

**APPLICATION FOR DISPOSSESSORY WARRANT**

1. Legal name of title holder of premises (Plaintiff):

\_\_\_\_\_

2. Applicant (if different from title holder): \_\_\_\_\_

2a- Authority to execute Affidavit: \_\_\_\_\_ Attorney at Law \_\_\_\_\_ Attorney in fact  
\_\_\_\_\_ Agent for owner(s)

2b- Mailing address (notices for court appearance will be sent by US Postal Service):

\_\_\_\_\_

2c- Phone number(s): \_\_\_\_\_

3. Defendant(s): \_\_\_\_\_

\_\_\_\_\_

Leased premises address: \_\_\_\_\_

Phone number: \_\_\_\_\_

4. Type of tenancy: \_\_\_\_\_ At will (rental agreement with not date of termination)  
\_\_\_\_\_ At sufferance (possession by lawfully right but wrongfully remains)  
\_\_\_\_\_ Written agreement

5. Reason for eviction: \_\_\_\_\_ Failure to pay rent \_\_\_\_\_ Term expired  
\_\_\_\_\_ Breach of lease/agreement-specify: \_\_\_\_\_

6. If tenancy at will, Plaintiff or Agent notified tenant of termination more than  
60 days ago: \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_ N/A (date of notice: \_\_\_\_\_)

7. After termination of failure to pay rent, Plaintiff or agent has demanded that tenant move immediately:  
\_\_\_\_\_ Yes \_\_\_\_\_ No

8. If written agreement, does it provide either Landlord or Tenant can collect Attorney's fees?  
\_\_\_\_\_ Yes \_\_\_\_\_ No

8a- If yes, have you sent the notifications of intention to enforce? \_\_\_\_\_ Yes \_\_\_\_\_ No

8b- If yes, what is the measure of fees?  
\_\_\_\_\_ Reasonable \_\_\_\_\_ 10/15% of Principal and Interest \_\_\_\_\_ Other

9. Rent:

Due date of Rent	
Last time rent was paid	
Amount of rent per month	\$
Past due amount as of today	\$
Late fees now due	\$
Other amounts due explain:	
Total amount claimed	\$

10. Has Plaintiff filed a dispossession proceeding against this defendant within the past twelve months?  
\_\_\_\_\_ Yes \_\_\_\_\_ No

Other information you wish the court to know: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MAGISTRATE COURT OF \_\_\_\_\_ COUNTY, GEORGIA

DATE FILED \_\_\_\_\_

Dispossessory

CASE NO. \_\_\_\_\_

Plaintiff's Name & Address

vs.

Defendant's Name & Address

Defendant's Name & Address (If two or more Defendants)

AFFIDAVIT- - Personally appeared the undersigned affiant who on oath says that affiant is the [ ] owner, [ ] attorney at law, [ ] agent for Plaintiff(s) herein, and that Defendant(s) is/are in possession as tenant(s) of premises at the address stated above, in \_\_\_\_\_ County, the property of said Plaintiff(s). Plaintiff(s) attest(s) that there are no other person(s)/entity(ies) or known occupant(s) with whom Plaintiff(s) has/have a landlord tenant relationship.

FURTHER THAT: (check applicable claim(s)):

- [ ] tenant fails to pay the rent which is now past due;
[ ] tenant holds the premises over and beyond the term for which they were rented or leased to tenant;
[ ] tenant is a tenant at sufferance;
[ ] Other: \_\_\_\_\_; and

THAT Plaintiff(s) is/are entitled to recover any 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) has/have failed and refused to deliver said possession. WHEREFORE, Plaintiff(s) demand(s) (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.) (d) \_\_\_\_\_

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

Affiant [ ] Owner [ ] Attorney at Law [ ] Agent

Attesting Official

SUMMONS -- To the Sheriff of this 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 \_\_\_\_\_ County, 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 Chief Magistrate of said Court.

This \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

Magistrate or Deputy Clerk