

PARTNERSHIP ASSOCIATIONS (EXCERPT)
Act 191 of 1877

449.304 Partnership associations; interest, transfer; death of member, effect; scope, limitation.

Sec. 4. Interest in said association shall be personal estate, and may be transferred under such rules and regulations as the association may prescribe, but no transferee of any interest, or the representatives of any decedent, or of any insolvent shall be entitled thereafter to any participation in the subsequent business of said association, unless he or she be elected thereto by a vote of a majority of the members in number and value of their interests, and any change of ownership, whether by sale, death, bankruptcy, or otherwise, which shall not be followed by election to the association, shall entitle the owner only to his interest in the association at a price and upon terms to be mutually agreed upon, and in default of such agreement the price and terms shall be fixed by an appraiser appointed by the circuit court of the county where such association has its principal office, subject to the approval of said court: Provided, That it may be stipulated and agreed in the statement in writing by which said association is organized, or by amendment filed thereafter, that on the death of any member his interest, if the representatives of his estate so elect, shall continue in the association during the continuance thereof and that the representatives of his estate may select some person who shall thereupon become a member of such association in place of such deceased member, with all his rights, privileges and responsibilities: Provided, however, That nothing herein contained shall affect the right of members to transfer their interest in associations heretofore organized under the provisions of Act 192 of the Public Acts of 1877, as amended.

History: 1877, Act 191, Eff. Aug. 21, 1877;—Am. 1881, Act 216, Imd. Eff. June 3, 1881;—How. 2368;—Am. 1885, Act 21, Imd. Eff. Mar. 17, 1885;—CL 1897, 6082;—Am. 1903, Act 244, Imd. Eff. June 18, 1903;—CL 1915, 7953;—CL 1929, 9912;—CL 1948, 449.304.

Compiler's note: The reference at the end of this section to "Act 192 of the Public Acts of 1877" should evidently be to "Act 191 of the Public Acts of 1877."