

\_\_\_\_\_  
Plaintiff

\_\_\_\_\_  
Address

v.

Case No. \_\_\_\_\_

\_\_\_\_\_  
Defendant

Address of judgment creditor's attorney:

\_\_\_\_\_  
Address

-- fold here --

-- fold here --

**WRIT OF EXECUTION**

To the Sheriff of \_\_\_\_\_ County:

On \_\_\_\_\_, in the above case, the judgment creditor (*name of person who received the judgment*) \_\_\_\_\_, received a judgment against the judgment debtor (*name of person whom the judgment was against*) \_\_\_\_\_ in the amount of \$ \_\_\_\_\_, with interest from the date of judgment at the rate of \_\_\_\_\_ percent per year, plus costs if awarded.

In the name of the State of West Virginia, you are hereby commanded to seize and sell, in the manner provided by law, such personal property of the defendant as is sufficient to collect the following sum:

Unpaid Principal	\$ _____
Unpaid Interest ( <i>as adjusted for partial payment, if any</i> ):	\$ _____
Unpaid Costs	\$ _____
Cost of Writ ( <i>provided judgment order awards costs</i> ):	\$ _____
<b>TOTAL</b>	\$ _____

together with interest from the date of issuance of this writ to the date of payment, in the amount of \$ \_\_\_\_\_ per month.

This sum shall be paid to the plaintiff/plaintiff's attorney as provided by law, and your return filed with this office on or before \_\_\_\_\_ (*not less than 30 nor more than 90 days from issuance*).

\_\_\_\_\_  
Date

\_\_\_\_\_  
Magistrate Clerk

**NOTICE TO DEFENDANT:** Some or all of your property may be exempt from execution under state and federal law. If you wish to claim exemptions, you must do so promptly by filing an affidavit of exemption with the sheriff. An affidavit form may be obtained from the clerk. You may wish to consult an attorney regarding your exemption rights.

In addition to the amount set forth in this writ of execution, the sheriff may also collect a commission as provided by W. Va. Code § 59-1-14.

W. Va. Code §§ 38-4-5; 38-8-1 et seq.

- Sheriff
- Defendant
- Plaintiff
- File