

STATE OF NEW MEXICO  
COUNTY OF \_\_\_\_\_

\_\_\_\_\_  
Plaintiff,  
v. \_\_\_\_\_  
Defendant.

No. \_\_\_\_\_

**PETITION BY OWNER FOR RESTITUTION**  
*(Uniform Owner-Resident Relations Act)*

The plaintiff alleges:

1. Plaintiff is lawfully entitled to possession of the premises located at:<sup>1</sup>  
  
in \_\_\_\_\_, New Mexico \_\_\_\_\_.
2. Defendant entered into possession of the premises under a rental agreement and has breached the terms of the agreement as follows:  
  
 A copy of the rental agreement is attached as Exhibit A.<sup>2</sup>
3. Plaintiff gave written notice of:  
 Termination  
 Breach of the rental agreement  
to defendant on \_\_\_\_\_ (date), and defendant has failed to remedy the breach.  
 A copy of the written notice is attached as Exhibit B.

*(check and complete if applicable)*

4. Defendant is indebted to plaintiff in the sum of \$\_\_\_\_\_ for unpaid rent, plus \$\_\_\_\_\_ rent per day to date of restitution, plus damages as determined by the court.
5. Plaintiff holds \$\_\_\_\_\_ of defendant as a damage deposit under the rental agreement
6. Plaintiff requests separate trials on the issues of restitution and damages

Plaintiff requests judgment against defendant, as follows:

- 1 Immediate possession of the premises;
- 2 Unpaid rent of \$\_\_\_\_\_, plus \$\_\_\_\_\_ per day to date of restitution;
- 3 Damages as may be determined by the court;
- 4 Costs of this action;
- 5 Reasonable attorney's fees;
- 6 A civil penalty as provided by law;
- 7 Such other relief as the court may deem reasonable.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signed

\_\_\_\_\_  
Name (*print*)

\_\_\_\_\_  
Address (*print*)

\_\_\_\_\_  
City, state and zip code (*print*)

\_\_\_\_\_  
Telephone number

USE NOTES

1. If the leased premises is an apartment, include the name of the apartments and the apartment number.
2. The owner must bring a copy of any written rental agreement to court for the hearing on the petition for restitution.