

and if there be no newspaper published in said county, then in such newspaper as the clerk of the Circuit Court for said county may designate, and by notices set up at the court-house door, and also at some public place in each election district of the county where such partnership, or any branch thereof, may be located; and if such publication be not made, the partnership shall be deemed general.

Id s 8
1836, c 97, s 8
What evidence
of publication.

8. The affidavits of the publication of such notice, by the editors of the newspapers in which the same shall have been published, and the affidavit of some disinterested person in cases where publication by notices at public places may be necessary, that said notice or notices were put up agreeably to the provisions of the preceding section of this article, shall be filed with the clerk directing the same, and shall be evidence of the facts therein contained.

Id s 9.
1836, c 97, s 9
How renewed or
continued.

9. Every renewal or continuance of such partnership beyond the time originally fixed for its duration, shall be certified, acknowledged, and recorded; and an affidavit of a general partner be made and filed, and notice be given in the manner herein required for its original formation; and every such partnership which shall be otherwise renewed or continued, shall be deemed a general partnership.

Id s 10
1836, c 97, s 10
What deemed
dissolution

10. Every alteration which shall be made in the names of the partners, in the nature of the business, or in the capital or shares thereof, or in any other matter specified in the original certificate, shall be deemed a dissolution of the partnership; and every such partnership which shall in any manner be carried on after any such alteration shall have been made, shall be deemed a general partnership, unless renewed as a special partnership, under the provisions of the last preceding section

Id s 11
1849, c 347, s 1
Under what
title business to
be conducted
How suits to be
brought

11. The business of the partnership may be conducted under the name of any one or more of the general partners, and, with or without the addition of the word Co or company, as the parties may determine, and in any action or suit to be brought on any contract or engagement of the partnership, or to enforce any liability of the same, the general partner whose name is used in said firm or business, shall be the only necessary party defendant; and any judgment or decree recovered against said defendant, shall have the same legal effect and operation, and execution thereon shall be enforced and have like effect as if the judgment or decree had been recovered against all the general partners.

Effect of judg-
ment or decree

Id s 12
1836, c 97, s 11
Use of
name of special
with his privity,
renders him
liable as general
partner
General part-
ners to transact
business.

12. If the name of any special partner shall be used in the firm with his privity, he shall be deemed a general partner, and the general partners only shall transact the business, and if a special partner shall interfere, contrary to this provision, he shall be deemed a general partner; but he may from time to time examine into the state and progress of the partnership concerns, and advise as to their management.