

STATE OF INDIANA
COUNTY OF RUSH

SS:

IN THE RUSH SUPERIOR COURT
CAUSE NO.

Plaintiff(s)

VS

Defendant(s)

ORDER TO APPEAR AT HEARING ON
IMMEDIATE POSSESSION OF REAL ESTATE

Defendant(s) in the above-captioned cause is/are hereby ordered to appear on _____ at the Rush Superior Courtroom at the Rush County Courthouse, Rushville, Indiana for the purpose of controverting Plaintiff(s) Affidavit of Immediate Possession of Real Estate, a copy of which is attached, or to otherwise show cause why an order for possession should not be issued and the property delivered to the Plaintiff(s).

Dated: _____

LEIGH S. MORNING, Judge
Rush Superior Court

Distribution:
Plaintiff(s)
Defendant(s)

STATE OF INDIANA
COUNTY OF RUSH

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VS

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AFFIDAVIT FOR IMMEDIATE POSSESSION OF REAL ESTATE

Comes now _____ and being first duly sworn, states as follows:

1. The he/she/they is/are Plaintiff(s) in the above captioned cause.
2. That the Plaintiff(s) _____, is entitled to immediate possession of real estate described in Plaintiff(s) Action For Possession filed herein by virtue of _____

3. That the estimated value of said real estate is \$ _____.
4. That the reserved rent of said real estate is \$ _____ per month.
5. That the Defendant(s) hold possession of said real estate unlawfully and unlawfully retains possession thereof from Plaintiff(s).

Wherefore, Plaintiff(s) prays that a hearing be held upon the question of immediate possession of said real estate; that Plaintiff(s) be granted immediate possession of same; and that Plaintiff(s) thereafter have and hold possession of said real estate and that such further proceedings be had with reference to the possession of said real estate by law provided.

I/We affirm, under the penalties of perjury, that the foregoing representation(s) is/are true.

Plaintiff(s)

STATE OF INDIANA

IN THE RUSH SUPERIOR COURT

SS:

COUNTY OF RUSH

CAUSE NO.

Plaintiff(s)

VS

Defendant(s)

ACTION FOR POSSESSION OF REAL ESTATE

Comes now the Plaintiff(s) and for claim against the Defendant(s), alleges and says:

1. That Plaintiff(s), as landlord, is entitled to immediate possession of the following described real estate in the County of Rush, State of Indiana, to wit: _____

2. That Defendant(s), as tenant, now hold(s) possession of said real estate without right and has unlawfully kept Plaintiff(s) out of possession thereof to Plaintiff(s)' damage in the sum of _____ Dollars.

3. That the costs of this action and attorney fees of _____ should be taxed against Defendant(s).

Wherefore, Plaintiff(s) prays for judgment for possession of said real estate, _____ Dollars in damages, _____ Dollars at attorney's fees for Plaintiff(s)' attorney, the costs of this action and for all other relief just and proper in the premises.

Plaintiff(s)

Name

Street and Number

City

Telephone No.

E-Mail Address *Plaintiff*
Against

NOTICE OF SMALL CLAIM

RUSH CIRCUIT/SUPERIOR COURT

101 East 2nd Street
Rushville, Indiana 46173
Telephone (765) 932-2086

Case No. _____

Name

Name *Defendant(s)*

TO THE CLERK:

Please summon the defendant(s) to appear in court to answer this claim.

STATEMENT OF CLAIM

NOTE: IF CLAIM IS BASED UPON A DOCUMENT, A COPY MUST BE ATTACHED AND IF BASED ON AN ACCOUNT, AN ITEMIZED STATEMENT MUST BE ATTACHED.

WHEREFORE, PLAINTIFF asks judgment against defendant(s) for \$ _____, plus interest from _____, 20__, at a rate of ___% and court costs.

PLAINTIFF SIGNATURE

NOTICE TO APPEAR

TO: (1) _____
Defendant

(2) _____
Defendant

Street and Number

Street and Number

City

City

Telephone No.

Telephone No.

You are to appear in the Assembly Room, 1st Floor, Rush County Courthouse, Rushville, Indiana for trial upon the Plaintiff's claim on _____ at _____ M. You may appear in person or with your attorney. **If you do not appear at the time, on the date stated, default judgment may be entered against you for the amount asked by the Plaintiff.** If you do not wish to dispute plaintiff's claim, you may appear at the time and date above stated, for the purpose of allowing the court to establish the method by which the judgment shall be paid. You should bring all documents in your possession or under your control, which relate to the Plaintiff's claim. You may request a jury trial. You will waive your right to a jury trial, unless requested within ten (10) days after receipt of the notice of claim. If your jury trial request is granted, you must pay within ten (10) days the additional amount required by statute to transfer to plenary docket or your request will be deemed waived. Once a jury trial request has been granted, it may not be withdrawn without the consent of the other party. A small claim manual is available in Clerk's office. If you are unable to appear for trial or have questions, you may call the Court Clerk at the above number.

Rush Circuit/Superior Court Clerk