

CASE NO. \_\_\_\_\_

PLAINTIFF: \_\_\_\_\_  
COURT

IN THE JUSTICE

PRECINCT \_\_\_\_\_

PLACE 1  
VS.  
TEXAS

SMITH COUNTY,

DEFENDANTS: \_\_\_\_\_

LIST ALL TENNANTS STILL IN THE PREMISES

SWORN COMPLAINT FOR FORCIBLE DETAINER

WITH BOND FOR POSSESSION

WITH BOND FOR RENT

(CHECK ABOVE BLANKS IF APPLICABLE)

1. COMPLAINT: PLAINTIFF (landlord) HEREBY COMPLAINS OF THE DEFENDANTS NAMED ABOVE FOR FORCIBLE DETAINER OF PLAINTIFF'S PREMISES (INCLUDING STORE ROOMS AND PARKING AREAS) LOCATED IN THE ABOVE PRECINCT, TO WIT:

Defendants DOB \_\_\_\_\_, DL# \_\_\_\_\_, SS# \_\_\_\_\_

2. SERVICE OF CITATON: SERVICE IS REQUESTED ON DEFENDANT(S) BY PERSONAL SERVICE AT HOME OR WORK OR BY ALTERNATIVE SERVICE UNDER RULE 742A. DEFENDANTS' HOME ADDRESSES ARE:

DEFENDANTS WORK ADDRESEs, IF KNOWN, ARE: \_\_\_\_\_

PLAINTIFF KNOWS OF NO OTHER HOME OR WORK ADDRESSES OF DEFENDANTS IN THE COUNTY WHERE THE PREMISES DESCRIBED IN PARAGRAPH #1 ARE LOCATED.

3. UNPAID RENT AS GROUNDS FOR EVICTION. PLAINTIFF AND DEFENDANTS ENTERED INTO A RENTAL AGREEMENT FOR THE ABOVE DESCRIBED PREMISES, FOR OCCUPANTY COMMENCING ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 200\_\_\_\_, DEFENDANTS FAILED TO PAY THE FOLLOWING RENTAL AMOUNTS WHICH WERE DEMANDED BY PLAINTIFF AND WHICH WERE DUE ON THE FOLLOWING DATES: (LIST AMOUNTS AND DATES)

4. HOLDOVER AS GROUNDS FOR EVICTION. DEFENDANTS ARE LAWFULLY HOLDING OVER SINCE THEY FAILED TO VACATE AT THE END OF THE RENTAL TERM OR RENEWAL OF EXTENSION PERIOD, WHICH WAS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 200\_\_\_\_.

5. OTHER GROUNDS FOR EVICTION. PLAINTIFF'S OTHER GROUNDS FOR EVICTION OF DEFENDANTS ARE AS FOLLOWS: \_\_\_\_\_

6. NOTICE TO VACATE. PLAINTIFF HAS GIVEN DEFENDANTS A WRITTEN NOTICE TO VACATE AND DEMANDED FOR POSSESSION, SUCH NOTICE WAS DELIVERED TO DEFENDANTS ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2000\_\_\_\_.

7. FAILURE TO VACATE. DEFENDANTS FAILED TO VACATE OR COMPLY WITH PLAINTIFF'S WRITTEN DEMAND FOR POSSESSION OF THE PREMISES.

8. IF THE PETITION INVOLVES THE REMOVAL OF A MANUFACTURED HOUSE, THE MORTGAGE HOLDER MUST BE PROVIDED TO THE COURT IN COMPLIANCE WITH HOUSE BILL 557. THE NAME AND ADDRESS OF THE MORTGAGE HOLDER IS: \_\_\_\_\_

9. BOND FOR POSSESSION. IF PLAINTIFF HAS FILED A "BOND FOR POSSESSION" UNDER RULE 740, PLAINTIFF REQUESTS (1) THAT AMOUNT OF PLAINTIFF'S BOND AND DEFENDANT'S CONTERBOND BE SET, (2) THAT PLAINTIFF'S BOND BE APPROVED BY THE COURT, AND (3) THAT NOTICE REQUIRED BY RULE 740 BE GIVEN TO DEFENDANTS REGARDING COUNTERBOND OR EARLY TRIAL.

10. REQUEST FOR JUDGMENT. PLAINTIFF PRAYS THAT DEFENDANT BE SERVED WITH CITATION AND THAT PLAINTIFF HAVE JUDGMENT AGAINST DEFENDANTS FOR: POSSESSION OF THE PREMISES, INCLUDING REMOVAL OF POSSESSIONS; ATTORNEY'S FEES; AND COURT COSTS.

\_\_\_\_\_  
DATE

\_\_\_\_\_  
SIGNATURE OF PLAINTIFF (LANDLORD)  
OR SIGNATURE OF AUTHORIZED AGENT

\_\_\_\_\_  
ADDRESS (LANDLORD OR AGENT)

\_\_\_\_\_  
TELEPHONE NO. OF PLAINTIFF

(LANDLORD)

OR PLAINTIFF'S AUTHORIZED AGENT

SWORN TO SUBSCRIBED BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_  
200\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC FOR THE STATE OF

TEXAS