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THE

PUBLIC STATUTES

OF THE

STATE OF MINNESOTA.

(1849—1858.)

COMPILED BY
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COMMISSIONERS.

PUBLISHED BY STATE AUTHORITY.

SAINT PAUL:
THE PIONEER PRINTING COMPANY.

1859.

of the insolvency of any partner with the intent of giving a preference to any creditor of such partnership, or insolvent partner, over other creditors of such partnership; and every judgment confessed, lien created or security given by such partnership, under the like circumstances and with the like intent, shall be void as against the creditors of such partnership.

(21.) SEC. XXI. Every such sale, assignment or transfer of any of the property or effects of a general or special partner, made by such special or general partner, when insolvent or in contemplation of insolvency, or after, or in contemplation of the insolvency of the partnership, with the intent of giving to any creditor of his own or of the partnership, a preference over creditors of the partnership; and every judgment confessed, lien created, or security given by such partner under the like circumstances and with the like intent, shall be void as against the creditors of the partnership.

Individual partners, assignment of, when void.

(22.) SEC. XXII. Every special partner who shall violate any provision of the two last preceding sections, or who shall concur in or assent to, any such violation of the partnership, or by any individual partner, shall be liable as a general partner.

Special partners, how liable as general partners.

(23.) SEC. XXIII. In case of the insolvency or bankruptcy of the partnership, no special partner shall, under any circumstances, be allowed to claim as a creditor, until the claims of all the other creditors of the partnership shall be satisfied.

Rights of creditors over special partners.

(24.) SEC. XXIV. No dissolution of such partnership by the act of the parties, shall take place previous to the time specified in the certificate of its formation, or in the certificate of its renewal, until a notice of such dissolution shall have been filed and recorded in the office of the register of deeds in which the original certificate was recorded, and published once in each week for four weeks, in a newspaper printed in each of the counties where the partnership may have places of business, and if there be no newspaper published in such county or counties, then by publishing the same as aforesaid in a newspaper published at the capital of the state.

Dissolution of partnerships before limitation.

(25.) SEC. XXV. This act shall take effect and be in force on and after the first day of April, A. D. 1858.

CHAPTER 125.

FIRE COMPANIES.

SECTION

1. Members of fire companies to be exempt from military or jury duty, and work upon the highways.
2. Five years' service in a fire company, to exempt forever thereafter from military or jury duty, and work on roads.

SECTION

- 3 Certificate of such service to be received as *prima facie* right to exemption hereinbefore mentioned.
4. Act when to take effect.

An Act to encourage the Organization of Fire Companies.

[Passed August 2, 1858.] c. 84

(1.) SEC. I. *Be it enacted by the legislature of the state of Minnesota:* Members of fire

companies exempt from military or jury duty or work upon highways.

That any person who is now, or shall hereafter be an acting member of any fire-engine, hook or ladder, hose, or any other company for the extinguishment of fire, or the protection of property at fires, now existing and in active operations under the control of the corporate authorities of any town, city, or village in this state, shall, during the time he may continue an acting member of such company, be exempted from the performance of military duty in time of peace, from labor on the highways, and from serving as a juror: *provided*, that the privileges aforesaid shall not be extended to any but active duty members, furnished with all the apparatus or equipage necessary, and all other members who have become disabled from serving as firemen, while in the discharge of their duties as such: *and provided also*, that such members shall not be deprived of said privileges in consequence of temporary absence from the place where such company may be located for a period of six months; provided it was the intention of such absentees to return and continue their duties in said company.

Five years' service exempt as above forever.

(2.) SEC. II. That any person who shall have been such member of any such companies as are described in the preceding section, and shall have faithfully discharged his duties as such, for the term of five years, shall be forever thereafter exempt from the performance of military duty in time of peace, from labor on the highways, and from serving as a juror, so long as such person shall remain a resident of the city or town wherein he became so exempt as aforesaid: *provided*, that his said five years' service shall not be construed to mean only five consecutive years in the same company, but may consist of different periods of service, either in the same or in different companies, at different times, in all amounting to five years.

Certificate of such service to be *prima facie* evidence to exemptions mentioned.

(3.) SEC. III. That any person who has served five years shall be entitled to receive from the president or foreman of the company or companies of which he shall have been a member, a certificate or certificates to that effect, specifying the length of time he shall have served; and on presentation of said certificate or certificates to the clerk or recorder of the proper city or town, it shall be the duty of the said clerk or recorder to file the same in his office, and give his certificate, under seal, to the person entitled thereto, setting forth the name of the company or companies of which such person shall have been a member, and the length of time he has served in each company; and such certificate shall be received in all courts and places as *prima facie* evidence that said person is entitled to the exemption hereinbefore mentioned.

Act when to take effect.

(4.) SEC. IV. This act shall take effect from and after its passage.