

**AFFIDAVIT**

Affidavits in support of order issued by the Judge of the Probate Court, under Section 37-7-41(b) and Section 37-3-41(b) of the Official Code of Georgia Annotated.

**STATE OF GEORGIA  
COUNTY OF EMANUEL**

**AFFIDAVIT**

Telephone #: \_\_\_\_\_

COME NOW (Affiant) \_\_\_\_\_, (relationship)  
\_\_\_\_\_ who has resided at (Address) \_\_\_\_\_

\_\_\_\_\_ for \_\_\_\_\_ (mos.) (yrs.). I am a legal resident of  
\_\_\_\_\_ County, and the State of Georgia. I have known (person to  
be picked up) \_\_\_\_\_, Age \_\_\_\_\_,

SS# \_\_\_\_\_ who resides at  
(Address) \_\_\_\_\_,  
(Location to be picked up) \_\_\_\_\_

over a period of \_\_\_\_\_ (mos.) (yrs.), and have had the opportunity to observe his/her demeanor and conduct BY ACTUALLY SEEING HIM/HER WITHIN THE PRECEDING 48 HOURS. Predicated on what I HAVE ACTUALLY OBSERVED HIM/HER DO OR HEARD HIM/HER SAY, it is our confirmed lay opinion that he/she is:

1.  A MENTALLY ILL PERSON requiring involuntary treatment AND
  - (a)  who presents a substantial risk of imminent harm to himself or others as manifested by either recent overt acts or recently expressed threats of violence which present a present a possibility of physical injury to himself or to other persons
  - OR
  - (b)  who is so unable to care for his/her own physical health and safety as to create an imminently life endangering crisis.
2.  AN ACOHOLIC requiring involuntary treatment AND
  - (a)  who presents a substantial risk of imminent harm to himself or others as manifested by either recent overt acts or recent expressed threats of violence which present a probability of physical injury to himself or to other persons.
  - OR
  - (b)  who is incapacitated by alcohol on a recurring basis.

\_\_\_\_\_

\_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_

The condition is so serious that he/she should be examined forthwith at an Emergency Receiving Facility according to law.

I have offered myself as a witness for examination before the Probate Court of this County, so that the truth and particular facts of these allegations may be more fully explored by said Probate Court.

I understand that this document is a sworn statement and I further understand that Section 16-5-43 of the Official Code of Georgia Annotated provides that a person who maliciously causes the confinement of a sane person, knowing such person to be sane, in any asylum, public or private, shall, upon conviction, be punished by imprisonment for not less than one nor more than ten years.

SWORN TO, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Signature of Affiant

The above persons, after being sworn by me, affixed their signatures hereto on the above date.

\_\_\_\_\_  
Clerk of the Probate Court

REFERRAL made to the Probate Court by \_\_\_\_\_  
Of the (agency) \_\_\_\_\_ after having made/not made a home visit.  
Other information concerning referral: \_\_\_\_\_  
\_\_\_\_\_

