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Chapter VII - Elections

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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Chapter VII - Elections

Civil Districts

Private Acts of 1947 Chapter 202

COMPILER'S NOTE: This act abolished the civil districts, which are not the county legislative body member (county commissioner) districts. Tennessee Code Annotated, Section 5-1-111 now provides that districts for county legislative body members are to be established by a resolution of the county legislative body at least once every ten years.

SECTION 1. That the present Civil Districts of Hamblen County, Tennessee numbering from one (1) to nine (9), inclusive, be, and the same hereby are abolished.

SECTION 2. That in lieu of the present nine Civil Districts heretofore existing in Hamblen County, Tennessee, there are hereby created five (5) Civil Districts for said County, as follows:

FIRST CIVIL DISTRICT: The First Civil District shall be as follows:

That portion of the present First and Fourth Civil Districts lying and being within the corporate limits of the Town of Morristown, so that the First Civil District as herein and hereby created shall be that portion of Hamblen County lying and being within the corporate limits of the Town of Morristown or as the corporate limits may be hereafter extended.

SECOND CIVIL DISTRICT: The Second Civil District shall be as follows: All of the Seventh Civil District and that portion of the First, Second and Fourth Civil Districts lying outside of the corporate limits of the City of Morristown and west of Highway 25E and north of Highway 11E.

THIRD CIVIL DISTRICT: The Third Civil District shall be as follows:

All that part of the Third, Fourth and Sixth Civil Districts east of U. S. Highway 25E and north of U. S. Highway 11E lying outside of the corporate limits of the town of Morristown.

FOURTH CIVIL DISTRICT: The Fourth Civil District shall be as follows:

All of that part of the Third, Fifth, Sixth, Eighth and Ninth Civil Districts lying east of U. S. Highway 25E and south of U. S. Highway 11E and outside of the corporate limits of the Town of Morristown.

FIFTH CIVIL DISTRICT: The Fifth Civil District shall be as follows:

That part of the First, Second and Eighth Civil Districts outside of the corporate limits of the City of Morristown and west of Highway 25E and south of Highway 11E.

As amended by:
Private Acts of 1949, Chapter 93
Private Acts of 1949, Chapter 293

SECTION 3. That the voting precincts in the newly created Civil Districts shall be composed as follows:

The First Civil District shall be composed of the following precincts:

The First, Second, Third and Fourth Wards of the Town of Morristown. Provided, however, that the voting place in the Second Ward shall be at Sherwood School.

The Second Civil District shall be composed of the following precincts:

Precinct No. 1. Beginning at the corporate limits of the Town of Morristown and Highway 11E; thence northwest by County Road to Central Church, thence west to Kedwell's Ridge Road, thence north along Kedwell's Ridge Road to Cherokee Lake and bounded on the north by Cherokee Lake, on the west by Panther Creek Road and on the south by Highway 11E, with the place of voting at Sharkley's store.

Precinct No. 2. Precinct No. 2 shall be bounded on the south by Highway 11E, on the west by the county line, on the north by Cherokee Lake and on the east by Panther Creek Road, with the place of voting at Cedar Hill School.

Precinct No. 3. Precinct No. 3 shall be bounded on the west by the First Precinct as above bounded, on the north by Cherokee Lake, on the east by Macedonia Road and on the south by the corporate limits of the Town of Morristown, with the voting place at Holt's School.

Precinct No. 4. Precinct No. 4 shall be bounded on the west by Macedonia Road, on the north by Cherokee Lane, on the east by Highway 25E and on the south by the corporate limits of the Town of Morristown, with the voting place at Fairview School.

The Third Civil District shall be composed of the following precincts:

Precinct No. 1. Being all of the Third Civil District as now bounded on the west by road running north from Ed Talley's Store by Fairfield Church extending to Cherokee Lake, with the place of voting at Margarite Schoolhouse.

Precinct No. 2. Being all of the Third Civil District east of Precinct No. 1 and west of line running due north from Old Standifer Place to Cherokee Lake, with voting place at Russellville Schoolhouse.

Precinct No. 3. Being all of the remainder of the Third Civil District north of U. S. Highway 11E as now bounded, with the voting place at the Whitesburg Schoolhouse.

The Fourth Civil District shall be composed of the following precincts:

Precinct No. 1. That part of the old Eighth Civil District east of Highway 25E, with the voting place at Jacob's store.

Precinct No. 2. The present Lowlands precinct with the voting place at Lowlands School.

Precinct No. 3. The present Springvale precinct, with the voting place at Springvale School.

Precinct No. 4. That part of the old Whitesburg precinct south of Highway 11E, with the voting place at Benton White Building.

Precinct No. 5. That part of the old Russellville precinct south of Highway 11E, with the voting place at Benton White Garage.

Precinct No. 6. Precinct No. 6 shall include all of the Fourth District not allotted to the other five precincts thereof, with the voting place at Pineville School.

The Fifth Civil District shall be composed of the following precincts:

Precinct No. 1. Bounded on the north by Highway 11E, on the east by the corporate limits of the Town of Morristown, on the south by Dandridge Pike and on the west by the county line, with the voting place at Alpha School.

Precinct No. 2. Bounded on the north by Dandridge Pike, on the east by the corporate limits of the Town of Morristown, on the south by Old Witt's Road via Sulphur Springs and Fernwood to the Jefferson County line and on the west by the county line with the voting place at Roe Junction School.

Precinct No. 3. Bounded on the north by the Old Witt's Road via Sulphur Springs and Fernwood to the Jefferson County lines, on the south by county line and on the east by Highway 25E, with the voting place at Witt's School.

As amended by: Private Acts of 1949, Chapter 93
Private Acts of 1949, Chapter 293

SECTION 4. That from and after the effective date of this Act, the offices of the Justices of the Peace and Constables in the districts abolished by this Act be, and the same are hereby abolished and for naught held.

SECTION 5. That should any section or provisions of this Act be held unconstitutional, the same shall not affect the validity of this Act as a whole, or any part thereof, other than the part so held to be unconstitutional.

SECTION 6. That the enactment of this statute shall not affect the present term of office of the Justices of the Peace and Constables of Hamblen County from the Civil Districts of said County as heretofore constituted and existing, and as to them and their term of office, this Act shall take effect September 1, 1948, but for all other purposes this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: February 6, 1947.

Boundary Change

Private Acts of 1953 Chapter 514

SECTION 1. That the line between the 5th and 2nd Civil Districts of Hamblen County be changed so as to transfer the lands known as the Manley School property from the 5th Civil District to the 2nd Civil District of said County.

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

Passed: April 8, 1953.

Private Acts of 1957 Chapter 245

SECTION 1. That the line between the 4th and 5th Civil Districts of Hamblen County be changed so as to transfer the lands known as the Witt School Gymnasium from the 5th Civil District to the 4th Civil District of said County.

SECTION 2. That hereinafter elections held in and for said County shall be held for the 1st precinct of said County of said 4th Civil District at the Witt School Gymnasium.

COMPILER'S NOTE: This Section has been superseded by T.C.A. 2-3-102. The County Election Commission now establishes voting precincts.

SECTION 3. That this Act shall have no effect unless the same shall have been approved by two-thirds vote of the Quarterly County Court of Hamblen County on or before the next regular meeting of such Quarterly County Court occurring more than thirty (30) 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 4. That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 15, 1957.

Private Acts of 1957 Chapter 246

SECTION 1. That the line between the 3rd and 4th Civil Districts of Hamblen County be changed so as to transfer the lands known as the Whitesburg School Cafeteria from the 3rd Civil District to the 4th Civil District of said County.

SECTION 2. That hereinafter elections held in and for said County shall be held for the 4th Precinct of said County of said 4th Civil District at the Whitesburg School Cafeteria.

COMPILER'S NOTE: This section has been superseded by T.C.A. 2-3-102. The County Election Commission now establishes voting precincts.

SECTION 3. That this Act shall have no effect unless the same shall have been approved by two-thirds vote of the Quarterly County Court of Hamblen County on or before the next regular meeting of such Quarterly County Court occurring more than thirty (30) 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 4. That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: March 15, 1957.

Private Acts of 1959 Chapter 230

SECTION 1. That the line between the Fifth and Second Civil Districts of Hamblen County be changed so as to transfer the lands designated as the west one-half of the Alpha School property from the Fifth Civil District to the Second Civil District of said County.

SECTION 2. That all laws or parts of law in conflict with the provisions of this Act be hereby expressly repealed.

SECTION 3. That this Act shall have no effect unless the same shall have been approved by a two-thirds vote of the legislative body of any County to which it may apply or before the next regular meeting of such legislative body of such County 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 4. That this Act take effect from and after April 1, 1959, the public welfare requiring it.

Passed: March 20, 1959.

Private Acts of 1959 Chapter 374

SECTION 1. That the line between the Third and Fourth Civil Districts of Hamblen County be changed so as to transfer the lands designated as the east one-half of the Russellville School property from the Third Civil District to the Fourth Civil District of said County.

SECTION 2. That all laws or parts of laws in conflict with the provisions of this Act be hereby expressly repealed.

SECTION 3. That this Act shall have no effect unless the same shall have been approved by two-thirds vote of the legislative body of any County to which it may apply or before the next regular meeting of such legislative body of such County occurring more than thirty days (30) 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 to him to the Secretary of State.

SECTION 4. That this Act take effect from and after April 1, 1959, the public welfare requiring it.

Passed: March 20, 1959.

Elections - Historical Notes

Civil Districts

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

1. Acts of 1903, Chapter 252, abolished the Second, Fourth, Sixth, Seventh, Ninth, Eleventh, and Twelfth Civil Districts then existing in Hamblen County, dividing it into five Civil Districts.
2. Private Acts of 1921, Chapter 157, created the Sixth and Seventh Civil Districts of Hamblen County.
3. Private Acts of 1921, Chapter 531, created the Eighth Civil District of Hamblen County.
4. Private Acts of 1927, Chapter 143, created the Ninth Civil District of Hamblen County, from a portion of the Third Civil District.
5. Private Acts of 1931, Chapter 787, created the second voting precinct in the First Civil District.

Elections

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

1. Private Acts of 1915, Chapter 247, required the payment of poll taxes thirty days before an election as a prerequisite to voting in any election in Hamblen County.
2. Public Acts of 1915, Chapter 21, provided for the registration of qualified voters in Hamblen County.
3. Private Acts of 1931, Chapter 363, created the third voting precinct in the Fourth Civil District of Hamblen County.
4. Private Acts of 1935, Chapter 338, amended the general law to make it applicable to Hamblen County, (Code of 1932, Section 1996).
5. Private Acts of 1947, Chapter 197, set the pay of election officers and the registrar of voters at \$3 per day, for each day served in the performance of their duties. This was amended by Private Acts of 1949, Chapter 118, to raise their salaries to \$5 per day. This is now set by T.C.A. 2-4-109 (election officers) and 2-12-111 (precinct registrars and their assistants).
6. Private Acts of 1949, Chapter 98, was a voter registration law for Hamblen County. It provided that no re-registration of voters would be necessary as long as a voter remained within the Civil District where he originally registered.

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