

PRIVATE ACTS

—OF THE—

STATE OF TENNESSEE

—PASSED BY THE—

Sixty-Seventh General Assembly

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CHAPTER NO. 165.

HOUSE BILL NO. 309.

(By Mr. Earthman)

AN ACT to approve, ratify, confirm and validate a bond issue of the City of Murfreesboro, Rutherford County, Tennessee, in the sum of \$130,000.00 made by the City Council of the City of Murfreesboro, Tennessee, which said bonds are dated October 1, 1921.

WHEREAS, in the Fall of the year 1921, the City of Murfreesboro, through its City Council, entered into a contract with the Murfreesboro Water Company, a corporation duly organized under the laws of the State of Tennessee, to purchase the waterworks system in the City of Murfreesboro, owned by the said Murfreesboro Water Company, at the price of \$130,000.00, and,

WHEREAS, an ordinance was duly passed by the City Council of said city to purchase said property, which ordinance was duly adopted on the 8th day of September, 1921; and

WHEREAS, it was agreed between the City Council of the City of Murfreesboro and the said Water Company to pay the price as hereinbefore stated of \$130,000.00; and

WHEREAS, the City Council of the said city of Murfreesboro adopted an ordinance on the date last mentioned, to purchase said property and to sell the bonds of the said City of Murfreesboro in the aggregate sum of \$130,000.00 with the proceeds of which to pay for said waterworks property; and

WHEREAS, at that time municipal bonds in Tennessee were worth far less than par; and

WHEREAS, the said Murfreesboro Water Company agreed to accept said bonds of said city at par, which resulted in a large saving to the said city of Murfreesboro; and

WHEREAS, said bonds were not sold to the highest and best bidder, as provided in the ordinance

adopted by the City of Murfreesboro, but were delivered to the said Murfreesboro Water Company at par; and

WHEREAS, in pursuance to said agreement the said Murfreesboro Water Company conveyed by general warranty deed to the said City of Murfreesboro, all of its properties which have been owned and operated from that time up to the present time by the said City of Murfreesboro; and

WHEREAS, the said City of Murfreesboro did execute and deliver to the said Murfreesboro Water Company its \$130,000.00 of bonds, upon which the said city has regularly paid the interest semi-annually for the past ten years; and

WHEREAS, said \$130,000.00 of bonds were executed by the said City of Murfreesboro, drawing six per cent per annum, payable semi-annually, the bonds being dated October 1, 1921, said bonds being numbered one to one hundred thirty, inclusive; and

WHEREAS, said bonds were issued by the City of Murfreesboro, through its City Council, in pursuance to the authority granted to the said City of Murfreesboro by Chapter 26 of the Private Acts of the General Assembly of the State of Tennessee for 1915, and the subsequent amendment thereto, being Chapter 113 of the Acts of the General Assembly of the State of Tennessee, Extra Session 1920, and particularly Section 34 of the said Amendatory Act, and in pursuance of several ordinances passed by the City of Murfreesboro, and especially an ordinance of September 8, 1921, providing for the purchase of said waterworks system and the issuance of said bonds; now, *therefore*,

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That notwithstanding the failure of the City of Murfreesboro, through its Council, to sell said bonds to the highest bidder, which would have resulted in a loss to the

City of Murfreesboro, that said bonds issued by the said City of Murfreesboro under and by virtue of Chapter 26 of the Private Acts of the General Assembly of the State of Tennessee for 1915, and the subsequent amendment thereto, passed on September 3, 1920, and approved on September 4, 1920, at the extra session of the said General Assembly, the same being Chapter 113 and particularly Section 34 thereof, to the Acts of said Extra Session of the General Assembly of the said State, 1920, and by virtue further of the said ordinance of the said City Council, adopted on September 8, 1921, and the other ordinances, resolutions, proceedings and contracts had, taken and made to authorize the issuance of said bonds and the sale thereof, are hereby ratified, validated and confirmed, and all of said bonds numbered from one to one hundred and thirty, inclusive, in the denomination of \$1,000.00 each, aggregating \$130,000.00, due October 1, 1951, and upon which said bonds the said city has regularly paid the interest semi-annually for the past ten years, are hereby validated, and are declared to be the legal, valid and binding obligations of the City of Murfreesboro, and the said bonds so issued in accordance with the charter of the said City of Murfreesboro, the statutes of the State of Tennessee, and all ordinances and resolutions passed by the said City of Murfreesboro in connection with the sale, issuance and delivery of said bonds are hereby declared to be legal, valid and binding obligations of the said City of Murfreesboro, Tennessee.

SEC. 2. *Be it further enacted*, That this Act take effect from and after its passage, the public welfare requiring it.

Passed February 2, 1931.

WALTER M. HAYNES,
Speaker of the House of Representatives.

SCOTT FITZHUGH,
Speaker of the Senate.

Approved February 4, 1931.

HENRY H. HORTON,
Governor.

CHAPTER NO. 166.

HOUSE BILL No. 310.

(By Knox Delegation)

AN ACT to expedite justice in Knox County by establishing a Second Circuit Court of Knox County, and regulating the jurisdiction and practice thereof and of the Circuit and Criminal Courts of said county.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That a court, to be styled the "Second Circuit Court of Knox County," be and is hereby established.

SEC. 2. *Be it further enacted*, That said Second Circuit Court shall be held in the City of Knoxville and shall have concurrent jurisdiction with the Circuit Court of Knox County, and its term shall begin on the same days as those of said existing Circuit Court.

SEC. 3. *Be it further enacted*, That all suits of which the Circuit Court of Knox County now has jurisdiction may be brought in either the existing