

ORS 206.030¹ Duty to execute process and make return

- taking concealed personal property
- use of force

An officer to whom any process, order or paper is delivered shall execute or serve it according to its command or direction, or as required by law, and must make a written return of the execution or service thereof. If a sheriff is directed by a court to take personal property into custody at a specific premises, and the property is concealed in a building or enclosure, the sheriff shall demand its delivery. If delivery is not made, the sheriff shall use such reasonable force as is necessary to enter into the building or enclosure and take the property into possession. [Amended by 2003 c.304 §1]

Annotations

Notes of Decisions

ORCP 7E, which enlarges class of persons who may serve summons in civil actions, does not affect sheriffs statutory duty to serve summons under this section. Hamilton and Hamilton, 66 Or App 936, 676 P2d 341 (1984)

¹ Legislative Counsel Committee, CHAPTER 206—Sheriffs,
https://www.oregonlegislature.gov/bills_laws/lawsstatutes/2013ors206.html External_link_icon(2013)
(last accessed Apr. 27, 2014).