

**4-701. Judgment.**

[For use with Rules 2-701 and 3-701 NMRA]

STATE OF NEW MEXICO  
IN THE \_\_\_\_\_ COURT  
\_\_\_\_\_ COUNTY

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

\_\_\_\_\_, Plaintiff  
against

\_\_\_\_\_, Defendant

**JUDGMENT**

This cause coming on for trial, plaintiff appearing (*in person*) (*and*) (*by attorney*); defendant appearing (*in person*) (*and*) (*by attorney*), and the court, having heard the evidence and argument presented, finds

- in favor of plaintiff and against defendant.
- in favor of defendant and against plaintiff.
- in favor of plaintiff on his complaint and in favor of defendant on his counterclaim/setoff.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that (plaintiff) (defendant) recover the following:

Damages \$ \_\_\_\_\_

Interest to date  
(if allowable) \$ \_\_\_\_\_

Attorney fee  
(if allowable) \$ \_\_\_\_\_

Costs \$ \_\_\_\_\_

TOTAL JUDGMENT \$ \_\_\_\_\_

(check if appropriate)

that plaintiff have possession of:  
the premises at

\_\_\_\_\_  
(for forcible entry or detainer)

or

[ ] the following personal property:

\_\_\_\_\_

*(for replevin actions)*

*(To be completed if appellant desires to stay execution of judgment)*

If this case is appealed and the appellant wishes to stay execution of the judgment the defendant shall file with the (magistrate) (metropolitan) court an appeal bond in the amount of \$ \_\_\_\_\_.

\_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_

Judge

#### USE NOTES

If a bond secured by personal surety or sureties is tendered, the bond may be approved only on notice to the appellee. Each personal surety shall be required to show a net worth at least double the amount of the bond. If the judgment is for the recovery of money, the amount of the bond shall be the amount of the judgment remaining unsatisfied, together with costs, attorneys' fees and interest, if any.

[As amended, effective October 1, 1996.]