

4-915

[35-11-1 to 35-11-3 NMSA 1978]

STATE OF NEW MEXICO  
COUNTY OF DONA ANA  
IN THE MAGISTRATE COURT

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

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

against

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

**PETITION FOR POST-JUDGMENT WRIT OF REPLEVIN**

Comes now the plaintiff, petitioner herein, and alleges:

1. Plaintiff has a judgment against the defendant in this matter dated \_\_\_\_\_, \_\_\_\_\_, with a present value including post-judgment costs and accrued interest totaling \$\_\_\_\_\_, the terms of which include plaintiff's right to recover following personal property

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

*(attach exhibit if necessary)*

2. Plaintiff believes that the property may be found at \_\_\_\_\_  
\_\_\_\_\_ which is within the jurisdiction of this court;
3. This court has jurisdiction to issue a writ of replevin returning to plaintiff the property described;

4. The specific facts upon which a writ of replevin is requested are that plaintiff holds a valid, unsatisfied judgment against defendant, declaring that property formerly in the possession of plaintiff has been wrongfully taken or retained by defendant and defendant refuses to return it to plaintiff or pay the judgment amount;

WHEREFORE plaintiff prays for an order of this court requiring the sheriff of \_\_\_\_\_ county to take possession of the property and return it to the plaintiff.

\_\_\_\_\_  
Signed

\_\_\_\_\_  
Name (*print*)

\_\_\_\_\_  
Address (*print*)

\_\_\_\_\_  
City, state and zip code (*print*)

\_\_\_\_\_  
Telephone number

Dated: \_\_\_\_\_

[Effective January 1, 1993.]