

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

Plaintiff
Vs

Defendant(s)

Address

Case No. _____
Filed _____

AFFIDAVIT FOR SUMMONS OF DISPOSSESSORY

Personally appeared _____, who on oath says that he/she is the owner, or (attorney, agent or lesser) for the owner of said premises, and the Defendant(s) is in possession as tenant of premises at the above address in Clay County.

Further Tenant:

_____ Fails to pay rent which is now past due
_____ Holds the premises over and beyond the term for which they were rented or leased to him or _____ and that _____ Plaintiff is entitled to recover any and all rent that may come due until this action is finally _____ concluded. Plaintiff desires and has demanded possession of the premises and Defendant has failed and refused to deliver said possession.

WHEREFORE, Plaintiff Demands:

- _____ Possession of the premises;
- _____ Past due rent of _____;
- _____ Court costs of \$100.00

TOTAL AMOUNT DUE: _____

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

Affiant _____
Address: _____
Phone _____

Notary Public / Magistrate / Clerk

SUMMONS

TO: The Constable of the Magistrate Court or Sheriff or his Deputies of said County.

GREETINGS:

_____ The defendant(s) herein is/are commanded and required personally or by attorney to answer orally or in writing, to the Judge or Clerk of Magistrate Court, Clay County Courthouse, Ft Gaines, Ga, between the hours of 9:00 AM and 4:00 PM, on or before the SEVENTH day from the date of service of the within affidavit and summons (or on the first business day thereafter IF the seventh day falls on Saturday, Sunday or legal holiday). If the answer is NOT made, a Writ of Possession shall issue instanter and judgment shall be granted as demanded by the Plaintiff named herein. Last date to file Answer: _____.

Witness the Presiding Judge of said Court, this the _____ day of _____, 20_____

Magistrate / Clerk

CONSTABLE'S / SHERIFF'S RETURN OF SERVICE

_____ PERSONAL

I have this day served the defendant _____
personally with a copy of the within Affidavit and Summons of Dispossession.

_____ TACK & MAIL

I have this day served the above style Affidavit and Summons of Dispossession on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting, by depositing a true copy of same in the United States Mail, First Class, in an envelope properly addressed to the defendant(s) at the address shown in said affidavit, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place and time stated in the summons.

This the _____ day of _____, 20_____.

Constable, Deputy