STATE OF INDIANA ) IN THE WARREN CIRCUIT COURT

)

COUNTY OF WARREN ) CAUSE:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Plaintiff(s)

VS

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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Defendant(s)

**PRECIPE FOR DISTRIBUTION OF EMINENT DOMAIN PROCEEDS**

**COMES NOW**, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*your name*), and I am the (Plaintiff)(Defendant) in this cause of action, who states and alleges the following:

1. The Plaintiff initiated this action to take property from the Defendant(s), through Eminent Domain of Indiana Code 32-24-1-1 et. seq., which was granted by the Court and damages awarded.
2. The Plaintiff has paid the damages awarded, which are being held in trust by the Clerk of the Court, in the amount of: $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (the “Proceeds”).
3. More than forty-five (45) days have passed since the damages were paid, no appeals or motion to correct errors are pending in this cause, and the proceeds should now be distributed following notice and hearing, pursuant to I.C. § 32-24-1-11.
4. The undersigned represents to the Court that all Defendants are listed below and, the undersigned would show the Court each Defendant is legally entitled to the following share of the Proceeds (*attach additional pages if more Defendants*) \*:
   1. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
   2. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
   3. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
   4. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
   5. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**TOTAL:** $\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_

1. I understand that if a defendant not requesting payment is a nonresident of Indiana, or if that defendant’s name or residence is unknown, publication and proof of the notice as provided in I.C. § 32-24-1-4, is required at my expense, prior to any hearing.

**WHEREFORE**, the undersigned prays the Clerk distribute a copy of this request and a notice to all parties, as required by law, along with a copy of the Court’s order setting a hearing and to distribute these funds, upon Order of the Court. Further, that the Court set this matter for a hearing and approve the distribute set forth above, ruling upon any objections if made.

I affirm under pains and penalties of perjury that the forgoing representations are true and correct.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**CERTIFICATE OF SERVICE**

I certify that I personally distributed a copy of this filing to each and every party or, if represented to their attorney, in the form and manner as required by Trial Rule 5, to the parties’ address of record, whose names and address I have listed below:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

By signing below, I certify the above is true,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\***NOTICE:** The names of all defendant’s name in the suit must be listed and no other names may be provided. If a Defendant’s name is omitted or someone other than a named party is listed, the Court will deny the request for notice. Each party named, must have an amount listed, which can be $0 (zero), if no compensation is due. The total amount listed, must equal the total damages listed in Paragraph 2. You may locate case information at <mycase.in.gov>.