

IN THE MAGISTRATE COURT OF TOOMBS COUNTY, GEORGIA

Plaintiff(s)

Address

City, State, Zip

Phone/Email

Defendant(s)

Address

City, State, Zip

Phone/Email

Affidavit of Dispossessory

Personally, appeared the undersigned affiant who on oath says that the affiant is (owner), (Attorney at law), (agent) for Plaintiff(s) herein, and that Defendant(s) is/are in possession as tenant of premises at the address as stated above in Toombs County, Georgia, the property of said Plaintiff(s).

FURTHER THAT: (check all that apply)

- ___ tenant fails to pay the rent which is now past due.
___ tenant holds the premises over and beyond the term for which they were rented or leased to tenant;
___ tenant is a tenant at will or sufferance;
___ tenant has violated the terms or conditions of the lease:_____

other:_____

Plaintiff(s) is/are entitled to recover any and all rent that may come due until this action is finally concluded. Plaintiff(s) desires and has demanded possession of the premises and Defendant(s) has/have failed and refused to deliver said possession.

WHEREFORE, Plaintiff(s) demand(s):

- (a) Possession of the premises;
(b) Past due rent of \$_____;
(c) _____

Plaintiff(s) further declare(s) under the penalty of perjury that the defendant(s) [] is/are [] is/are not or [] is/are not able to determine if a member (s) of the Armed Forces of the United States on active duty. The affidavit is executed pursuant to the Soldiers and Sailors Civil Relief Act, 50 USC App. 520 as required before any statement, declaration, verification, or certificate certified or declared to be true under penalty of perjury, knowing it to be false, shall be guilty of a misdemeanor and shall be punished by imprisonment not to exceed one year or by fine not to exceed \$1,000.00 or both.

Sworn to and subscribed before me,

This ____ day of _____, 20__

Affiant[] Owner[] Attorney at Law[] Agent []

Magistrate Clerk

SUMMONS

To: _____ (Name of Defendant)

Pursuant to law, you are hereby notified to be in the Magistrate Court of Toombs County, **WITHIN SEVEN (7) DAYS** after the service thereof, to answer in writing at said time, and to set forth whatever legal or equitable defense or counterclaim you may have to this dispossessory proceeding. If you do not answer within **SEVEN (7) DAYS**, a writ of possession will be issued against you. IF the day for answering falls on Saturday, Sunday, or a Legal Holiday, such time continues through the next working day of the Court.

This ____ day of _____, 20__

Magistrate Clerk