

Chap. 268

An Act to incorporate the Ashburnham Reservoir Company.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :

Corporators.

SECT. 1. Charles Winchester, George C. Winchester, George Blackburn, their associates and successors, are hereby made a corporation, by the name of the Ashburnham Reservoir Company; for the purpose of constructing, supporting, and occupying a reservoir of water, by means of dams, in the town of Ashburnham, in the county of Worcester, for the supply of mills situated on the stream below said reservoir: with all the powers and privileges, and subject to all the duties, restrictions and liabilities, set forth in the thirty-eighth and forty-fourth chapters of the Revised Statutes.

Purpose.

Powers, duties, etc.

Capital not to exceed \$12,000.

SECT. 2. Said corporation may hold, for the purposes aforesaid, real estate to the amount of ten thousand dollars, and the whole amount of the capital of said company shall not exceed twelve thousand dollars.

Shares not to be issued less than par.

SECT. 3. No shares in the capital stock of said corporation shall be issued for a less amount, to be actually paid in on each, than the par value of the shares which shall be first issued.

SECT. 4. This act shall take effect from and after its passage. [*Approved by the Governor, May 2, 1853.*]

Chap. 269

An Act relating to the Levy of Justices' Executions.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :

Justices' executions, how to be levied.

SECT. 1. Whenever, by any justice of the peace or police court, execution is awarded in favor of the judgment creditor for a sum as damages exceeding twenty dollars, the same shall be so framed as to direct a levy on the land and tenements of the judgment debtor, in the same manner and to the same effect as executions are now awarded by the court of common pleas.

Officer may levy on lands and tenements.

SECT. 2. Any officer to whom such executions shall be delivered for service may levy the same upon lands and tenements of the judgment debtor, and in all things in regard to such levy shall have the same rights, and shall conduct himself in like manner, as if the same execution issued from the court of common pleas: *provided, however*, the record of the execution and levy in the registry of deeds shall be *prima facie* evidence of the regularity of the judgment, and prior proceedings in the case in which such execution issued: *provided also*, that nothing in this act shall be construed to au-

Provided.