

**4-707. Notice of appeal.**

[For use with Rules 1-072, 1-073, 2-706 and 3-706 NMRA]

STATE OF NEW MEXICO  
IN THE DISTRICT COURT  
THIRD JUDICIAL DISTRICT  
DONA ANA COUNTY

Dist. Court No. \_\_\_\_\_

(Mag.) (Met.) Ct. No. \_\_\_\_\_

\_\_\_\_\_, Plaintiff  
(*appellant*) (*appellee*)

against

\_\_\_\_\_, Defendant  
(*appellant*) (*appellee*)

\_\_\_\_\_, Garnishee (if applicable)

**NOTICE OF APPEAL**

\_\_\_\_\_ (*plaintiff*) (*defendant*) \_\_\_\_\_ (*other party*) appeals  
to the district court from the judgment or final order of the (*magistrate*) (*metropolitan*) court  
entered in the above cause on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Signed

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

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

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

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

(*To be completed prior to filing  
with the clerk of the district court.  
Proof of service is required for each party.*)

**CERTIFICATE OF SERVICE BY ATTORNEY**

I certify that I caused a copy of this notice of appeal to be served on the following persons  
or entities by (*delivery*) (*mail*) on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ :

(1) \_\_\_\_\_  
(*Name of party*)  
\_\_\_\_\_

(Address)

(2)

\_\_\_\_\_  
(Name of party)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(Attorney for appellant)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date of signature

### AFFIDAVIT OF SERVICE OF PARTY

I declare under penalty of perjury that a copy of this notice of appeal was served on the following persons or entities by *(delivery)* *(mail)* on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ :

(1)

\_\_\_\_\_  
(Name of party)

\_\_\_\_\_  
(Address)

(2)

\_\_\_\_\_  
(Name of party)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
Signature of appellant

\_\_\_\_\_  
Date of signature

Subscribed and sworn to  
before me this \_\_\_\_\_  
day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Judge, notary or other officer  
authorized to administer oaths

\_\_\_\_\_  
Official title

### USE NOTES

A copy of the judgment or final order appealed from, showing the date of the judgment or final order, shall be attached to the notice of appeal filed in the district court.

[As amended, effective January 1, 1996.]