



July 03, 2024

Acts of 1845-46 Chapter 75

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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Whereas, By an act passed by the General Assembly of the State of Tennessee at its regular session of 1841 and 2, entitled "an act to establish the county of Putnam, to perpetuate the name and public services of General Israel Putnam, of the Revolutionary war," a county, formed of parts of the counties of Jackson, White and Overton, was established by the name of Putnam county; and in pursuance of said act said county was surveyed and organized, county and district officers were elected, and when required by law, commissioned and duly sworn and entered upon the duties of their respective offices; the circuit and county courts were regularly held for said county, at White Plains, the place designated in said act, at which said courts were to be held, and suits were instituted, and judgments rendered, and decrees pronounced in said circuit court, and before justices of the peace in said county; executions were issued from said courts, and by said justices of the peace, and levied by the proper officers, and property, both real and personal, were sold by virtue of said executions; marriages were solemnized; deeds and other instruments were proven and registered; wills were proved and administration of intestate's estates granted in said county court, and letters testamentary and letters of administration issued; guardians appointed, and other proceedings had in said county and circuit courts. And whereas, At March term, 1845, of the chancery court, at Livingston, by a decree pronounced in said court by the Honorable Bromfield L. Ridley, Chancellor, in the case pending in said court, of Patrick Pool and William Goodbar, complainants, against William H. Carr and other officers of said county of Putnam, defendants; said county was quashed on account of its reducing the counties of Jackson and Overton, each to a less content than 625 square miles, and other causes, which decree is final and not appealed from. And whereas, Great inconvenience and injury has arisen in consequence of the premises, to those interested in the proceedings had in said county: For remedy whereof;

SECTION 1. That all marriages regularly solemnized, and all deeds and other instruments of writing, duly proven and registered in said county, and all other proceedings, judgments, decrees and orders of the court, and of justices of the peace of said county of Putnam, and all levies and sales regularly made by virtue of executions issued from said courts, and by justices of the peace of said county, and all sales made in pursuance of decrees of said circuit court and confirmed by said court, and all probates of wills, appointments of administrators, and all proceedings of the county court, regularly had in said county court, be and the same are hereby made legal and valid, as fully and completely as though the said county of Putnam had been at the time of said marriages, registrations, judgments, decrees, orders, levies, sales, and other legal proceedings, a constitutional county.

SECTION 2. That the clerks of the county and circuit courts of said county of Putnam, shall file their records and papers belonging to their respective offices in the county and circuit courts of the county of Jackson, and it shall be the duty of the clerk of the circuit court of Jackson county to issue executions on all unsatisfied judgments of the circuit court of the said county of Putnam, for the balance due of the judgments and costs of suits. And the circuit court of Jackson county shall proceed to try and determine all suits commenced in said county of Putnam and undetermined, in the same manner as if the suits had been regularly commenced in said county of Jackson. And the justices of the peace of said county of Putnam, shall hand over their records, papers and dockets to the justices of the peace who shall hereafter be elected and commissioned, in the districts in which said justices hereafter to be commissioned as aforesaid, as though the same had been commenced before them respectively.

SECTION 3. That the county and circuit clerks of said county of Putnam shall file their records and papers in their respective offices in the circuit and county courts of the fraction of territory where the parties live, and the same shall be proceeded in as designated in this act. And the business in said offices shall in all cases be transferred to the old county having jurisdiction, and shall be proceeded in as is prescribed in this act for the county of Jackson.

Passed: January 17, 1846.

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