

426.300 Specific property -- Execution on judgment for.

- (1) If a judgment is recovered for a specific thing, the plaintiff may have an execution issued thereon, commanding the proper officer to seize the property, and deliver it to the plaintiff. The plaintiff may, if he so elect, take an execution for the assessed value of the property recovered. In either case, the execution shall embrace the damages assessed for the detention and costs.
- (2) The court may, upon satisfactory proof that the property recovered has perished, or that, without the fault of the defendant, it is out of his power to produce it, order the plaintiff to receive the assessed value in lieu of the property.

Effective: October 1, 1942

History: Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. sec. 1665.