

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

Civil Action File No. \_\_\_\_\_

\_\_\_\_\_  
Name(s)

Dispossessory Action

\_\_\_\_\_  
Address

\_\_\_\_\_  
City / State / Zip                      **Plaintiff(s)**

Phone No. \_\_\_\_\_

vs.

\_\_\_\_\_  
Name(s)

\_\_\_\_\_  
Address

\_\_\_\_\_  
City / State / Zip                      **Defendant(s)**

**PETITION FOR WRIT OF POSSESSION**

Personally appeared the undersigned affiant who on oath says he/she is the (circle one) owner / attorney at law for the Plaintiff(s) / agent for the Plaintiff(s), and that Defendant(s) is/are in possession as tenant of the premises at the address as stated above in Decatur County, the property of said Plaintiff(s). FURTHER: (circle applicable claim(s)):

- (a) THAT tenant fails to pay the rent which is now past due;
- (b) THAT tenant holds the premises over and beyond the term for which they were rented or leased to him/her;
- (c) THAT tenant is a tenant at sufferance;
- (d) Other (describe): \_\_\_\_\_  
\_\_\_\_\_ ; and
- (e) THAT Plaintiff(s) is/are entitled to recover any costs of this action (\$ \_\_\_\_\_) 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) have failed and refused to deliver said possession. WHEREFORE, Plaintiff(s) demands: (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); and/or (d) other: \_\_\_\_\_.

FURTHER affiant requests that the Defendant(s) receive \_\_\_\_ personal service only, \_\_\_\_ tack and mail service, or \_\_\_\_ no preference is held regarding service of this action.

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

\_\_\_\_\_  
Affiant: \_\_\_\_ Owner \_\_\_\_ Attorney at Law \_\_\_\_ Agent  
Print Name: \_\_\_\_\_

\_\_\_\_\_  
Clerk / Deputy Clerk / Magistrate / Notary Public

**SUMMONS**

To the Sheriff of Decatur 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 Decatur County, Bainbridge, 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 Maggie Rentz Smith, Chief Magistrate of said Court.

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

\_\_\_\_\_  
Clerk / Deputy Clerk / Judge of the Magistrate Court

**RETURN OF SERVICE**

GEORGIA, \_\_\_\_\_ COUNTY

I have this date served the Defendant(s) \_\_\_\_\_ with a copy of the Affidavit and Summons by (choose one) \_\_\_\_\_ personal service \_\_\_\_\_ tack and mail.

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

\_\_\_\_\_  
Deputy Sheriff

**WRIT OF POSSESSION**

GEORGIA, DECATUR COUNTY

To the Sheriff of Decatur County or lawful deputies of the Sheriff: You are hereby commanded to remove said Defendant(s) together with their property from said premises and to deliver full and quiet possession of the said premises to the Plaintiff(s) herein effective: \_\_\_\_\_ Instanter \_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_\_.

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

\_\_\_\_\_  
Magistrate