



Justice of the Peace, Pct. 1
 County of Aransas
 301 N. LIVE OAK, ROOM 111
 ROCKPORT, TEXAS 78382
 Ph. 361-790-0130 • Fax 361-790-5402



CAUSE NO. _____

 PLAINTIFF
 VS.

 DEFENDANT

IN THE JUSTICE COURT
 PRECINCT 1
 ARANSAS COUNTY, TEXAS

PLAINTIFF'S COMPLAINT FOR EVICTION AND SUIT FOR RENT

TO THE HONORABLE JUSTICE OF THE PEACE:

NOW COMES _____, herein referred to as Plaintiff, and files this complaint against _____, Defendant and all occupants of the premises described herein and respectfully shows the Court the following:

1. Plaintiff does business in Aransas County, Texas, and Defendant resides in said Justice Precinct 1, Aransas County, Texas, and may be served with process at the leased premises in Justice Precinct 1, which is: _____;
 _____;
 or at Defendant's work address:
 _____;
 or at such other place as Defendant may be found.

Plaintiff knows of no other home or work address of the Defendant in Aransas County, Texas. Service is requested on Defendant by personal service at home or at work or by alternate service under Rule 742 or Rule 742a.

2. The leased premises are located within Justice Precinct 1, Aransas County, Texas
3. Plaintiff entered into an agreement with Defendant for occupancy of the leased premises. Defendant has violated the terms of the agreement by (check applicable paragraph):

_____ Default in paying rent under the agreement for _____ months. Plaintiff made written demand of the Defendant for possession of the Leased Premises on the _____ day of _____, _____.

_____ Breach of the terms and conditions of the agreement by: _____

_____ Holding over the leased premises after termination of the agreement and written demand by the Plaintiff for the return of same.

4. Plaintiff is entitled to, and seeks possession of, the leased premises after having made written demand of the Defendant for the return of same, and Defendant is still in possession of the leased premises.

5. In addition to possession of the leased premises, Plaintiff seeks judgment against Defendant for:

_____ Back rent in the amount of \$_____, plus daily rent in the amount of \$_____ per day as may accrue between the date of filing this complaint and surrender of the leased premises.

_____ Interest at the maximum legal rate compounded annually until judgment is paid in full.

_____ Reasonable attorney's fees if employment of counsel is necessary and verified.

_____ Other: _____

WHEREFORE, PREMISES CONSIDERED, Plaintiff requests that Defendant be cited to answer the complaint; and upon final hearing.

Plaintiff PRAYS that Defendant be adjudged GUILTY of forcible detainer; that restitution of the leased premises be made to the Plaintiff; and that Plaintiff recover of Defendant judgment for the amount which Plaintiff may show the court it is entitled to recover including rent, interest, attorney's fees and costs, and for such other relief as Plaintiff may show entitlement.

PLAINTIFF

PLAINTIFF'S ADDRESS

PLAINTIFF'S PHONE NUMBER

BY: _____
PLAINTIFF'S AGENT

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

NOTARY PUBLIC, STATE OF TEXAS

FORM 105 - SERVICEMEMBER'S CIVIL RELIEF ACT

DOCKET NO. _____

CASE NO. _____

**AFFIDAVIT
50 USC Sec. 520**

Plaintiff being duly sworn on the 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 and/or is subject to the Servicemembers Civil Relief Act of 2003
- has waived his/her rights under the Servicemembers Civil Act of 2003
- military status is unknown at this time

PLAINTIFF

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

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

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

***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 one year or both.**