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## Chapter VII - Elections

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## Chapter VII - Elections

### Districts - Reapportionment

#### Private Acts of 1905 Chapter 264

**SECTION 1.** That the County of Marshall in this State shall hereafter consist and be composed of five Civil Districts instead of Eighteen Civil Districts.

**SECTION 2.** That said five Civil Districts are established, and constituted, and embraced in the territory or portions of said county, described as follows:

Civil District No. 1 shall embrace, comprise, and include the territory in Civil Districts Nos. 8, 9, and 10 as now established and existing; Civil District No. 2 shall embrace, comprise, and include the territory in Civil Districts Nos. 6, 7, 16, and 11 as now established, and existing; Civil District No. 3 shall embrace, comprise, and include the territory in Civil Districts Nos. 5, 12, and 15, as now established, and existing; Civil District No. 4 shall embrace, comprise, and include the territory in Civil Districts Nos. 13, 14, and 17, as now established and existing; Civil Districts Nos. 1, 2, 3, 4, and 18, as now established and existing; Provided, however, that all election precincts now established and existing in said county, shall continue and shall be legal election precincts in and for the several Civil Districts of said county as herein and hereby established in which such precincts may be located until changed by lawful authority; Provided further, there may be more than one registration place in each district for the registration of voters, and such additional place or places to be designated by the County Court of said county; and Provided further, that all the several school districts and road districts in said county shall remain as now existing, until changed by lawful authority; and Provided further, that hereafter, in the election of School Directors, there shall be three Directors elected for each school district as now existing, or as may be hereafter created.

**SECTION 3.** That all laws or parts of law in conflict with this Act be, and are hereby repealed.

**SECTION 4.** That this Act take effect from and after July 5, 1906; Provided, that the present Justices of the Peace shall serve until their successors are elected and qualified.

Passed: April 6, 1905.

#### Private Acts of 1911 Chapter 14

**SECTION 1.** That the Acts of 1905, Chapter 264, be, and is hereby, amended by creating and establishing out of what is now the Fifth Civil District under said Act the Sixth Civil District of said county of Marshall, which shall embrace and include all of the territory embraced in and which compose the First, Eighteenth, and Second Civil Districts prior to and at the date of the passage of said Act of 1905, Chapter 264, creating the Fifth District as created by said Act to embrace and include only the territory included in the Third and Fourth Civil Districts of said county as they existed prior and up to the passage of said Act of 1905, and the boundaries of said Fifth and Sixth Districts are hereby fixed accordingly.

**SECTION 2.** That as soon after the passage of this Act as practicable an election be held by the Election Commissioners of said county in the manner and under the present requirements and restrictions of an additional Justice of the Peace for and of said Fifth and Sixth Districts, which shall serve as such until the next regular election for Justice of the Peace; and the present Justice of the Peace of said districts under this Act shall be and remain the Justice of the Peace of said Districts as constituted and established by this Act.

**SECTION 3.** That this Act take effect from and after its passage, the public welfare requiring it.

Passed: February 3, 1911.

#### Private Acts of 1915 Chapter 460

**SECTION 1.** That there be and is hereby created and established for and within the County of Marshall, in this State, a Civil District.

**SECTION 2.** That the boundaries of said Civil District shall be as follows: Beginning in the line between Marshall and Giles County, and the southwest corner of the land of A. B. Taylor, and the corner of the land of C. B. Clift, running thence with the line between said counties south 86-1/2 east 64-1/2 poles to center of Cornersville and Pulaski Pike; thence south 87-3/4 east 332- 1/4 poles to the West boundary line of the lands of I. H. Fox, transferred from Giles to Marshall County in 1915; thence south 2 west 113-1/5 poles; thence south 85 east 66-4/5 poles; thence 10 west 20 poles to a set rock, a corner of the land of Trigg;

thence south 87 east 36 poles to a rock in the public road, a corner of the Emerson land; thence with the center of said road, north 28 west 12 poles; thence north 9 west 29 poles; thence north 1, west 20 poles; thence north 3-1/2 west 24 poles; thence north 3 west 85 poles; thence north 58 east 12 poles; thence north 2 poles to the spring; thence north 77-1/4 east 10 poles to said road; thence north 21-1/4 east 30 poles; thence north 58-1/4 east 13-3/4 poles; thence south 87 east 24-24/25 poles thence north 3-1/4 east 153-3/5 poles to center of Richland Creek; thence up the center of said creek, north 47 east 15-1/5 poles; thence north 69-1/2 east 29 poles; thence north 52-3/4 east 25 poles; thence north 65-1/2 east 16-1/2 poles; thence north 43 east 20 poles; thence north 18 east 28 poles; thence north 44-1/2 east 5 poles; thence north 56 east 16 poles, thence south 61-3/4 east 13-1/2 poles; thence south 42-1/2 east 11 poles; thence south 53-1/2 east 25 poles; thence south 68-1/11 east 15-1/2 poles to a point in said creek, the northwest corner of the land of Davis Lordon transferred from Giles to Marshall County in 1903; thence south 2-3/4 west 220-2/5 poles; thence south 85- 1/2 east 110 poles to center of road; thence with road south 13-1/2 west 78 poles; thence south 64-3/4 east 104-1/2 poles; thence south 9, west 17 poles; thence south 69 east \_\_\_\_ poles to a point in the field; thence south 8-1/4 west 80-3/4 poles to a point on top of the ridge; thence with said ridge south 87 east 32 poles; thence south 9-3/4 west 59 poles; thence south 5 west 52 poles; thence south 9-3/4 west 16 poles; thence south 87 east 11-3/5 poles; thence south 2-1/4 east 56 poles; thence south 86-1/2 east 74 poles to the old line between Giles County and Marshall, thence with said old line south 1-7/8 east 690 poles to the corner between Lincoln and Marshall; thence on same direction 505 poles to the center of the public road; thence with the center of said road, south 78-3/4 west 14 poles; thence south 64-1/2 west 52 poles; thence south 71 west 85 poles; thence south 64-1/2 west 52 poles; south 52-1/4 poles to the center of Bradshaw Creek in the line between the lands of S. J. Halling and B. R. Irwin, said creek bearing north 6 east 6-1/2 poles; thence north 39 east 30 poles, and also bearing from said corner south 6-1/2 west 16 poles; south about 45 west; thence west about 18 poles; north 15 west about 180 poles; north 25 west 613 poles; north 35 west 613 poles; north 45 west to the beginning, being that fraction taken from Giles County and added to Marshall, as shown in House Bill No. 821.

**SECTION 3.** That all persons being and living in said boundary shall be and constitute the seventh new civil district of Marshall County.

**SECTION 4.** That the election Commissioners for Marshall County shall order an election open and held on the first Thursday in August, for the purpose of electing for the Seventh Civil District of Marshall County, two Justices of the Peace and one constable, who shall hold their office until the regular August election next succeeding this election, or until their successors are elected and qualified.

**SECTION 5.** That this Act take effect from and after its passage, July 1, 1915, the public welfare requiring it.

Passed: May 13, 1915

## Private Acts of 1925 Chapter 75

**SECTION 1.** That the Acts of 1905, Chapter 264, be, and is hereby, amended by creating and establishing out of what is now the Fourth Civil District under said Act, the Seventh Civil District of said County of Marshall, which shall embrace and include all of the territory embraced in and which composed the Thirteenth and Fourteenth Civil Districts prior to and at the date of the passage of said Acts of 1905, Chapter 264, and creating the Fourth District by this Act to embrace and include only the territory included in the Seventeenth Civil District of said county as it existed prior and up to the passage of said Act of 1905, and the boundaries of said Fourth and Seventh Districts are hereby fixed accordingly.

**SECTION 2.** That the Justices of the Peace now residing within the territorial limits of the said Fourth District created by this Act shall be and remain the Justices of the Peace for said District; and that as soon after the passage of this Act as practicable an election be called and held by the Election Commissioners of said County of Marshall, in the manner and under the requirements and restrictions now prescribed by law, for two additional Justices of the Peace for and of said Seventh District, who shall serve as such until the next regular election for Justices of the Peace.

**SECTION 3.** That this Act take effect from and after its passage, the public welfare requiring it.

Passed: February 3, 1925.

## Private Acts of 1951 Chapter 39

**SECTION 1.** That a new civil district be, and is hereby, created in Marshall County which shall be known and designated as the Eighth Civil District and which shall include and be composed of the territory which was embraced within the Old Fifth Civil District of said County prior to the enactment of the Private Acts of

1905, Chapter 264, and Act approved April 11, 1905, by the terms of which Act old districts Nos. 5, 12 and 15 were combined as the new 3rd district; that Belfast shall be the voting place in said new district; that on the Third Monday in March, March 19, 1951 a lawful election shall be held in said district, under laws governing the holding of elections in said County, for the purpose of electing two justices of the peace, one constable and one member of the County Board of Education, who shall serve until the next regular elections for such officers in Marshall County, their terms to coterminous with the terms of office of other such officers in said county.

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

Passed: January 23, 1951.

## Elections - Historical Notes

### **Districts and Reapportionment**

The acts listed below have affected the civil districts in Marshall County, but are no longer operative regarding elections.

1. Private Acts of 1907, Chapter 224 directed that the line between the third and fourth civil districts in Marshall County be changed such that J. L. Beatty would be in the third instead of the fourth civil district.
2. Private Acts of 1911, Chapter 431, changed the line between the 3rd and 4th Civil Districts so as to include the farms of J. M. Robbins, P. A. McKnight, and J. N. Brown in the Third Civil District.
3. Private Acts of 1915, Chapter 620, changed the lines between the 3rd and 4th Civil District by moving the lands of P. S. Gipson, William Hood, and T. N. Scott from the 4th into the 3rd Civil District.
4. Private Acts of 1915, Chapter 622, also changed the borders between the 3rd and 4th Civil Districts by including all the lands of W. T. Allen, 24 acres belonging to C. R. Mullens next to Allen's, W. R. Hills, and J. H. Hills, Jr. in the 3rd Civil District.
5. Private Acts of 1917, Chapter 567, provided that the lines be changed between the old 14th and 15th Civil Districts so that the lands of E. O. Edwards be included in the 15th Civil District.
6. Private Acts of 1917, Chapter 568, changed the lines between the old 14th and 17th Civil Districts by moving the lands of M. A. Caneer into the 14th District.
7. Private Acts of 1919, Chapter 508, also altered the lines between the 14th and 17th Civil Districts by transferring 112 acres belonging to Marcus A. Cancer into the 14th Civil District. This was seemingly the same property mentioned in Item 5, above.
8. Private Acts of 1921, Chapter 226, changed the line between the 2nd and 3rd Civil Districts by moving 117 acres of S. N. Liggett into the 3rd Civil District, and further, changed the lines between the 3rd and 4th Civil Districts by detaching the farm of Thad Beasley and 59 acres of W. B. Adams from the 4th and placing both into the 3rd Civil District.
9. Private Acts of 1921, Chapter 486, changed the boundaries between the new 3rd and 4th Civil Districts by moving 305 acres of L. B. Fowler, 167 acres of O. K. Turner, 57 acres of W. B. Clift, 29 acres of J. F. Emerson, 17 acres of Mrs. Della Lawrence and 48 acres, which was part of the farm of E. N. Collins into the Third, and changed the lines between the 12th and 15th Civil Districts by moving the 100 acres of W. T. Thompson into the 15th Civil District.
10. Private Acts of 1923, Chapter 143, moved the 38 acres belonging to Mrs. M. N. Jordan from the 4th Civil District to the 3rd Civil District of the County.
11. Private Acts of 1923, Chapter 243, altered the lines between the 4th and 6th Civil District by moving 12 acres of W. T. Turner, 18 acres of W. C. Caneer, 16 acres of Joe Rutledge, and 50 acres of H. T. Cochran from the 6th District to the 4th Civil District.
12. Private Acts of 1923, Chapter 552, moved the farm belonging to E. D. Richardson, containing 99 acres, more or less, from the 13th Civil District to the 17th Civil District.
13. Private Acts of 1925, Chapter 186, changed the new 3rd and the new 7th Civil District so as to include the farms of J. D. Hill, N. C. Hill, and Mrs. N. P. Gipson in the new 7th District.
14. Private Acts of 1925, Chapter 249, was an exact duplicate of Private Acts of 1925, Chapter 186, above.
15. Private Acts of 1927, Chapter 649, changed the 2nd and 3rd Civil Districts by detaching the farm of F. B. Houston from the Second and placing it in the Third Civil District.

16. Private Acts of 1927, Chapter 758, also duplicated Private Acts of 1927, Chapter 649, above.

### **Elections**

The following is a listing of acts for Marshall County which affected the elective process, but which have been superseded or repealed. They are listed here for historical and reference purposes.

1. Acts of 1842 (Ex. Sess.), Chapter 1, apportioned Tennessee for the General Assembly. Marshall County would elect one Representative and share another with Bedford with the polls to be counted at Reynoldsburg. Marshall and Bedford would share the 12th State Senatorial District and the polls would be taken at Farmington in Marshall County.
2. Acts of 1842 (Ex. Sess.), Chapter 7, divided the State into eleven U.S. Congressional Districts placing Franklin, Lincoln, Bedford, and Marshall Counties in the 5th.
3. Acts of 1851-52, Chapter 196, divided Tennessee into ten U.S. Congressional Districts. The 6th was made up of Franklin, Bedford, Marshall, Lincoln and Maury Counties.
4. Acts of 1851-52, Chapter 197, apportioned the State for the General Assembly giving Marshall County one Representative alone and letting the county share another with Lincoln and Giles Counties and the ballots would be counted at the home of W. F. Smith. Bedford and Marshall would form one Senatorial District with the polls to be taken at Farmington.
5. Acts of 1865, Chapter 34, delineated the State into 8 U.S. Congressional Districts probably due to the decimation of the Civil War. The Fourth District was made up of Rutherford, Cannon, Coffee, Franklin, Lincoln, Bedford, and Giles Counties.
6. Acts of 1871, Chapter 146, was the state's apportionment according to the census of 1870. There were 25 Senatorial Districts of which Marshall, Franklin, and Lincoln Counties formed the 13th. Marshall would elect one Representative alone.
7. Acts of 1872, Chapter 7, created 9 U.S. Congressional District. The Fourth consisted of Franklin, Lincoln, Marshall, Bedford, Coffee, Cannon, and Rutherford Counties.
8. Acts of 1873, Chapter 27, also provided for ten U.S. Congressional Districts. The 5th was made up of Franklin, Lincoln, Marshall, Moore, Bedford, Coffee and Rutherford Counties.
9. Acts of 1881 (Ex. Sess.), Chapter 6, reapportioned the State for the General Assembly. Marshall County would elect one Representative and share one with Rutherford and Bedford Counties. Of the 33 Senatorial Districts Marshall County and Williamson County composed the 16th District.
10. Acts of 1882 (Ex. Sess.), Chapter 27, divided Tennessee into ten U.S. Congressional Districts. The Fifth was made up of Cannon, Coffee, Franklin, Lincoln, Moore, Marshall, Bedford, and Rutherford Counties.
11. Acts of 1890 (Ex. Sess.), Chapter 24, was a statewide election law applicable to counties over 70,000 in population and cities over 9,000 according to the 1880 census.
12. Acts of 1891 (Ex. Sess.), Chapter 10, apportioned the State according to the 1890 Federal Census. Marshall County would elect only one Representative to the General Assembly and share the 21st Senatorial District with Lincoln County.
13. Acts of 1901, Chapter 109, out of the ten U.S. Congressional Districts formed by this Act. The 5th was composed of DeKalb, Cannon, Rutherford, Marshall, Bedford, Coffee, Moore, and Lincoln Counties.
14. Acts of 1901, Chapter 122, placed Lincoln and Marshall Counties in the 19th State Senatorial District and provided that Marshall County would elect one Representative.
15. Private Acts of 1911, Chapter 13, amended the General Election laws of the State enacted in 1897 and primarily concerned with the registration of voters so as to exclude Marshall County from the requirement that voters be registered and that registration be a prerequisite to voting.
16. Private Acts of 1911, Chapter 40, seems to be an exact duplicate of Private Acts of 1911, Chapter 13, which is mentioned above.
17. Private Acts of 1961, Chapter 307, set the per diem of all election officials in Marshall County at \$5 per day. This Act was properly ratified and became law until it was superseded by the 1972 Act, Adjourned Session, which set a minimum of \$15 per day for election officials.

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