

Attorney: _____

PLAINTIFF(S),

vs

DEFENDANT(S).

Case #: _____

DISPOSSESSORY WARRANT

_____ Property Type : Registered Agent. _____
(RESIDENTIAL OR COMMERCIAL) (FOR DEFENDANT)

Personally appeared _____, Plaintiff/Affiant, who upon oath says that he/she is (attorney at law) (attorney in fact) (agent) (for) the owner of the subject premises, indicated above, and that the Defendant is in possession as tenant of said premises in Chatham County. Affiant declares under penalty of perjury that the **Defendant [] is [] is not [] Plaintiff is unable to determine if Defendant is a member of the Armed Forces of the United States on active duty.** This Affidavit is executed pursuant to the Soldiers and Sailors Civil Relief Act., 50 USC App a520 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 or perjury, knowing to be false, shall 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. Affiant further states on oath:

- THAT said tenant fails to pay rent now due thereon
- THAT said tenant is holding said premises over and beyond the term for which the same were rented or leased;
- THAT said tenant is a tenant at sufferance/tenant at will.
- THAT said tenant has violated the terms of the lease by:

The Plaintiff desires and has demanded possession of said premises, and the same has been refused by said Defendant. This Affidavit is made seeking that a warrant shall issue for the removal of said Defendant together with Defendant's property from said premises.

Wherefore, Plaintiff demands:

- (a) Possession of the premises;
- (b) Past due rent of \$_____ plus \$_____ as court costs;
- (c) Rent accruing up to the date of judgment or vacancy.

Sworn to and subscribed before me this

Deputy Clerk/Notary Public

Plaintiff/Affiant

SUMMONS

To: **ALL DEFENDANTS**

Pursuant to law, you are hereby notified to be in the MAGISTRATE COURT OF CHATHAM COUNTY at 133 Montgomery Street, Room 303 within seven (7) days after the service hereof, to answer in writing, and to set forth whatever legal or equitable defense or counterclaim you may have to this dispossession proceeding. If you do not answer within seven (7) days a writ of possession and a judgment by default as demanded will be issued against you. If the day of answering falls on Saturday, Sunday or a legal holiday, such time continues through the next working day of the Court.

Deputy Clerk

The **LAST DAY** for answering or vacating premises will be the _____ day of _____, 20____.