IN THE MAGISTRATE COURT OF FAYETTE COUNTY
STATE OF GEORGIA

_____
Plaintiff
_____
_____

vs _____ MV _____

_____
Defendant
_____
_____

AFFIDAVIT FOR SUMMONS OF DISPOSSESSORY

Personally appeared _____, who upon oath says that he is Owner, or (attorney, agent or lessee) for the owner of said premises, and that Defendant is in possession as tenant of premises at the above address in Fayette County.

Further Tenant:

(a) fails to pay the rent which is now past due.
(b) holds the premises over and beyond the term for which they were rented or leased to him or
(c) _____, and that
(d) 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:

(a) possession of the premises; (b) past due rent of $_____; (c) rent accruing up to the date of judgment of vacancy at the rate of $_____ per _____;
(d) court costs of $ _____ and _____.

Sworn to and subscribed before me,
this _____, 200_____.

_____
Affiant

_____
Deputy Clerk/Magistrate

SUMMONS

TO: The Constable of the Magistrate Court or Deputy Sheriff

GREETING:

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, 1 Center Drive, Room 135, Justice Center, Fayetteville, GA, between 8:00 a.m. and 4:30 p.m. 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.

Witness the Presiding Judge of said Court
This _____ day of _____, 200_____.

_____
Deputy Clerk/Magistrate

WRIT OF POSSESSION

GEORGIA _____ COUNTY

It appearing to the Court that the Defendant _____ was duly served Summons of Dispossessory, said case having been called for a hearing and the Defendant failing to appear and failing to answer after being summoned and directed to do so.

IT IS HEREBY ORDERED AND ADJUDGED, that the Lawful Officer of said County remove said Defendant together with his property found thereon from said house and premises and to deliver full and quiet possession of same to the Plaintiff herein.

Dated at _____, Georgia, this _____ day of _____ 20 ____

_____
Magistrate

RETURN OF CONSTABLE OR DEPUTY SHERIFF

GEORGIA _____ COUNTY

I have this day served the Defendant _____ with a copy of the Affidavit and Summons.

This _____ day of _____, 20 _____.

_____
Deputy Sheriff Constable

GEORGIA _____ COUNTY

I have this day served the Defendant with a copy of the foregoing Affidavit and Summons by delivering a copy of same to a person sui juris residing on the premises designated in said Affidavit said copy containing notice to the defendant to answer on _____, 20 _____ at the hour and place stated in the Summons.

This _____ day of _____, 20 _____.

_____
Deputy Sheriff Constable

ANSWER OF DEFENDANT

This _____ day of _____, 20 _____. _____, Defendant

No. _____

MAGISTRATE COURT

SUMMONS OF
DISPOSSESSORY WARRANT

Plaintiff

Address

VS.

Defendant

Address

#102 - Summons of Dispossessory