

**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.]