**4-801A. Writ of execution.**

[For use with Rule 1-065.1 NMRA]

STATE OF NEW MEXICO

IN THE DISTRICT COURT

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Plaintiff

v.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Defendant

**WRIT OF EXECUTION**

THE STATE OF NEW MEXICO to the sheriff or a full-time salaried deputy sheriff of any New Mexico county:

Judgment having been entered in this action, you are ordered to levy against property of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in your county, the sum of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ *(which is the judgment and costs to date)* plus interest at the rate of \_\_\_\_\_\_\_\_ % per year from the \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_ *(date of judgment)*, and your fees thereon, and return this writ to me within sixty (60) days.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Judge or clerk

*(This form may also be issued as a second or subsequent writ.)*

**RETURN**

I certify that I carried out this writ of execution, as follows:

*(check appropriate box or boxes and fill in blanks)*

[ ] The writ was served on judgment debtor on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_, and

[ ] full payment was made

[ ] partial payment was made in the amount of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ] No non-exempt property of judgment debtor was found on which levy could be made.

**Property seized:**

[ ] I levied upon the following real property

[ ] Personal property was taken into custody on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_. A written inventory is attached.

[ ] Judgment debtor provided bond to retain possession. A copy of the bond is attached.

Date of return: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

SHERIFF OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

COUNTY, State of New Mexico

By\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Deputy or other authorized person

USE NOTES

The sheriff is obligated by law to make timely return.

Only non-exempt property may be seized. The sheriff may not seize any personal clothing, furniture or books or any jewelry unless the total value of all jewelry exceeds $2,500.

[Adopted, effective July 1, 1992; as amended, effective January 1, 1996.]