

IN THE MAGISTRATE COURT OF DECATUR COUNTY
STATE OF GEORGIA

Name(s) _____

Civil Action File No. _____

Address _____

Dispossessory Action

City / State / Zip _____ Plaintiff(s)
Phone No. _____

vs.

_____ ET AL
Name(s) _____

Address _____

City / State / Zip _____ Defendant(s)
Phone No. _____

PETITION FOR WRIT OF POSSESSION

Personally appeared the undersigned affiant who on oath says he/she is the (circle one) owner / attorney at law for the Plaintiff(s) / agent for the Plaintiff(s), and that Defendant(s) is/are in possession as tenant of the premises at the address as stated above in Decatur County, the property of said Plaintiff(s). FURTHER: (circle applicable claim(s)):

- (a) THAT tenant fails to pay the rent which is now past due;
- (b) THAT tenant holds the premises over and beyond the term for which they were rented or leased to him/her;
- (c) THAT tenant is a tenant at sufferance;
- (d) Other (describe): _____

_____ ; and
(e) THAT Plaintiff(s) is/are entitled to recover any costs of this action (\$ _____) 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) have failed and refused to deliver said possession. WHEREFORE, Plaintiff(s) demands: (a) possession of the premises; (b) past due rent of \$ _____; (c) rent accruing up to the date of judgment or vacancy at the rate of \$ _____ per day (calculate daily rental rate if seeking rent accruing to date of judgment or vacancy); and/or (d) _____
Monthly Rent \$ _____ Total Due \$ _____

FURTHER affiant requests that the Defendant(s) receive _____ personal service only, _____ tack and mail service, or _____ no preference is held regarding service of this action.

Sworn to and subscribed before me,
this _____ day of _____, 20 _____.

Affiant: _____ Owner _____ Attorney at Law _____ Agent
Print Name: _____

Clerk / Deputy Clerk / Magistrate / Notary Public

SUMMONS

To the Sheriff of Decatur County or lawful deputies of the Sheriff -- GREETINGS: The Defendant(s) is/are commanded and required to file an answer to said affidavit in writing or orally in person at the Magistrate Court of Decatur County, Bainbridge, Georgia on or before the seventh (7th) day after the date of service of this affidavit and summons. If such answer is not made, a Writ of Possession and/or Judgment shall issue as provided by law. Witness the Honorable Ann Marie Rose-Emmons, Chief Magistrate of said Court.

This _____ day of _____, 20 _____.

Clerk / Deputy Clerk / Judge of the Magistrate Court

RETURN OF SERVICE

GEORGIA, DECATUR COUNTY

I have this date served the Defendant(s) _____ with a copy of the Affidavit and Summons by (choose one) _____ personal service _____ tack and mail.

This _____ day of _____, 20_____.

Deputy Sheriff

WRIT OF POSSESSION

GEORGIA, DECATUR COUNTY

To the Sheriff of Decatur County or lawful deputies of the Sheriff: You are hereby commanded to remove said Defendant(s) together with their property from said premises and to deliver full and quiet possession of the said premises to the Plaintiff(s) herein effective: _____ Instanter _____ on _____, 20_____.

This _____ day of _____, 20_____.

Magistrate