

State of Georgia
County of _____

**ABANDONED VEHICLE AFFIDAVIT
FROM INSURANCE COMPANY OR COMPANY STORING VEHICLE FOR INSURANCE COMPANY**

I, _____, a duly authorized agent of _____,
(Owner/Agent of Company Storing Vehicle) (Company Storing Vehicle)

do hereby solemnly swear or affirm that the vehicle described as:

(Vehicle Identification Number) (Vehicle Year) (Make) (Model)

was removed to and/or has been stored at: _____
(Location Where Stored)

Said vehicle is now an abandoned vehicle as defined in O.C.G.A. §40-11-1.1, is determined not to be a stolen vehicle, and has not been claimed by the owner, lessor, lessee or any holder of a lien or security interest.

I further solemnly swear or affirm that in following the procedure to foreclose on an abandoned vehicle lien on said vehicle, I have complied with the requirements of O.C.G.A. §40-11-2(e), as evidenced by the following:

1. This vehicle became abandoned on the _____ day of _____, 20_____.
(Day) (Month) (Year)
2. This vehicle is being stored by an insurance company providing insurance to cover damages to the vehicle as provided in O.C.G.A. §40-11-2(e), but has become abandoned.
3. Within seven (7) calendar days of the date the vehicle became abandoned in accordance with O.C.G.A. § 40-11-1(1)A, without said vehicle having been redeemed, I gave notice by electronic means in writing to the Department of Revenue or applicable County Tag Agent (hereinafter referred to as the "Department") pursuant to the procedure set forth in OCGA 40-11-2 (e) and requested the name and address of all owners of such vehicle and/or I had knowledge of facts that would reasonable indicate that the vehicle registered or titled in another state, therefore, I checked the motor vehicle records of that other state in an attempt to ascertain the identity of the owner as prescribed by O.C.G.A. § 40-11-2(e) and as evidenced by the document(s) attached hereto and incorporated as "Exhibit A."
4. On the date referenced on my attached Affidavit, I received the names of all owners of such vehicle. Said Affidavit is incorporated herein as Exhibit B.
5. Within five (5) calendar days of having received the information requested in Exhibit B, I either (check which was completed):
 - A. Notified the owner, any lessee and any holder of a lien or security interest of the location of the vehicle and the fact that the vehicle is deemed abandoned and will be disposed of if not redeemed by certified or registered mail or statutory overnight delivery as evidenced by the document(s) attached hereto and incorporated herein as "Exhibit C"; or,
 - B. Placed an advertisement in a newspaper of general circulation in the county where such vehicle was obtained once a week for two (2) consecutive weeks as evidenced by my attached Affidavit or the Affidavit of the newspaper incorporated herein as "Exhibit C" because the identity of the owner could not be ascertained or,
 - C. Placed an advertisement at the county courthouse in such place where other public notices are posted for two (2) consecutive weeks as evidenced by my attached Affidavit incorporated herein as "Exhibit C" because the aforementioned county does not have a newspaper of general circulation;
6. Pursuant to O.C.G.A. §§ 40-11-2 and 40-11-5, I have advised the owner(s) of their obligations and rights to redeem such vehicle and such owner(s), lessor or holder of a lien or security interest disclaimed their ownership or interest in such vehicle as evidenced by the document(s) attached hereto and incorporated herein as "Exhibit D."
7. I have made a demand for payment of \$_____ pursuant to O.C.G.A. § 40-11-5(3), which has been made without satisfaction, as evidenced by the document(s) attached hereto and incorporated herein as "Exhibit E", without a timely filing of a petition for judicial hearing and/or the identity of the owner cannot be ascertained.

Therefore, I/we ask the court to authorize the foreclosure of my/our lien and the sale of this motor vehicle.

(Signature of Owner/Representative of Towing Company)

(Address of Towing Company)

(City, State, Zip & County)

(Telephone Number Including Area Code)

(Date)
Sworn and Subscribed before me this:
_____ Day of _____, 20_____

(Notary Public's Signature & Notary Seal or Stamp)

(Date My Notary Commission Expires)

Exhibit B

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

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Plaintiff(s),

vs

Civil Action No.: MGCV _____

Defendant(s).

AFFIDAVIT

Pursuant to O.C.G.A. §40-11-2(f), this is to certify that I/Corporation received the identity of the owner or owners of such vehicle from the Georgia Department of Revenue, other State Agency, or applicable County Tag Agent on the _____ day of _____, 20____.

Under penalty of perjury, signed this _____ day of _____, 20____.

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

Plaintiff

Deputy Clerk/Notary Public

Printed Name

EXHIBIT C

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

_____)
_____)
_____)
_____)
Plaintiff(s),)
vs) Civil Action No.: MGCV _____
_____)
_____)
_____)
Defendant(s).)

AFFIDAVIT

Pursuant to O.C.G.A. § 40-11-2(g), this is to certify that I/Corporation placed an advertisement in the courthouse in such place where other public notices are posted in the county where such vehicle was obtained on the ____ day of _____, 20____ because the identity of the owner(s) of such motor vehicle cannot be ascertained.

Such advertisement contained a complete description of the vehicle, its license (if present) and manufacturer's vehicle identification number (VIN), the location from where such vehicle was initially removed, the present location of such vehicle, and the fact that such vehicle is deemed abandoned and shall be disposed of if not redeemed.

Under penalty of perjury, signed this ____ day of _____, 20_____.

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

Plaintiff

Deputy Clerk/Notary Public

Printed Name

EXHIBIT C

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

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)	
Plaintiff(s),)	
)	
vs)	Civil Action No.: MGCV _____
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)	
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)	
Defendant(s).)	

AFFIDAVIT

Pursuant to O.C.G.A. § 40-11-2(g), this is to certify that I/Corporation requested an advertisement be placed in the newspaper of general circulation in the county where such vehicle was obtained once a week for two consecutive weeks on the ____ day of _____, 20____ because the identity of the owner(s) of such motor vehicle cannot be ascertained.

Such advertisement contained a complete description of the vehicle, its license (if present) and manufacturer's vehicle identification number (VIN), the location from where such vehicle was initially removed, the present location of such vehicle, and the fact that such vehicle is deemed abandoned and shall be disposed of if not redeemed.

Under penalty of perjury, signed this ____ day of _____, 20____.

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

Plaintiff

Deputy Clerk/Notary Public

Printed Name

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

)	
)	
)	
)	
Plaintiff(s),)	
)	
vs)	Civil Action No.: MGCV _____
)	
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Defendant(s).)	

DESIGNATION OF AGENT FOR BUSINESS ENTITY

Pursuant to O.C.G.A. § 15-10-43(i) and Uniform Magistrate Court Rule 31, this is to certify that _____ is a full-time employee or officer of the above-named corporation, limited liability company, sole partnership, partnership, unincorporated association or other legal entity. I have been designated by said business to represent it in the above-styled civil action. I have the authority to act of on its behalf and to bind it in the same manner as myself to any and all matters related to this case.

Under penalty of perjury, signed this _____ day of _____, 20____.

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

Deputy Clerk/Notary Public

Signature

Printed Name

Address

Phone Number

Email Address