Resident F	nmons and notice of trial on petitior Relations Act). 7-8-43 NMSA 1978]	for writ of restitution	(Uniform Owner-
STATE OF	NEW MEXICO		
	COURT		
	COUNTY	No	
V.		_, Defendant	
	SUMMONS AND NO ON PETITION FOR WR (Uniform Owner-Resid	T OF RESTITUTION	
To:			
	defendant		,
Address:			
		, New Mexico	
cause and for the prop why the pla caused to t copy of whi Your judgment a of which is You  FOR USE (  [IF Y  REC  ASK	are ordered to appear for trial before to, located at, day of,	y the plaintiff's petition for should not you for any back rents tition filed by the plaintiff as specified above may retion filed by the plaintiff in the plai	or a writ of restitution of be granted and or damages you f in this action, a esult in the entry of this action, a copy prior to the trial.  OU MUST I. IF YOU DO NOT THE
			,,
	Judge Bv:		

Clerk

## THIS IS YOUR NOTICE OF TRIAL and will be the only notice that you will receive.

	RETURN <sup>1</sup>
STATE OF	NEW MEXICO
COUNTY	) ss DF )
(complete	if service is by a person the sheriff or deputy³)
outer than	the diethir of deputy )
I, being sw lawsuit, and	orn state that I am over the age of eighteen (18) years and not a party to this d that I served this summons in county on the county on the day of,, (date), by delivering a copy of this summons,
a copy of the	day of,, ( <i>date)</i> , by delivering a copy of this summons, he petition and a copy of the answer form <sup>2</sup> in the following manner:
a copy or tr	ne petition and a copy of the answer form- in the following manner.
(check and	d complete only if service by sheriff or deputy) <sup>3</sup>
I certify tha	t I served this summons in county on the day of, (date), by delivering a copy of the summons,
	day of,, (date), by delivering a copy of the summons,
	he petition and an answer form <sup>2</sup> in the following manner: erving summons must check one of following boxes and fill in appropriate
[]	by delivering a copy of this summons, a copy of the petition and an answer form to the defendant (used when defendant receives copy of
	summons or refuses to receive summons).
[]	by delivering a copy of this summons, a copy of the petition and an answer form
	to, a person over fifteen (15) years of age and residing at the usual place of abode of defendant, located at
	(address) (used when defendant is not
r 1	presently at the abode).
[]	by posting a copy of the summons, petition and an answer form in the most public part of the premises of defendant located at (address). (Used if no person found at
	dwelling house or usual place of abode.) (If service is by posting a copy of the
	summons, petition and an answer form must also be mailed to the person
	served. The person serving by posting and the person serving by mail must each
	sign a return. The person mailing must check and complete the certificate of
r 1	mailing at the end of this summons.)
[]	by delivering a copy of this summons, a copy of the petition and an answer form to, an agent authorized to receive service of process for
	defendant.

IJ	form to , (parent) (quardian) (custodian) of					
	form to, (parent) (guardian) (custodian) of defendant (used when defendant is a minor or an incompetent person).					
[]	by delivering a copy of this summons, a copy of the petition and an answer form					
		(name of person),, (title				
		eceive service) (used when defendant is a corporation to a suit under a common name, a land grant board of				
		w Mexico or any political subdivision).				
[]	by service by mail.	, , , , , , , , , , , , , , , , , , ,				
F						
rees:	<del></del>					
		Signature of person making service				
		Title (if any)				
	l and sworn to					
	this,					
day 01	,					
Judge, not	ary or other officer					
authorized	to administer oaths <sup>3</sup>					
Off: -: -1 4:41 -						
Official title	npleted if service is made by	unostina)4				
		age of eighteen (18) years and not a party to this				
lawsuit, an	d that I served a copy of this	s summons on the day of,				
		postage prepaid, a copy of this summons, a copy of the				
complaint,	and an answer form to:					
		(name of person served)				
		(County)				
		(city, state and zip code)				
		Signature of person making service				
		Title (if any)				
		Place of mailing				
		 Date				
Subscribed	and sworn to before me					
	day of					
	-					

authorized to administer oaths <sup>3</sup>	
lawsuit, and that I served a copy of this, by mailing first class mail, p	e age of eighteen (18) years and not a party to this s summons on the day of oostage prepaid, a copy of this summons, a copy of the pies of the notice and acknowledgement and a return
	(county)
	Signature of person making service
	Title (if any)
	Place of mailing
	Date
Subscribed and sworn to before me this day of	,
Judge, notary or other officer authorized to administer oaths	
Official title <sup>3</sup>	

## **USE NOTES**

- 1. A separate summons must be used for each defendant.
- 2. An answer form must be attached to the summons at the time of service. For answer forms, see Rule 4-907 NMRA.
- 3. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy need not be notarized.
  - 4. For use when service is by posting.
- 5. If service is by mail, Civil Form 4-208 NMRA must be completed and mailed with this summons.

[Former Rule 4-904 SCRA 1986; recompiled as Rule 4-905 NMRA and amended, effective September 2, 1997.]