

**CHAP. 97.** shall be filed, under his official seal, shall be filed and recorded in like manner, in the office of the clerk of every such county.

**Affidavit of actual payment, by special partners**      **SEC. 5.** *And be it enacted,* That at the time of filing the original certificate with the evidence of the acknowledgment thereof, as before directed, an affidavit of one or more of the general partners, shall also be filed in the same office, stating that the sums specified in the certificate, to have been contributed by each of the special partners to the common stock, have been actually and in good faith, paid in cash.

**The certificate a prerequisite**      **SEC. 6.** *And be it enacted,* That no such partnership shall be deemed to have been formed until a certificate shall have been made, acknowledged, filed and recorded, nor until an affidavit shall have been filed as above directed; and if any false statement shall be made in such certificate or affidavit, all the persons interested in such partnership, shall be liable for all the engagements thereof, as general partners.

**Otherwise liability**

**Publication of partnership required**      **SEC. 7.** *And be it enacted,* That the partners shall publish the terms of the partnership when registered, for at least six weeks, immediately after such registry, in two newspapers, to be designated by the clerk of the county in which such registry shall be made, and in one newspaper in each county in which the said partnership shall have a place of business; and if there should be no newspaper published in such county, then in such newspaper as the clerk of 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.

**Else the partnership is deemed general**

**Affidavits of publication**      **SEC. 8.** *And be it enacted,* That 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 sixth section of this act, may and shall be filed with the clerk directing the same, and shall be evidence of the facts therein contained; and the clerks of the several county courts in which any registries shall be made or papers filed,