing note, notes, warrant or warrants, and to pledge the credit of said Huntingdon Special School District to secure the payment of said note, notes, warrant or warrants, but in no event shall they borrow more than Twenty Thousand Dollars (\$20,000.00) at any one time.

SECTION 2. That said note, notes, warrant or warrants so issued by said Board of Directors of said Huntingdon Special School District shall be an irrevocable evidence of the liability of said Special School District. And the credit of said Huntingdon Special School District shall be by the act of borrowing said money and the issuance of said note, notes, warrant or warrants pledged for the payment of said amount so borrowed under this Act.

SECTION 3. That said money, when borrowed, shall be used without any deductions therefrom for any purpose by said Board of Directors to pay the debts and operating expenses of said Huntingdon Special School District and used as a supplementary fund to the general school funds of said District, and said money, when borrowed, shall be paid out of the taxes assessed for the benefit of said Special School District under Chapter 374, Private Acts of 1919, or any other funds that may come into their hands as such Board of Directors.

SECTION 4. That all laws and parts of laws in conflict with this Act are hereby repealed.

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

Passed: January 24, 1929.

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