

**IN THE MAGISTRATE COURT OF LOWNDES COUNTY
STATE OF GEORGIA**

Plaintiff

Address

City, State, Zip

VS.

Defendant

Address

City, State, Zip

Civil Action # _____

Description of Property

- House
 Apartment/Duplex
 Lot Rent
 Mobile Home
 Commercial Property

AFFIDAVIT FOR DISPOSSESSORY

Personally appeared the undersigned affiant who, on oath, says that 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 stated above, in Lowndes County, the property of said Plaintiff(s). Affiant declares under penalty of perjury that the defendant ___ is, ___ is not or is ___ unable to determine a member of the Armed Forces of the United States on active duty. This affidavit is executed pursuant to the Servicemembers Civil Relief Act 50 USCS §3931 as required before any judgment in default may be entered by the Court. Any person who shall make an affidavit required under this section, or 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. Plaintiff further states: (check applicable)

1. THAT tenant fails to pay rent for the month(s) of _____
in the amount of _____ which is now past due;
2. THAT tenant holds the premises over and beyond the term for which they were rented or leased to him;
3. THAT tenant is a tenant at sufferance _____;
4. _____; and
THAT Plaintiff(s) is/are entitled to recover any and all rent that may come due until this action is fully 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 in the amount of \$ _____; late fees _____.
(c) rent accruing up to the date of judgment or vacancy at the rate of \$ _____ per day;
(d) _____;
(e) Court cost in the amount of \$ _____.

Sworn to and subscribed before me,

this _____ day of _____, 20 _____.

Printed Name

Affiant () Owner () Attorney at Law () Agent ()

Clerk/Notary

Phone

SUMMONS

To All Defendants:

This summons commands and requires each defendant to answer orally or in writing a legal defense or counter claim within seven (7) days from the date of service to the clerk of the Magistrate Court at the Lowndes County Judicial Complex, 2nd floor, 327 N. Ashley Street. Whenever the seventh day is a Saturday, Sunday or Holiday, then the answer must be made on the Court's next business day. If you fail to answer or pay the rent plus cost of claim, then the Court shall issue a writ of possession and/or judgment, as permitted by law, without further notice to you. The last day to answer is _____.

WITNESS THE HONORABLE JONI B. PARKER, CHIEF JUDGE OF SAID COURT.

This _____ Day of _____, 20 _____.

Clerk of Court