

**MAGISTRATE COURT OF JACKSON COUNTY  
STATE OF GEORGIA**

Case No. \_\_\_\_\_

Filing Date \_\_\_\_\_

**AFFIDAVIT FOR PERSONAL PROPERTY FORECLOSURE**

**PLAINTIFF** (Name & Address)

**DEFENDANT** (Name & Address)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**VS.**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

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

Personally appeared \_\_\_\_\_ who, on oath, says that he/she is  Plaintiff(s)  Agent;  Attorney-at-Law; for Plaintiff(s); and is authorized to make this Affidavit, and that Defendant(s) herein, whose address is set forth above herein is indebted to said Plaintiff(s) in the amount(s) of: (fill in amounts as applicable) Principal \$ \_\_\_\_\_; \$ \_\_\_\_\_ interest thereon, upon a  Security Agreement;  Contract Retaining Title; in and who, on oath, says that the original thereof, or a true copy of same, is attached hereto and made a part hereof, and that said indebtedness is past due, and that the Defendant(s) is/are either now a resident of Jackson County, Georgia, or was a resident thereof at the date said writing was executed, and that this affidavit is made for the purpose of foreclosing indebtedness together with interest thereon and all costs of these proceedings.

**Check if Applicable** (Affiant alleges that the security interest at issue arose out of a "commercial claim" as defined by Code Section 44-14-237, as amended, and that the Defendant(s) has waived same or all of the rights and provisions contained in Code Section 44-14-230, a copy of such waiver shall be attached hereto and such attachment shall be construed as an allegation, under oath, of such waiver.)

Sworn and subscribed before me this

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

\_\_\_\_\_  
Plaintiff(s) or - Agent - Attorney

\_\_\_\_\_  
(If Agent /Attorney – Title or Capacity)

\_\_\_\_\_  
Notary Public/Attesting Official/Deputy Clerk

\_\_\_\_\_  
Phone Number

My Commission Expires: \_\_\_\_\_

\_\_\_\_\_  
Bar Number (if applicable)

**NOTICE AND SUMMONS**

**To the Above Named Defendant(s):**

You are hereby commanded and required personally or by attorney to answer in writing, to the Clerk of Jackson County Magistrate Court, **5000 Jackson Parkway Suite 150 Jefferson, Ga. 30549**, between the business hours of **8:00 AM and 5:00 PM** on or before the **SEVENTH** day from the date of service within affidavit and summons (or on the first business day thereafter if the seventh day falls on a Saturday, a Sunday, or a legal holiday). If the answer is not so made, a Writ of Possession shall issue against you as by law provided, as by law provided, pursuant to Plaintiff(s)' affidavit.

Filed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_ WITNESS the Honorable Judge Ben Green, Chief Magistrate.

\_\_\_\_\_  
Deputy Clerk/Clerk of Court