

1 ~~[4-909A. Judgment for restitution.~~
2
3 ~~[For use in Magistrate Court~~
4 ~~Sections 47-8-33, 47-8-43, 47-8-46, 47-8-48 NMSA 1978]~~
5

6 STATE OF NEW MEXICO
7 _____ COURT
8 _____ COUNTY
9

10 _____, Plaintiff,
No. _____

v.
11
12 _____, Defendant.
13

14 **JUDGMENT FOR RESTITUTION**
15 **(Uniform Owner-Resident Relations Act)¹**

16
17 This matter was set for trial on _____, _____ (date). The plaintiff appeared
18 (in person) (and) (by attorney _____). The defendant (did not appear) (appeared)
19 (in person) (and) (by attorney _____). Having heard the evidence and argument
20 presented, the court finds in favor of:

21
22 the plaintiff.
23 the defendant.
24

25 ~~IT IS THEREFORE ORDERED:~~

26
27 1. _____ The premises at: _____, New
28 Mexico be restored to (plaintiff) (defendant);
29

30 2. _____ The rental agreement (is) (is not) terminated;

31 (check, if applicable, and complete)

32 Plaintiff shall recover from defendant the following amounts:

33
34

Rents	\$ _____
Damages	\$ _____
Attorneys' fees	\$ _____
Costs	\$ _____
TOTAL	\$ _____ ²

Plus _____ % interest per year until the judgment is paid.³

35 (check, if applicable, and complete)

36 A writ of restitution be issued effective _____, _____ (date).⁴
37

1
2 *(check, if applicable, and complete)*
3 ~~[]~~ The court further orders _____ *(other relief)*.
4
5 3. ~~_____ A hearing on the issue of damages shall be held by this court only upon request for setting.²~~
6
7 4. ~~_____ If this case is appealed and the resident wants to stay the eviction pending appeal, the~~
8 ~~resident shall pay rent in the manner set forth in Section 47-8-47 NMRA. If the money judgment~~
9 ~~is appealed, the court sets the appeal bond at \$ _____ (if left blank, the appeal bond~~
10 ~~is set at zero dollars (\$0)).~~

Judge

11
12 **CERTIFICATE OF SERVICE**

13
14 I ~~certify that a copy of the foregoing was served on all parties and counsel on~~
15 ~~_____;~~
16

Signature

Title

17
18 **USE NOTES**

- 19
20 1. ~~This form may also be used for a mobile home park with less than 12~~
21 ~~units. See NMSA 1978, § 47-10-2(C).~~
22 2. ~~Use Form 4-701 NMRA if damages are determined at a separate hearing.~~
23 3. ~~Interest is calculated at the statutory rate set forth in NMSA 1978, Section 56-8-~~
24 ~~4(A), unless the judgment is rendered on a lease having a different rate of interest.~~
25 4. ~~Insert a date which is not less than three (3) nor more than seven (7) days from the~~
26 ~~date of filing of the judgment.]~~
27

28 [Adopted by Supreme Court Order No. 16-8300-033, effective for all cases pending or filed on or
29 after December 31, 2016; withdrawn by Supreme Court Order No. S-1-RCR-2025-00175,
30 effective for all cases pending or filed on or after December 31, 2025.]