



July 03, 2024

---

## Chapter VI - Education/Schools

---

Dear Reader:

The following document was created from the CTAS website ([ctas.tennessee.edu](http://ctas.tennessee.edu)). This website is maintained by CTAS staff and seeks to represent the most current information regarding issues relative to Tennessee county government.

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,

The University of Tennessee  
County Technical Assistance Service  
226 Anne Dallas Dudley Boulevard, Suite 400  
Nashville, Tennessee 37219  
615.532.3555 phone  
615.532.3699 fax  
[www.ctas.tennessee.edu](http://www.ctas.tennessee.edu)

<b>Chapter VI - Education/Schools .....</b>	<b>. 3</b>
<b>Board of Education .....</b>	<b>. 3</b>
<b>Private Acts of 1972 Chapter 251 .....</b>	<b>. 3</b>
<b>York Agriculture Institute .....</b>	<b>. 5</b>
<b>Private Acts of 1925 Chapter 809 .....</b>	<b>. 5</b>
<b>Management .....</b>	<b>. 7</b>
<b>Private Acts of 1927 Chapter 171 .....</b>	<b>. 7</b>
<b>Education/Schools - Historical Notes .....</b>	<b>. 9</b>

# Chapter VI - Education/Schools

## Board of Education

### Private Acts of 1972 Chapter 251

**SECTION 1.** That there is hereby created and established in Fentress County, Tennessee, a County Board of Education to be composed of members to be elected by the qualified voters of said County in the manner hereinafter provided. Provided further, however, that nothing in this Act shall affect any of the present members of the County Board of Education or prevent said members from completing their present term of office to which they have been previously elected.

**SECTION 2.** That from and after the effective date of this Act, the Quarterly County Court of Fentress County shall have the power to make interim appointments to fill any vacancies occurring on the County Board of Education prior to the regular general election which is to be held in August, 1972. The persons so selected or chosen shall hold membership on the County Board of Education for the unexpired term of their predecessor.

**SECTION 3.** That in the event a vacancy occurs on the County Board of Education of Fentress County after the regular county election of 1972, such vacancy being on account of death, resignation, removal of residence of a member of said board from the school district from which said member was elected, or any other cause or reason, and such vacancy having occurred 30 or more days before the last day for board member candidates to qualify in a regular election, the Quarterly County Court of Fentress County in regular or called session, a quorum being present, shall elect someone to fill said vacancy, and the person so elected or appointed shall serve until a successor is duly elected at the next regular general election by the qualified voters of the district. If such vacancy occurs less than 30 days before the last qualifying date for the next regular election, the person so elected by the Quarterly County Court shall hold until his successor is elected at the next regular election after the forthcoming regular election.

Provided however, that if such vacancy is that of a member who was holding office prior to the August 1972 election, or his interim appointed successor, the person elected to fill such vacancy shall hold membership on the County Board of Education for the unexpired term of the predecessor. This proviso applies only to the present (transitional) membership and is ineffective after September 1, 1976.

**SECTION 4.** That the qualified voters of Fentress County shall elect a County Board of Education to be composed of ten (10) members, elected to terms of four (4) years, except as provided otherwise in this act for purposes of transition. Two (2) members shall be elected from each school district. Terms shall be staggered so that one (1) member from each district is elected at each regular August election. The members of the Board of Education shall be at least twenty-one

(21) years of age, citizens of the United States and the State of Tennessee and residents of the district in Fentress County which they represent.

As amended by: Private Acts of 1994, Chapter 160,  
Private Acts of 1998, Chapter 149.

**SECTION 5.** That Fentress County is by this Act divided into five (5) school districts as follows:

#### DISTRICT I

Beginning at the point where the west boundary line of the city limits of Jamestown crosses Highway 52 west of the public square and running thence northwardly, eastwardly, and southwardly with the corporate limits of Jamestown to the north prong of White Oak Creek; thence down and with the meanders of the north prong of White Oak Creek to a point due north of the Old Hicks Cemetery; thence due south to the Old Hicks Cemetery; thence southwardly with the cemetery roadway to the highway leading from Jamestown to Stockton; thence westwardly with said highway approximately 1,300 feet to the intersection of the county road which leads to the City of Allardt; thence southwestwardly with said road to its intersection with the county road leading to the Fentress County Memory Gardens and continuing with that road in all approximately 2-1/5 miles to the intersection of Tom Price Road; thence northwestwardly and westwardly with the Tom Price Road to the intersection of Highway 52; thence northwardly and westwardly with Highway 52 to the city limits of Jamestown; thence southwardly, westwardly and northwardly with the corporate limits of Jamestown to the beginning.

#### DISTRICT II

Beginning at the point where Natural Bridge Creek, being the creek which runs into Pickett Park Lake, crosses the Pickett County and Fentress County line; thence westwardly up Natural Bridge Creek to the

head of said creek; thence southwestwardly a straight line to the cliff of Cumberland Mountain above the head of Johnson Branch, the latter being a prong of Pogue Creek; thence following the various meanders of the cliff of Cumberland Mountain along the south side of the Wolf River Valley to the intersection of the Doubletop Road and Highway 127 at Squirrel Flat; thence southwardly with Highway 127 to the north boundary line of the city of Jamestown; thence westwardly and southwardly with the various meanders of the corporate limits of the City of Jamestown to the head of Rock Castle Creek; thence down Rock Castle Creek with its various meanders to Buffalo Cove Creek; thence down Buffalo Cove Creek with its meanders to Obey River; thence southwardly and up Obey River to the mouth of Big Piney Creek; thence up Big Piney Creek with its various meanders in a westwardly direction to the county line between Fentress County and Overton County; thence northwardly with the Overton County Line to the Pickett County line; thence northwardly and eastwardly with the Pickett County line to the point of beginning.

#### DISTRICT III

Beginning at the point in the Morgan County line where the south prong of Clear Fork River runs into the north prong of Clear Fork River; thence westwardly and southwestwardly with the various meanders of the north prong of Clear Fork River to the point where it crosses Highway 4242; thence westwardly with Highway 4242 to its intersection with Highway 127; thence continuing westwardly crossing Highway 127 and following the county road to the point where it crosses Cobb Creek; thence northwestwardly with the meanders of Cobb Creek to Obey River; thence down Obey River with its various meanders to the mouth of Buffalo Cove Creek; thence southeastwardly up Buffalo Cove Creek to Rock Castle Creek; thence northeastwardly up Rock Castle Creek with its various meanders to the corporate limits of the City of Jamestown; thence southwardly, eastwardly and northwardly with the corporate limits of Jamestown to Highway 52; thence eastwardly and southwardly with Highway 52 to the intersection of the Tom Price Road to its intersection with the road which leads from Stockton to the Fentress County Memory Gardens; thence northeastwardly with said road to its intersection with the road leading from Stockton to the City limits of Allardt; thence due south with said road to the city limits of Allardt; thence westwardly, southwardly, eastwardly and northwardly with the city limits of Allardt to Highway 52; thence eastwardly with Highway 52 to the Morgan County line at Clear Fork River; thence southwestwardly up and with the meanders of Clear Fork River to the beginning.

#### DISTRICT IV

Beginning at the point in the Morgan County line where the south prong of Clear Fork River runs into the north prong of Clear Fork River; thence westwardly and southwestwardly with the various meanders of the north prong of Clear Fork River to the point where it crosses Highway 4242; thence westwardly with Highway 4242 to its intersection with Highway 127; thence continuing westwardly crossing Highway 127 and following a county road to the point where it crosses Cobb Creek; thence northwestwardly with the meanders of Cobb Creek to Obey River; thence down Obey River with its various meanders to the mouth of Big Piney Creek; thence westwardly up Big Piney Creek with its various meanders to the Overton County line; thence southwardly with the Overton County line to the Putnam County line; thence southeastwardly with the Putnam County line to the Cumberland County line; thence eastwardly with the Cumberland County line to the Morgan County line; thence northwardly with the Morgan County line to the beginning.

#### DISTRICT V

Beginning at the point where Natural Bridge Creek, same being the Creek which runs into Pickett Park Lake, crosses the Pickett County and Fentress County line; thence westwardly up Natural Bridge Creek to the head of said creek; thence southwestwardly a straight line to the cliff of Cumberland Mountain above the head of Johnson Branch, the latter being a prong of Pogue Creek; thence following the various meanders of the cliff of Cumberland Mountain along the south side of the Wolf River Valley to the intersection of the Doubletop Road and Highway 127 at Squirrel Flat; thence southwardly with Highway 127 to the north boundary line of the City of Jamestown; thence eastwardly and southwardly with the corporate limits of Jamestown to the north prong of White Oak Creek; thence down the north White Oak creek with the various meanders thereof to a point due north of the Old Hicks Cemetery; thence due south to the Old Hicks Cemetery; thence southwardly with the cemetery roadway to the highway leading from Jamestown to Stockton; thence westwardly with said highway approximately 1300 feet to the intersection of the county road which leads to the City of Allardt; thence southwestwardly and southwardly with said county road to the city limits of Allardt; thence with the city limits of Allardt westwardly, southwardly, eastwardly and northwardly to the point where the east boundary line of the City of Allardt crosses Highway 52; thence eastwardly with Highway 52 to the Morgan County line; thence northeastwardly with the Morgan County line to the Scott County line; thence northwestwardly with the Scott County line to the Pickett County line; thence westwardly with the Pickett County line to the beginning.

**SECTION 6.** That the membership of the County Board of Education shall be elected by the qualified voters of said county in the following manner:

At the next general election to be held in August 1972, one person shall be elected to the County Board of Education by the qualified voters of school district number two and one person shall be elected to the County Board of Education by the qualified voters of school district number three. The terms of office shall be for six (6) years beginning September 1, 1972. At the general election in August, 1974, one person shall be elected to the County Board of Education by the qualified voters of school district number one. The term of office shall be for six (6) years beginning September 1, 1974. At the general election in August, 1976, two persons shall be elected to the County Board of Education, one by the qualified voters for school district number four and one by the qualified voters for school district number five. The terms of office shall be for six (6) years beginning September 1, 1976.

At the August 1994 election, the successors to the incumbent members in Districts 4 and 5 shall be elected to four (4) year terms. The new members from Districts 1, 4 and 5 shall be elected to two (2) year terms, and the new members from Districts 2 and 3 shall be elected to four (4) year terms. After the August 1994 election, all members shall be elected to four (4) year terms.

At the August 1998 election, one (1) member from each of the five (5) school districts shall be elected for a term of two (2) years and one (1) member of each of the five (5) school districts shall be elected for a term of four (4) years. The candidate receiving the greatest number of votes in each school district shall be elected to a four (4) year term, and the candidate receiving the second greatest number of votes in each school district shall be elected to a two (2) year term. After the August 1998 election, all members shall be elected to four (4) year terms.

As amended by: Private Acts of 1994, Chapter 160,  
Private Acts of 1998, Chapter 149.

**SECTION 7.** That the powers, duties, qualifications and mode of procedure of the County Board of Education of Fentress County shall be the same as now provided for a County Board of Education under the general statutes and laws of the State of Tennessee, not inconsistent with the provisions of this Act.

**SECTION 8.** That the members of the County Board of Education of Fentress County shall be compensated at the rate of Fifteen Dollars (\$15.00) per day for each day's attendance upon meetings of the County Board of Education. Such compensation shall be paid out of the school fund of said county.

**SECTION 9.** That it is hereby declared to be the intent of the General Assembly of the State of Tennessee to provide a County Board of Education for Fentress County to be elected by the qualified voters of the above described districts and said Board to be composed of five (5) members to serve staggered terms of six (6) years each; subject to the completion of the terms of office of the present membership. All Private Acts in conflict with this Act are repealed.

**SECTION 10.** That this Act shall have no effect unless the same shall have been approved by a two-thirds vote of the Quarterly County Court of Fentress County on or before the next regular meeting of such Court occurring more than thirty days after its approval by the Chief Executive of this State. Its approval or non-approval shall be proclaimed by the presiding officer of the body having jurisdiction to approve or the reverse, and shall be certified by him to the Secretary of State.

**SECTION 11.** That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: February 29, 1972.

## York Agriculture Institute

### Private Acts of 1925 Chapter 809

**SECTION 1.** That in commemoration of the valor and heroism of Sergeant Alvin C. York of Fentress County, Tennessee, as a soldier in the world war, there is hereby established at Jamestown, Fentress County, Tennessee, upon the terms and conditions hereinafter stated, Alvin C. York Agricultural Institute, which said school shall be managed and controlled by the State Board of Education of the State of Tennessee, and shall be regulated and the curriculum determined by said State Board, except that in said school all the white children of Fentress County of free school age shall be entitled to attend the same without charge for tuition. The faculty shall be selected by the State Board and salaries of teachers fixed by it and all other regulations pertaining to the conduct and management of said school shall be made by said State Board.

**SECTION 2.** That the county of Fentress in the State of Tennessee be and the same is hereby authorized and empowered by and through its County Judge and County Court Clerk, to issue and sell at not less than par, to the highest and best bidder for cash, after receiving sealed bids, Seventy-five Thousand (\$75,000.00) dollars coupon bonds bearing six per cent interest per year, payable semi-annually, and

running twenty (20) years from date of issuance. Provided that said bonds shall not be issued (sic) until authority therefor shall be given by an affirmative vote of the people of Fentress County at an election to be called by the Election Commissioners of said county and held at all the voting precincts therein, at which election a majority of all votes cast shall be cast in favor of said bond issue. Ballots shall be printed by the County Election Commissioners having the words, "For the bonds" and the words "Against the bonds," printed thereon, and those favoring said bond issue shall mark their ballots opposite the words "Against the bonds." Said election shall be held at all the voting precincts in Fentress County, on Saturday, May 23, 1925, and the Commissioner of Election shall meet at the courthouse as soon as practicable after said election, canvass the returns and announce and certify the result to the Clerk of the County Court of said county. And if it shall appear from the certificate of the Commissioners of Election, or a majority of them, that a majority of the legal votes cast in said election shall be in favor of the issuance of said bonds, it shall then be the duty of the County Judge and County Court Clerk to take all necessary steps to issue and sell said bonds. All persons liable to poll tax who shall have paid their poll tax for the year 1924 at any time before offering to vote, may vote in said election.

**SECTION 3.** That if said election shall result favorably to the issuance of said bonds, the County Judge and County Court Clerk shall forthwith have printed bonds in the denomination of Five Hundred (\$500.00) Dollars each in the aggregate amount of Seventy-five Thousand (\$75,000.00) dollars, maturing in twenty (20) years, bearing interest at not more than six per cent payable semi-annually, with coupons attached thereto. Said bonds shall be signed by the County Judge and County Court Clerk, and attested by the seal of the County. The coupons may be lithographed.

**SECTION 4.** That J. T. Wheeler and O. O. Frogge, as members of the Board of Trust hereinafter created, in conjunction with the County Judge and County Court Clerk, shall advertise said bonds as to them may seem best for at least thirty (30) days, and shall receive sealed bids for same, which bids shall be opened publicly at a given hour and date to be stated in the advertisement, and the sale shall be awarded to the highest and best bidder for cash.

**SECTION 5.** That the proceeds of the sale of said bonds shall be paid over to the Trustee of said county, provided that he shall first execute a good and solvent bond to be approved by the County Judge of said county in a sum sufficient to cover and secure all said funds. It shall be the duty of the County Trustee to keep said fund under two separate accounts. Two-thirds of said fund shall be set apart and known as Alvin C. York Agricultural Institute fund, and one-third shall be set apart and known as Fentress County Elementary School Fund, and both said funds shall be entirely separate and apart from all other school funds and all other public funds of every kind in the hands of said County Trustee. Said Alvin C. York Agricultural Institute fund shall be paid out by the County Trustee only upon the warrant of the Chairman and Secretary of the Board of Trust hereinafter created; and said Fentress County Elementary School Fund shall be paid out by said County Trustee only upon the warrant of the Chairman of the County Board of Education, countersigned by its Secretary.

**COMPILER'S NOTE:** Section 6 of this act named a Board of Trust to manage and control the affairs of the school, but that board was abolished by Private Acts of 1927, Chapter 171.

**SECTION 7.** That said Board of Trust is hereby empowered to take over and expend in the same manner and for the same objects and purposes a fund of ten thousand (\$10,000.00) dollars or over, heretofore raised by Sergeant Alvin C. York. Said fund shall be paid direct to the County Trustee of Fentress County by the Trustees now holding same, and said Trustee shall be bonded in an amount sufficient to secure the same, and said fund shall be added to the Alvin C. York Agricultural Institution Fund. The County Trustee shall not receive any commission whatever upon this particular item, but will receive a commission of one per cent on the proceeds of the sale of the bonds hereinbefore mentioned in full compensation for his services in handling said entire fund.

**SECTION 8.** That the Board of Trust hereinbefore named, and their successors, shall serve without compensation. In case of vacancy in said Board, such vacancy shall be filled by the remaining members thereof, who shall designate in writing on their minutes the name of the successor who is selected by them, who must be a citizen and taxpayer of Fentress County, Tennessee.

**SECTION 9.** That the proposition of W. L. Wright to donate a tract of one hundred acres of land lying within one mile of Jamestown, to said Board of Trust, same to be suitable for use of Alvin C. York Agricultural Institute, for the purposes hereinbefore mentioned, is hereby accepted and the Board of Trust is authorized to accept a deed from said W. L. Wright for the same, and when the title thereto is approved by the said Board of Trust, then the said Board will be authorized to improve and develop the same as herein provided. But before any public fund shall be expended upon said one hundred acre tract of land, or upon any other land for the erection of buildings and improvements, the title thereto shall be passed upon by the Attorney General of the State of Tennessee, or by some competent attorney by him designated for that purpose.

**SECTION 10.** That the sum of Fifty Thousand (\$50,000.00) Dollars be and the same is hereby appropriated by the State of Tennessee out of the general fund of said State, not otherwise appropriated, for the purpose of aiding in the erection, construction and equipment of said buildings and the improvement of said one hundred acre tract of land hereinbefore mentioned.

**SECTION 11.** That said fund of \$50,000.00 mentioned in the preceding section of this Act shall be deposited by the Treasure of the State of Tennessee to the credit of the County Trustee of said county, upon his executing a bond sufficient in amount and solvency to cover the same, to be approved by the County Judge of said county and also by the Treasurer of the State of Tennessee. Provided that said fund of \$50,000.00 herein appropriated out of the Treasury of the State, shall not be paid over by the Treasurer until the County of Fentress shall have voted, issued and sold the bonds hereinbefore provided and made available for the expenditure on the buildings and grounds of the Alvin C. York Agricultural Institute, the sum of at least \$50,000.00, and until said Alvin C. York fund of at least \$10,000.00 shall have been made available and paid over to the County Trustee in cash for like use, and until said W. L. Wright shall have executed and delivered a deed to at least one hundred acres of land, with good title thereto, to the Board of Trust herein named, and to their successors in trust forever, for the use of said institute. When all these conditions are met and moneys raised, then, and not till then, will the Treasurer of the State of Tennessee pay over said sum of \$50,000.00 hereinbefore appropriated. Said appropriation of \$50,000.00 shall be available only after the location and plans for said school shall be approved by the State Funding Board.

**SECTION 12.** That when said grounds and farm shall have been prepared and completed and said buildings erected and equipped and all said properties turned over to the State Board of Education, the same shall be accepted by said State Board and all proper regulations made and teachers and employees selected, salaries and expenses fixed, to the end that an institution of learning for the use and benefit of all the white children of Fentress County of free school age shall be established and conducted forever. Said institution shall be maintained by the County of Fentress by the levy and collection of taxes for the purpose and from such other funds as may be apportioned or distributed to Fentress County under the general laws of the State of Tennessee, and without expense or special appropriation by the State of Tennessee, it being the object and purpose hereof that the amount of \$50,000.00 hereinbefore appropriated is all that is ever to be paid or demanded on account of the establishment of said institute.

**SECTION 13.** That since Sergeant Alvin C. York has had promises of material financial aid from various other sources in the establishment nad (sic) maintenance of a school or institution of learning in Fentress County for the benefit of the mountain children whose opportunities for an education are and have heretofore been very limited, said Board of Trust is hereby authorized and empowered to solicit, receive, safeguard and expend such additional sums of money as may be secured from any source to be used in the same manner and for the same purposes as the funds hereinbefore provided for.

**SECTION 14.** That the County Board of Education of Fentress County shall use and expend the Fentress County Elementary School Fund hereinbefore mentioned in the repair, construction and equipment of public school buildings for the elementary schools of Fentress County in the various parts of said county, having a due regard to a proper distribution of said fund and the application thereof in such was as to supply the greatest needs of the children in the rural section of said county, it being the object and purpose of this Act to spend said entire elementary school fund in the more remote portions of the county where educational facilities are poorest.

**SECTION 15.** That said Board of Trust hereinbefore named, and its successors, shall continue to hold their said office and shall act as financial advisors of the State Board of Education and shall render such assistance in securing funds and otherwise as the State Board of Education may from time to time suggest or desire.

**COMPILER'S NOTE:** See Private Acts of 1927, Chapter 171, on the following pages.

**SECTION 16.** That this Act take effect from and after its passage, the public welfare requiring it.

Passed: April 13, 1925.

## Management

### Private Acts of 1927 Chapter 171

#### PREAMBLE

WHEREAS, there is in the hands of the Trustees of Fentress County, in the form of a certified check, the proceeds of the sale of a bond issue made by the County of Fentress in pursuance of the enabling clauses found in Sections 2, 3 and 4 of the Act above referred to, amounting to Seventy-five Thousand (\$75,000.00) Dollars principal, and Ten Thousand \$10,000.00) Dollars premium, in all Eighty-five

Thousand (\$85,000.00) Dollars, and

WHEREAS, There is in the hands of the Alvin C. York Foundation the sum of \$10,000.00 available and ready to be turned over for the benefit and use of the Alvin C. York Agricultural Institute in accordance with the provisions of Section 7 of the Act aforesaid; and

WHEREAS, W.L. Wright has conveyed to the Board of Trust of the Alvin C. York Agricultural Institute a certain tract or tracts of land, consisting of about 103 63/100 acres, near and adjacent to the town of Jamestown, in accordance with the provisions of Section 9 of the Act aforesaid, the title to which has been examined and approved by the Attorney General of the State; and

WHEREAS, the location of said school has been had and approved as required by said Act, and it has been provided by resolution approved by the State Funding Board, and the Attorney General of the State, that a branch of said school be established and known as the elementary branch thereof, to be located on the present High School site in Jamestown, and that for the purpose of constructing suitable buildings and equipment, there has been set apart, out of the total funds provided for, to witt (sic): The \$50,000.00 State fund, and the \$50,000.00 County fund, and the \$10,000.00 York Foundation fund--a sum not in excess of Twenty-five Thousand (\$25,000.00) Dollars; and

WHEREAS, some controversy has arisen between the members of the Board of Trust as to the management and disposition of the funds and other matters relating to the development of said school;

Therefore, and in order to reconcile all differences, and to secure the speedy establishment thereof:

**SECTION 1.** That Chapter 809 of the Private Acts of 1925, providing for the establishment of the Alvin C. York Agricultural Institute at Jamestown, Tennessee, the caption of which is recited in the caption hereof, be and the same is hereby amended so as to abolish the Board of Trust named in Section 6 of the Act and elsewhere therein, and to substitute, in lieu thereof, the members of the State Board of Education (and their successors in office) and Alvin C. York, who shall constitute the Board of Trust created, established and referred to in the Act aforesaid, and shall be charged with all the duties and clothed with all the powers of the Board of Trust mentioned therein; it being the intention that Alvin C. York shall be one together with the members of the State Board of Education constituting the Board of Trust provided for by said Act. The said substituted Board of Trust shall succeed to all the rights and duties originally conferred by said Act upon the Board of Trust named therein, or that may be imposed hereby, and the old Board and its members are hereby discharged and released from all duties and obligations imposed therein upon them, and shall be required to perform no further or other duties in connection therewith, and none of the duties imposed hereby. All records, papers, documents and property in the hands of the old Board of Trust shall be turned over to the Board of Trust of the Alvin C. York Agricultural Institute hereby substituted.

**SECTION 2.** That said Chapter 809 of the Private Acts of 1925 be and the same is hereby further amended so as to provide:

1. The said substituted Board of Trust composed of the State Board of Education and Alvin C. York shall proceed forthwith to carry out and execute (sic) all of the terms, provisions and conditions imposed by said Act upon the Board of Trust and as amended hereby.
2. The Board of Trust shall proceed immediately to the assembling of all the funds available for the purposes of the original Act, that is to say, of the \$50,000.00 appropriated by the Act, the \$50,000.00 proceeds of the Fentress County bonds, with its appropriate part of the premium, and the \$10,000.00 in the hands of the Alvin C. York Foundation, and to the construction, erection and establishment of the Alvin C. York Agricultural Institute in accordance with the provisions of the original Act. To accomplish this purpose the said Board of Trust is hereby empowered and given full and complete authority to receive and handle each and all of the funds hereinbefore specified; the \$10,000.00 in the hands of the Alvin C. York Foundation will be paid directly to the said Board of Trust, which is authorized to receive and receipt for the same as being in full compliance with all the provisions of the trust under which said fund is held; the \$50,000.00 appropriated by the original Act shall likewise be paid over to said Board of Trust, and full power and authority is given to it to receive and receipt for the same, and the Comptroller of the Treasury and any other State official required by law to act in the matter, are required and directed to issue each voucher or receipt, and to pay over into the hands of the said Board of Trust of said fund of Fifty Thousand (\$50,000.00) Dollars appropriated by the Act. The said Board of Trust is hereby directed, upon the receipt of the said (sic) \$50,000.00 State fund and the \$10,000.00 Alvin C. York Foundation fund, to deposit the same in some solvent and suitable bank in Fentress County, preferably in the Farmers Bank of Jamestown, if suitable security be given thereof, and to draw upon the same and expend it only as the same may be needed in connection with the building and establishment of the school. The said Board of Trust is also empowered



to draw upon the Trustee of Fentress County for the funds in his hands due to the York School, to-wit, \$50,000.00 proceeds of the Fentress County bonds, and the proportionate part of the \$10,000.00 premium, but this fund will only be drawn upon when required and needed in connection with the building and construction of the school aforesaid. The Trustee may keep said funds on deposit with the Jamestown Bank until the same has been expended, provided said bank shall furnish (sic) proper security therefor.

**SECTION 3.** That said Chapter 809 of the Private Acts of 1925, be further amended as follows:

The Board of Trust hereby created shall proceed to build and properly equip the buildings for school purposes, either on the W.L. Wright 103.63 acre tract, which has been deeded to the Insittute (sic), located about one mile north of the courthouse in Jamestown, or upon any other suitable land adjacent thereto which the Board of Trust may procure with good and unencumbered title; Provided, that it shall be the duty of said Board of Trust to construct and build an elementary branch of said school upon the Jamestown High School site of about 12 acres, expending for that purpose only such sum as in their judgment and discretion may be necessary, but in no event to exceed the sum of Twenty-five Thousand (\$25,000.00) Dollars.

**SECTION 4.** That said Chapter 809 of the Private Acts of 1925 be further amended by striking out all of said Act which in any way conflicts with any of the provisions of this amendatory Act.

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

Approved: April 1, 1927.

## Education/Schools - Historical Notes

### **Board of Education**

The following acts once affected the board of education in Fentress County but are no longer operative.

1. Private Acts of 1937, Chapter 622, provided for the election of members of the County Board of Education for Fentress County. The Board consisted of five members who were to be elected from five districts. No two of whom could reside in the same district. Each member was to serve a two year term.
2. Private Acts of 1987, Chapter 39, amended this act by raising the Board Members compensation from \$15 to \$100 for each day's attendance up to six days. However, the act was not approved locally and did not become effective.
3. Private Acts of 2006, Chapter 121, amended Private Acts of 1972, Chapter 251, as amended by Private Acts of 1994, Chapter 160, and Private Acts of 1998, Chapter 149, relative to compensation of members of the county board of education in Fentress County. The act proposed to compensate members at a rate of \$100 per day for each day's attendance at meetings of the county board of education. This act never received local approval.

### **Superintendent or Director of Schools**

The act referenced below once affected the office of superintendent of education in Fentress County, but is no longer operative.

1. Private Acts of 1937, Chapter 216, established the office of county superintendent of schools in counties having a population of not less than 11,030 nor more than 11,040 under the federal census of 1930 to be elected by the people at the regular biennial August elections, beginning the first Thursday in August, 1938, and every two years thereafter. Later, T.C.A. § 49-2-301(d) provided that county superintendents of schools be elected for four (4) year terms.

### **General Reference**

The following acts constitute part of the administrative and political heritage of the educational structure of Fentress County but are no longer operative since they have either been superseded, repealed, or failed to receive local approval.

1. Private Acts of 1826, Chapter 176, incorporated the Mount Cumberland Academy in Fentress County. The act appointed John Redgan, William Travis, Erby Alberson, John Crofford, Samuel Odle, Strother Frog, James Finely, John Guinn and John Evans as Trustees of the Academy. The Trustees were given the authority to select and purchase a site for the Academy in Jamestown.
2. Private Acts of 1831, Chapter 131, appointed Joseph H. Schooler, William H. McGee, Hannibal Clemmins, William Richardson, William Chilton, Jr., James Campbell, William H. Atkinson, John H. Rogers and H. C. Rogers as Trustees of Mount Cumberland Academy in Fentress County.
3. Private Acts of 1835-36, Chapter 100, gave the Fentress County Court authority to remove and

replace any Trustee of the Mount Cumberland Academy, if in the discretion of the court it was believed that the safety of the Academy required such actions.

4. Acts of 1855-56, Chapter 267, authorized the school Trustees to pay out all school funds that might come into their hands from the sale of land to Fentress County, in the same manner as other funds received by them.
5. Acts of 1907, Chapter 143, created a special school district in the Fourteenth Civil District of Fentress County. The school was to be designated and known as "Wilder District No. 14". Dock Morgan, Alexander Boles and D. L. Sparks were appointed the School Directors. They were to serve until the next regular election for School Directors in Fentress County. The Trustee of Fentress County was authorized by this act to apportion this special school district all funds then on hand or funds to be collected for that District.
6. Acts of 1907, Chapter 217, created a school district in the First District of Fentress County to be known as the "Jamestown School District of Fentress County." W. W. Wood, J. T. Wheeler and J. L. Garrett were appointed the School Directors. They were to serve until the next regular election for School Directors in Fentress County. The Trustee was authorized by this act to apportion to this school district its rate pro rata of all school funds or those funds that would come into his hands.
7. Acts of 1909, Chapter 494, required parents or guardians of children over eight years old and under fourteen years old to direct such children to attend some public school four months or eighty consecutive days each year. This act applied to Fentress and other Counties. Failure to comply with the provisions of this act was a misdemeanor. A fine of \$1 per day a child was absent was the penalty upon conviction. Cost of prosecution was to be paid out of the public school fund of the county. Those children enrolled in private or parochial schools, those who had covered the subjects required by law were exempted from the provisions of this act. Those children with a mental condition or those who were needed by the family to work were also exempt. This act was amended by Private Acts of 1911, Chapter 221. This amendment made the act applicable to counties have a population of not less than 90,000 and not more than 120,000 persons. Public Acts of 1978, Chapter 716, repealed Acts of 1909, Chapter 494 and the amendment, Private Acts of 1911, Chapter 221.
8. Private Acts of 1921, Chapter 807, exempted from any further examination all teachers in Fentress County who had forty consecutive years experience. Such teachers were to receive their teaching certificate from the State Department of Education upon application and affidavit that they had such teaching experience.
9. Private Acts of 1927, Chapter 803, authorized the citizens of Fentress County who had taught in public schools not less than fifty consecutive years to be entitled to be enrolled by the County Board of Education upon a list to be known as County Teacher's Pension List provided they remain in Fentress County.
10. Private Acts of 1937, Chapter 622, was the first act providing for the popular election of the County Board of Education. The Board consisted of five members who were to be elected from five districts. No two of whom could reside in the same district. Each member was to serve a two year term. This has now been superseded by the current law.

---

**Source URL:** <https://www.ctas.tennessee.edu/private-acts/chapter-vi-educationschools-51>