

EVICTION PETITION:

CASE NO. (court use only) _____

WITH SUIT FOR RENT

COURT DATE: _____
In the Justice Court, Precinct 2, Potter County, Texas

PLAINTIFF: _____
(Landlord/Property Name)

Rental Subsidy (If Any) \$ _____
Tenant's Portion \$ _____
TOTAL MONTHLY RENT \$ _____

VS.

DEFENDANT(S): _____

COMPLAINT: Plaintiff (landlord) hereby complains of the defendant(s) named above for eviction of plaintiff's premises (including storerooms and parking areas) located in the above precinct. Address of the property is:

STREET ADDRESS	UNIT NO. (IF ANY)	CITY	STATE	ZIP CODE
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1. **SERVICE OF CITATION:** Service is requested on defendants by personal service at home or work, or by delivery to a person over the age of 16 years at Defendant's usual place of residence. If required, Plaintiff requests alternative service as allowed by the Texas Rules of Civil Procedure. Home or work Addresses other than the premises where the Defendant(s) may be served are: _____

2: **UNPAID RENT AS GROUNDS FOR EVICTION:** defendant(s) failed to pay rent for the following time period(s):
TOTAL DELINQUENT RENT AS OF DATE OF FILING PERIOD(S) IS:\$ _____
** Defendant [] has or [] has NOT been late/delinquent in paying rent before the month in which the notice was given.
Plaintiff reserves the right to orally amend the amount trial to include rent due from the date of filing through the date of trial.

3. **OTHER GROUNDS FOR EVICTION/LEASE VIOLATIONS:** Lease violations (if other than non-paid rent. List lease violation: _____)

4. **HOLDOVER AS GROUNDS FOR EVICTION:** Defendant(s) are unlawfully holding over since they failed to vacate at the end of the rental renewal of extension period, which was the _____ day of _____, 20 _____. _____

5. **SQUATTER:** Defendant(s) never had the right to possess the property and are unlawfully occupying the premises after a demand to surrender Possession given on _____ day of _____, 20 _____. Plaintiff [] has or [] has not attached a Motion for Summary Disposition under rule 510.10

6. **NOTICE TO VACATE:** Plaintiff has given the defendant(s) a written notice to vacate (according to Chapter 24.005 of the Texas Property Code) and demand for possession. Such notice was delivered on _____ day of _____ and delivered by this method: _____

7. **EXPIRATION OF TENANCY AT WILL OR BY SUFFERANCE.** Defendant(s) had no lease agreement and failed to vacate the premises after being given a termination notice, if applicable, and demand to surrender possession given on _____, 20 _____. _____

IMMEDIATE POSSESSION BOND: I plaintiff has filed a bond for immediate possession, Plaintiff requests that: (1) the court set the amount of bond (2) the court approve the bond and (3) proper notices, as required by the Texas Rules of Civil Procedure, are given to the Defendant(s).

REQUEST FOR ATTORNEY'S FEES: Plaintiff [] **WILL** or [] **WILL NOT** be seeing applicable attorney's fees.

REQUEST FOR JUDGMENT: Plaintiff prays that the defendant(s) be served with citation and that plaintiff have judgment against defendant(s) for: Possession of premises, including removal of defendant's and defendant's possessions from the premises, unpaid rent IF set forth above, attorney's fees court costs, and interest on the above sums at the rate in the rental contract, or if not so stated, at the statutory rate for judgments under Civil Statutes Article 5069-1.05.

RELIEF: Plaintiff requests that Defendant(s) is served with the citation and that Plaintiff is awarded a judgment against Defendant(s) for: possession of the premises, including removal of Defendant(s) and Defendant's possessions from the premises, unpaid rent, if set forth above, attorney's fees if applicable, court costs, and interest on the above sums at the rate stated in the lease, or if not so stated, at the statutory rate for judgments.

I give my consent for the answer and any other motions to be sent to my email address which is:

Petitioner's Printed Name

DEFENDANT'S INFORMATION (IF KNOWN)

DATE OF BIRTH: _____

*LAST 3 NUMBERS OF DRIVERS LICENSE: _____

* LAST 3 NUMBERS OF SOCIAL SECURITY: _____

DEFENDANT'S PHONE NUMBER: _____

Signature of Plaintiff (Landlord/Property Owner) or Agent

Address of Plaintiff (Landlord/Property Owner) or Agent

City _____ State _____ Zip Code _____

Phone & Fax No. of Plaintiff (Landlord/Property Owner) or Agent

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

CLERK OF THE JUSTICE COURT OR NOTARY



County of Potter

ROBERT TAYLOR
JUSTICE OF THE PEACE
PRECINCT 2
500 S FILLMORE STE 502
AMARILLO, TX 79101
806-379-2390 OFFICE
806-379-2845 FAX
JP2@CO.POTTER.TX.US

STATE OF TEXAS

CASE NO: _____

AFFIDAVIT
50 USC Sec. 520

Plaintiff being duly sworn on oath deposes and says that defendant(s) is (are)

(CHECK ONE)

- Not in the military
- Not on active duty in the military and/or
- Not in a foreign country on military service
- On active military duty and/or is subject to the Servicemembers Civil Relief Act of 2003
- Has waived his/her rights under the Servicemembers Civil Relief Act of 2003

PLAINTIFF

(Select the applicable title under the signature for the jural below)

Subscribed and sworn to before me on this _____ day of _____ 20____.

NOTARY/ CLERK

- Notary public in and for the State of Texas
- Clerk of the Justice Court

SEAL

*Penalty for making or using false affidavit – a person who makes or uses an affidavit knowing it to be false, shall be fined as provided in Title 18, United States Code, or imprisoned for not more than a year or both.



County of Potter

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JUSTICE OF THE PEACE
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AMARILLO, TX 79101
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JP2@CO.POTTER.TX.US

STATE OF TEXAS

Case No: _____

(Print court information as it appears on your petition)

In the (check one):

District County Justice Court of:
Potter County, Texas

Certificate of Last Known Mailing Address

1. My name is: _____

2. I am the Petitioner in this case.

3. The Respondent's(tenant's)name is:

First *Middle* *Last*

4. I certify that the last known mailing address I have for the Respondent is:

Address *City* *State* *Zip Code*

Respectfully submitted,

Your Signature

Date

Your Printed Name

Phone

Your mailing address

City

State

Zip Code

Email Address: