

**STATE OF MAINE**  
**Town of Yarmouth**

**CERTIFICATE OF WITHDRAWAL FROM MERCANTILE ENTERPRISE**  
(Title 31, M.R.S.A., Sec. 1)

The undersigned hereby certifies that he/she was associated as a partner with \_\_\_\_\_  
(state names of parties or associates or partners)  
for the purpose of engaging in the \_\_\_\_\_ business in  
(type of business)  
the Town of Yarmouth, State of Maine under the name \_\_\_\_\_

and that he/she has withdrawn from such mercantile enterprise.  
Business location Address \_\_\_\_\_  
Street Address of Business  
**Yarmouth, Maine 04096**

<b>Printed Name of Partner</b>	<b>Current Residence</b>	<b>Signature</b> (signature needs to be witnessed by Notary/Attorney)
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\_\_\_\_\_  
**City, State, Zip**

<b>Printed Name of Partner</b>	<b>Current Residence</b>	<b>Signature</b> (signature needs to be witnessed by Notary/Attorney)
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\_\_\_\_\_  
**City, State, Zip**

If not ample space for partners as required above, you may attach separate sheet indicating additional partner(s) information.  
**BELOW INFORMATION MUST BE COMPLETED BY A NOTARY PUBLIC OR ATTORNEY**

**STATE OF MAINE**

Cumberland County \_\_\_\_\_ **SS.** \_\_\_\_\_ **Date**

Then \_\_\_\_\_, personally appeared and severally made oath to the foregoing certificate, that the same is true.

Before me,  
  
\_\_\_\_\_  
Attorney/Notary Public (Commission Expires \_\_\_\_\_)

(Note: This certificate shall be deposited in the office of the clerk of the municipality in which the business is to be carried on. The clerk is entitled to a fee for recording this certificate.

**FEE: \$10.00 Payable to the Town of Yarmouth**

**Title 31**  
**MERCANTILE PARTNERSHIPS AND ASSUMED BUSINESS NAMES**

**Section 1**

**Filing of certificate; certificate of withdrawal**

Whenever 2 or more persons become associated as partners or otherwise for the purpose of engaging in any mercantile enterprise, they shall, before commencing business, deposit in the office of the clerk of the city or town in which the same is to be carried on a certificate signed and sworn to by them, setting forth their names and places of residence, the nature of the business in which they intend to engage and giving the name under which they are to transact business. Whenever any member of such partnership or association withdraws therefrom, he may certify under oath to the fact of such withdrawal, which certificate shall be deposited in the clerk's office where the partnership certificate is recorded. He shall conclusively be presumed to be a member of the firm or association to the time of his depositing such certificate.

**Section 3**

**Statements as conclusive; perjury**

A person signing and making oath to any certificate deposited as provided by sections 1 and 2 shall not be permitted in any judicial proceeding to contradict the statements contained in such certificate. Whoever swears or affirms to any such certificate which is not true in fact shall be deemed guilty of perjury.

**Section 4**

**Records**

The clerks of the several cities and towns shall record in suitable books, kept exclusively for the purpose, the certificates deposited under sections 1 and 2, and such books shall be open to public inspection.

**Section 5**

**Failure to file; penalty**

Whoever fails to deposit seasonably the certificate required by sections 1 and 2 shall be punished by a fine of \$5 for each day he is in default.

**Section 6**

**Prohibition of certain names**

No person or persons, partnership or other entity engaged in any business, except a corporation, may adopt a name for such business that contains the words "corporation," "incorporated" or "limited," or any abbreviation of any such words. A limited partnership may use the term "limited partnership" as part of its name, a limited liability company may use the term "limited liability company" as part of its name and a limited liability partnership may use the term "limited liability partnership" as part of its name.

**Section 7**

**Inapplicable to corporations**

Sections 1 and 2 do not apply to corporations. A corporation desiring to do business under an assumed name shall proceed as provided in Title 13-C, section 404

Full Text of this section can be found at <http://janus.state.me.us/legis/statutes/31/title31ch1.rtf>