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## Chapter II - Animals and Fish

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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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Table of Contents

<b>Chapter II - Animals and Fish .....</b>	<b>. 3</b>
<b>Hunting on Sunday .....</b>	<b>. 3</b>
<b>Private Acts of 1949 Chapter 611 .....</b>	<b>. 3</b>
<b>Livestock Inspector .....</b>	<b>. 3</b>
<b>Private Acts of 1949 Chapter 887 .....</b>	<b>. 3</b>
<b>Animals and Fish - Historical Notes .....</b>	<b>. 3</b>

## Chapter II - Animals and Fish

### Hunting on Sunday

#### Private Acts of 1949 Chapter 611

**SECTION 1.** That in counties of this State with a population of not less than 18,900, nor more than 19,000, by the Federal Census of 1940, or any subsequent Federal Census, it shall be unlawful for any person or persons armed with a gun to hunt or chase game of any sort upon Sunday. Provided, however, that this act shall not apply to any area within said counties that are owned and controlled by the United States Government. Any person violating this Act shall upon conviction be fined not less than Five (\$5.00) Dollars nor more than Twenty-Five (\$25.00) Dollars. Justices of the Peace shall have power to hear and determine the guilt of persons arrested and brought before them upon this charge irrespective of the entrance of a plea of guilty and shall render judgment upon the merits. Any person aggrieved by the judgment of any Justice of the Peace may appeal his conviction to the Circuit Court of said County upon executing bond or taking pauper's oath in lieu thereof for the payment of fine and costs and also executing bail bond for his appearance in the amount now provided by law for appearance in misdemeanor cases.

As amended by:

Private Acts of 1953, Chapter 313

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

Passed: April 6, 1949.

### Livestock Inspector

#### Private Acts of 1949 Chapter 887

**SECTION 1.** That in counties of this State with a population of not less than 18,900, nor more than 19,000 by the Federal Census of 1940, or any subsequent Federal Census, the Quarterly County Court is hereby authorized to elect for a term of one year, not exceeding two animal inspectors. In case a licensed veterinarian or licensed veterinarians shall be located in said county, then the Quarterly County Court shall be under the obligation to elect such inspectors from such licensed veterinarians to the extent of the number in said county. It shall be the duty of such livestock inspectors to make an inspection and examination of the livestock in said county and to treat such as may be found ailing or sick with the view to promoting the spread of health among such stock and to reduce the danger of infectious or contagious diseases. Such animal inspectors may contract with the owner or owners of any diseased livestock found by them for the treatment thereof by such inspectors, the compensation therefor to be mutually agreed upon between the parties. Such livestock inspectors may be compensated by the Quarterly County Court of such counties to which this Act applies in an amount not to exceed Ten (\$10.00) Dollars per annum for each inspector so appointed.

Elections thereof may be made by the Quarterly County Court at any regular term and the person so elected shall hold office for a period of one year from the date of such election. The said County shall not be liable for the default or negligence of any such livestock inspectors where such County Court has used care and caution in the selection thereof, but nothing herein shall exempt such inspectors personally for the negligence in the performance of their duties.

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

Passed: April 15, 1949.

### Animals and Fish - Historical Notes

The following is a listing of acts that at one time affected, but no longer appear to have any effect on, hunting, fishing or animal control in Coffee County. They are included herein for reference purposes. Also referenced below are acts which repeal prior law without providing new substantive provisions.

1. Public Acts of 1895, Chapter 127, made it unlawful for any person to catch, kill or wound any fish in any of the streams, lakes, rivers or ponds in the State by seine, trap, gun, grabbing with hands, gig, poison, dynamite, or any other means, except rod and line or trot line.

2. Public Acts of 1899, Chapter 227, exempted Coffee County from the provisions of Public Acts of 1895, Chapter 127, by permitting the catching of fish by hook and line, trot line, grabbing and seining.
3. Private Acts of 1905, Chapter 423, made it a misdemeanor for any nonresident of Coffee County to hunt or fish in said county without the written permission of the landowner.
4. Private Acts of 1921, Chapter 405, exempted Coffee County from the provisions of Public Acts of 1919, Chapter 61, which regulated the ownership of dogs.
5. Private Acts of 1921, Chapter 932, prohibited hunting or fishing on the lands of another without first procuring their consent. If a person has secured written consent, then a hunting or fishing license was not required. An open season on quail was declared between November 15th to February 1st, with a limit of 25 quail per day.
6. Private Acts of 1925, Chapter 94, prohibited livestock from running at large, made the owner of such stock liable for any damage done by the stock, and gave the person injured a lien on the destructive stock in order to secure payment of damages.
7. Private Acts of 1927, Chapter 91, amended Public Acts of 1925, Chapter 151, to set the open season for hunting and trapping fur-bearing animals in Coffee County from October 15th to February 1st. This Act was repealed by Private Acts of 1929, Chapter 40. Private Acts of 1929, Chapter 40, was repealed by Private Acts of 1931, Chapter 41.
8. Private Acts of 1929, Chapter 272, made it unlawful for any person, group, firm or corporation to take, ship or transport more than fifty minnows per day out of Coffee County.
9. Private Acts of 1929, Chapter 296, made it a misdemeanor to fish in Coffee County from April 16th to June 15th. This Act was repealed by Private Acts of 1931, Chapter 85.
10. Private Acts of 1931, Chapter 41, amended Public Acts of 1925, Chapter 151, to set the open season on fur-bearing animals from October 15th to February 1st.
11. Private Acts of 1931, Chapter 85, amended Public Acts of 1923, Chapter 102, so as to make it unlawful to take fish in Coffee County from April 14th to May 31st.
12. Private Acts of 1931, Chapter 90, provided that anyone who killed a hawk in Coffee County would receive a certificate for \$2 from the County Court Clerk. The certificate, when presented to the County Trustee, would allow the holder a credit of \$2 upon his or her taxes. This Act was repealed by Private Acts of 1931, Chapter 538.
13. Private Acts of 1931, Chapter 251, amended Private Acts of 1931, Chapter 90, so as to lower the bounty on hawks from \$2 to \$1. This Act was repealed by Private Acts of 1931, Chapter 538.
14. Private Acts of 1931, Chapter 346, made it lawful to catch non-game fish by means of a gig, at any time in Coffee County. The Act did not apply to private ponds and lakes.
15. Private Acts of 1933, Chapter 364, made it lawful to hunt and fish without a license in Coffee County under certain conditions, but required the sportsman to carry the written consent of the landowner. The open season on fur-bearing animals was set from November 15th of February 15th.
16. Private Acts of 1935, Chapter 14, amended Private Acts of 1933, Chapter 364, by deleting the provisions requiring the obtaining of the written consent of the landowner prior to hunting or fishing. The provision for an open season on fur-bearing animals was also deleted.
17. Private Acts of 1935, Chapter 168, made it unlawful in Coffee County to hunt or fish upon the lands of another without their consent. It was also declared unlawful to discharge any firearm within range of any building, structure, public highway, or occupied pastures.
18. Private Acts of 1935, Chapter 357, made it lawful to buy or sell the furs of wild animals in Coffee County without a license.
19. Private Acts of 1935, Chapter 623, made unlawful to kill a fox in Coffee County except during the month of December.
20. Private Acts of 1957, Chapter 159, created the position of county livestock inspector and gave him the right to vaccinate all animals subject to vaccination by law. The Court would elect an inspector at its July term and every two years thereafter. C. R. Denney was appointed by the Act to serve until August 1, 1957. This Act was not approved by the Quarterly County Court and did not become operative.

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