

CROSS REFERENCES

Poultry, definition of, see Agricultural Code § 379.1.

Property of value greater than exempted under this section, creditor's counter-affidavit, see § 690.26, subd. (4).

§ 690.10 *Exemptions; wages and earnings of seamen, seagoing fishermen and sealers; exceptions*

The wages and earnings of all seamen, seagoing fishermen and sealers, not exceeding three hundred dollars, regardless of where or when earned, and in addition to all other exemptions otherwise provided by any law; but where debts are incurred by any such person, or his wife or family for the common necessities of life, or incurred for personal services rendered by any employee, or former employee, or if at the time of the attachment or execution the debtor has no family residing in this State supported in whole or in part by his labor, one-half of such earnings about mentioned is nevertheless subject to execution, garnishment or attachment to satisfy debts so incurred. (Added Stats. 1935, c. 723, p. 1968, § 10.)

CROSS REFERENCES

Attachment or arrestment of wages, see 46 U.S.C.A. § 601.

Seamen defined, see Harbors and Navigation Code § 861.

Wages, definition of, See Government Code § 18539, Labor Code § 200 et seq.

Waiver of wages not allowed, see Harbors and Navigation Code § 864.

§ 690.11 *Exemptions; earnings; restrictions; affidavit*

One-half of the earnings of the defendant or judgment debtor received for his personal services rendered at any time within 30 days next preceding the levy of attachment or execution shall be exempt from execution or attachment without filing a claim for exemption as provided in Section 690.26.

All of such earnings, if necessary for the use of the debtor's family, residing in this State, and supported in whole or in part by such debtor unless the debts are: (a) incurred by such debtor, his wife or family, for the common necessities of life; or, (b) incurred for personal services rendered by any employee, or former employee, of such debtor.

Prior to causing any levy of attachment on earnings of the defendant received for his personal services, the plaintiff shall file with the levying officer an affidavit that the defendant whose earnings are to be attached has been served with a copy of the summons and of the complaint or that the defendant has been given notice pursuant to Chapter 5 (commencing with Section 1010) of Title 14 of Part 2 of this code that a writ of attachment on his earnings will issue after eight days from the date of such notice. Such notice shall only be required on the first writ of attachment on earnings. (Added Stats. 1935, c. 723, p. 1968, § 11. As amended Stats. 1937, c. 578, p. 1623, § 1; Stats. 1945, c. 822, p. 1515, § 1; Stats. 1955, c. 793, p. 1393, § 3; Stats. 1963, c. 1540, p. 3124, § 1.)

CROSS REFERENCES

Affidavit for attachment of earnings in action to collect a debt for common necessities of life, see § 538.

Husband and wife, liability for debts, see Civil Code § 168 et seq.

Immediate release of half of earnings, see § 690.26.

Wages, definition of, see Government Code § 18539; Labor Code § 200 et seq.

§ 690.12 *Repealed. Stats. 1965, c. 1363, c. 3255, § 1*

§ 690.13 *Exemptions; nautical instruments and wearing apparel of master, officer, or seaman*

All the nautical instruments and wearing apparel of any master, officer, or seaman of any steamer or other vessel. (Added Stats. 1935, c. 723, p. 1969, § 13.)

CROSS REFERENCES

Seamen, definition of, see Harbors and Navigation Code § 861.

Steam vessel, definition of, see Harbors and Navigation Code § 22.

§ 690.14 *Exemptions; fire company equipment, etc.*

All fire engines, hooks and ladders, with the carts, trucks and carriages, hose buckets, implements, and apparatus thereunto appertaining, and all furniture