



## CHAPTER 1

## ARTICLE 35 - ATTACHMENT

## N.C.G.S. § 1-440.19.

# Levy on stock in corporation.

| SOURCE                                                                   | LAST AMENDMENT IN THIS TEXT             | RETRIEVED                    | SOURCE FINGERPRINT                                                     |
|--------------------------------------------------------------------------|-----------------------------------------|------------------------------|------------------------------------------------------------------------|
| General Statutes of North Carolina, as published by the General Assembly | c. 693, s. 1 — first act in the lineage | 21 September 2026, 04:10 UTC | acefd0c1e34007480983fb62 - 3060cc25f0b7acc34092d8e3 - 73bce17679524218 |

**§ 1-440.19(a)** The sheriff may levy, as on tangible property, on a share of stock in a corporation by seizing the certificate of stock

- (1) When the certificate is in the possession of the defendant, and
- (2) When, by the law of the state in which the corporation is incorporated, the property interest of the stockholder is embodied in the certificate of stock, as is provided by the Uniform Stock Transfer Act or similar legislation.

**§ 1-440.19(b)** The sheriff may levy on a share of stock in a corporation by delivery of copies of the garnishment process to the proper officer or agent of such corporation, as set out in G.S. 1-440.26,

- (1) When, by the law of the state in which the corporation is incorporated, the property interest of the stockholder is not embodied in the certificate of stock, or
- (2) When, by the law of the state in which the corporation is incorporated, the property interest of the stockholder is embodied in the certificate of the stock, as is provided by the Uniform Stock Transfer Act or similar legislation, and
  - a. Such certificate has been surrendered to the corporation which issued it, or
  - b. The transfer of such certificate by the holder thereof has been restrained or enjoined.

**§ 1-440.19(c)** A restraining order or injunction against the transfer of a certificate of stock, when proper in an attachment proceeding, may be granted by the clerk or judge pursuant to a motion in the cause to which the attachment is ancillary.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I  
1 ACT

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

|                                 |      |              |  |                                        |  |  |  |
|---------------------------------|------|--------------|--|----------------------------------------|--|--|--|
| 1947                            |      |              |  | 1948                                   |  |  |  |
| TICK HEIGHT = ACTS IN THAT YEAR |      |              |  | DASHED = RECODIFICATION, NOT AMENDMENT |  |  |  |
| Nº                              | YEAR | ACT          |  | CHARACTER                              |  |  |  |
| 01                              | 1947 | c. 693, s. 1 |  | ENACTED                                |  |  |  |

APPARATUS II  
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

|               |            |                                    |
|---------------|------------|------------------------------------|
| REFERENCE     | APPEARS IN | OPERATIVE LANGUAGE IN THIS SECTION |
| G.S. 1-440.26 | (b)        | "such corporation, as set out in"  |

APPARATUS III

Citation

FULL SECTION  
N.C. Gen. Stat. § 1-440.19 (1947).

PINPOINT  
N.C. Gen. Stat. § 1-440.19(a) (1947).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

## COLOPHON

## Provenance

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The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE  
(1947, c. 693, s. 1.)

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NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

