STATE OF INDIANA IN THE MIAMI SUPERIOR COURT

COUNTY OF MIAMI

_____

PLAINTIFF(S)

VS. CAUSE NUMBER 52D01-_____

_____

DEFENDANT(S)

VERIFIED CLAIM FOR IMMEDIATE POSSESSION

Plaintiff(s) affirms under the penalties of perjury that:

1. He/She is the owner of and is entitled to the immediate possession of the following described real/personal property: _____ .

2. Said real/personal property has an approximate value of $_____. The part occupied by the Defendant(s) has a rental value of $_____ per month.

3. Defendant(s) is in default of rent in the amount of $_____, plus the costs of this action.

4. Damages will be assessed at a later hearing.

_____

Signature of Plaintiff

NOTICE OF HEARING

TO THE DEFENDANT(S): You are hereby ordered to appear in the Miami Superior Court, Miami County Courthouse, Main & Broadway, Peru, Indiana, on the _____ day of _____, 20____ at _____ a.m./p.m., to show cause why the Plaintiff should not be in possession of the above described property. You may appear at the hearing in person, file affidavits on your behalf, present testimony on your behalf, and you may file with the Court a written undertaking in an amount and with a surety to be approved by the Court in order to stay the delivery of the above described property in accordance with the law. If you fail to appear, the Plaintiff may be granted a writ of immediate possession as set forth above.

_____ _____

Date Clerk of the Miami Superior Court

SHERIFF'S RETURN

This claim & notice came to hand this _____ day of _____, 20____ and was served as commanded by reading to and within the hearing of _____ or served on said defendants by _____.

Done:_____ _____

Sheriff/Deputy

SMALL CLAIMS

_____
Plaintiff's Name

_____
Street Address

_____
City State Zip

(_____)_____
Telephone #

VS.

_____
Defendant's Name

_____
Street Address

_____
City State Zip

(_____)_____
Telephone #

MIAMI SUPERIOR COURT
SMALL CLAIMS DOCKET
COURTHOUSE
PERU, INDIANA 46970

CAUSE NO. 52D01-_____

TO THE CLERK:

Please Notify the Defendant(s) to appear in Court to answer this claim.

NOTICE OF CLAIM

The Plaintiff(s) asks for a judgment against the Defendant(s) in the sum of $_____, plus interest from the date of judgment at the rate of _____% per annum, together with court costs of $_____ for the following reason:

_____

_____

_____

-NOTICE TO APPEAR ON REVERSE SIDE-

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

NOTICE TO APPEAR

TO: _____ _____

Defendant #1 Defendant #2

_____ _____

Street Address Street Address

_____ _____

City, State, Zip City, State, Zip

The Plaintiff(s) asks for a judgment in this Court against you for $_____, plus interest from the date of judgment at the rate of _____% per annum, together with court costs of $_____.

An initial hearing is now set in this cause for _____, 2007 at _____ a.m./p.m. in the Superior Courtroom on the 3rd floor of the Miami County Courthouse, Peru, Indiana.

Parties may appear either in person or by attorney. If you do not wish to dispute the claim, you should appear for the purpose of allowing the Court to establish the method by which the judgment shall be paid. A default judgment may be entered against you if you fail to appear. If the judgment is entered against you, your earnings may be garnished or your property may be attached to satisfy said judgment. If your defense is supported by witnesses, account books, receipts or other documents, you must produce them at trial. Subpoenas for any witnesses, if request by a party, will be issued by the Clerk. If you have a claim for relief against the Plaintiff arising from the same transaction or occurrence, you must assert it in this case.

The Defendant has a right to a jury trial, however, that right is waived unless a jury trial is requested within ten (10) days after receipt of this notice of claim; that once a jury trial request has been granted, it may not be withdrawn without the consent of the other party or parties; and within ten (10) days after the jury trial request has been granted, the party requesting a jury trial shall pay the Clerk the additional amount required by statue to transfer the claim to the plenary docket or, in the appropriate court of the county; otherwise, the party requesting a jury trial shall be deemed to have waived said request.

Please direct any questions concerning this notice to:

Miami County Clerk's Office
PO Box 184
Peru, IN 46970
(765) 472-3901 Ext. 225

_____
Trudy McCrae, Clerk
Miami Superior Court

SHERIFF'S RETURN

This Notice of Claim was served: _____ in person
_____ in door/mailed

on _____ by _____

Date Deputy Sheriff