

CAUSE NO. _____

COURT DATE SET: _____

PLAINTIFF

v.

DEFENDANT

§ IN THE JUSTICE COURT
§
§
§ PRECINCT NO. THREE
§
§
§ POLK COUNTY, TEXAS

PETITION: EVICTION CASE

COMPLAINT: Plaintiff hereby sues the following Defendant(s) _____
_____ for eviction of Plaintiff's premises (including
storerooms and parking areas) located in the above precinct. The address of the property
is:

Street Address Unit No. (if any) City State Zip

GROUND FORS FOR EVICTION: Plaintiff alleges the following grounds for eviction:

- Unpaid rent.** Defendant(s) failed to pay rent for the following time period(s):
_____. The amount of rent claimed as of the
date of filing is: \$_____. Plaintiff reserves the right to orally amend
the amount at trial to include rent due from the date of filing through the date
of trial. Rent is \$_____ per month.
- Other lease violations.** Defendant(s) breached the terms of the lease (other
than by failing to pay rent) as follows: _____
- Holdover.** Defendant(s) are unlawfully holding over by failing to vacate at the
end of the rental term or renewal of extension period, which was the ___ day
of _____, 20__.

NOTICE TO VACATE: Plaintiff has given 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 the ___ day of _____, 20__ by this method: _____

SUIT FOR RENT: Plaintiff does or does not include a suit for unpaid rent.

ATTORNEY'S FEES: Plaintiff will be or will not be seeking applicable attorney's fees.
The attorney's name, address, phone and fax numbers are: _____

IMMEDIATE POSSESSION BOND: If Plaintiff has filed a bond for immediate possession,
Plaintiff requests that: (1) the Court set the amount of the bond; (2) the Court approve the

bond; and (3) proper notices, as required by the Texas Rules of Civil Procedure, are given to Defendant(s).

SERVICE OF CITATION: Service is requested on Defendant(s) 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. Other home or work addresses where Defendant(s) may be served are: _____

Plaintiff knows of no other home or work addresses of Defendant(s) in this county.

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, 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 hereby request a jury trial. The fee is \$22 and must be paid at least 3 days before trial.

I hereby consent for the answer and any other motions or pleadings to be sent to my email address as follows: _____

Plaintiff's Printed Name

Signature of Plaintiff or Agent or Attorney

Defendant's Information (if known):

Date of birth: _____

Address of Plaintiff or Agent or Attorney

Last three digits of Driver License: _____

Last three digits of Soc. Sec. No.: _____

Phone No.: _____

City State Zip

Phone & Fax No. of Plaintiff
or Agent or Attorney

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20_____

CLERK OF THE JUSTICE COURT OR NOTARY

CAUSE NO: _____

PLAINTIFF

VS-

DEFENDANT

IN THE JUSTICE COURT

PRECINCT 3, PLACE 1

POLK COUNTY, TEXAS

NON-MILITARY AFFIDAVIT

BEFORE ME, the undersigned authority, on this date personally appeared

_____, known to me to be a credible person
and after being duly sworn upon his oath did depose and say:

"I, _____, Plaintiff in the above-entitled and
numbered cause and am duly authorized to make this affidavit.

Defendant, _____, was not, either at the
time of the institution of this suit, or at any time since, been a member of any
military or naval service in the United States of America insofar as is now or
can be determined by
affiant."

Further affiant sayeth not.

(Signature)

(Print Name)

THE STATE OF TEXAS, COUNTY OF POLK SIGNED AND SWORN TO, BEFORE
ME, the undersigned authority on this day _____

To certify which witness my hand and seal of office.

Notary/Judge for the State of Texas

_____.

CONSTABLE SERVICE INFORMATION SHEET

IN ORDER FOR THE CONSTABLE'S OFFICE FOR PCT 3 POLK COUNTY TO SERVE THIS CITATION IN A TIMELY MANNER THE BELOW INFORMATION **MUST** BE COMPLETED AND RETURNED WITH THE PACKET.

ADDRESS DIRECTIONS:

HOUSE AND YARD DESCRIPTION:

VEHICLE DESCRIPTIONS:

MAKE _____ MODEL _____ YEAR _____ COLOR _____

MAKE _____ MODEL _____ YEAR _____ COLOR _____

TIMES OF DAY USUALLY AT HOME, IF KNOWN: _____

ARE THERE DOGS Y / N ARE THEY AGGRESSIVE: Y / N

IS THERE ANYTHING THE CONSTABLE SHOULD BE AWARE OF: _____

SHOULD THE CONSTABLE HAVE QUESTIONS, PLEASE LIST YOUR NAME AND NUMBER BELOW:

LANDLORD NAME: _____

PHONE # _____