

Constable's Guideline for Writ Execution

As pursuant to Section 34.071

Of the Civil Practice and Remedies Code

Chapter 34 Title 2

Along with Jasper County Departmental Policy for Execution of Writs

1. The judgment attorney must follow up on all correspondence in writing before Constable will act upon Writ.
2. The judgment attorney will make known what items are to be seized.
3. The judgment attorney will make themselves available by phone, the day that the levy is made.
4. The judgment attorney will answer all questions that the Constable has about the writ and levy.
5. The judgment attorney will do all research for property belonging to the judgment debtor.
6. The judgment attorney will make the determination whether or not property belongs to the judgment debtor, and whether or not the property is subject to levy, or has liens against the property.
7. The judgment attorney will determine the priority of the liens asserted against the property subject to execution.
8. The Constable does not have a duty to make multiple levies for cash or multiple levies at the same location.
9. A Constable receiving a writ of execution may return writ after the 1st levy or attempted levy if the judgment attorney cannot designate any more executable property currently owned by the judgment debtor at the time the 1st levy is made.
10. The Constable **will not** remove any locks, to obtain property that is to be seized.

11. The property must be gained by peaceable entry on to the property.
12. All payments will go thru the Constable's Office to ensure proper accreditation to the writ.
13. The Constable's department will plan out each writ and timeline to ensure levy is safely executed for all parties involved.
14. The Constable will not go forward with any Writ until Constable has looked over the entire Writ and all questions have been answered to the satisfaction of the Constable, to ensure that no problems arise during the Execution process.
15. The Constable will be upfront and honest with all parties during the execution of all writs.

If you have any questions please feel free to contact this Constable at the number given below. These regulations have been approved by the Commissioner's Court of Jasper County.

Constable _____

Phone Number _____

Address _____