

MAGISTRATE COURT OF GRADY COUNTY
STATE OF GEORGIA
250 N. BROAD ST. BOX 2 CAIRO, GA 39828 / (229) 377-4132

Plaintiff

Case No.: _____

vs.

**AFFIDAVIT FOR FORECLOSURE
OF PERSONAL PROPERTY**

Defendant

Personally appeared _____ who, on oath, says that he/she is the [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 and Plaintiff says the Defendant is in default under a lease agreement or security agreement for the following property:

and is indebted to said Plaintiff(s) in the amount(s) of: (fill in amounts as applicable) Principal (\$ _____); (\$ _____) interest thereon. The Plaintiff further states 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 Grady 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.)

STATE OF GEORGIA, GRADY COUNTY:

_____, being first duly sworn on oath, says the foregoing is a just and true statement of the amount owing by Defendant to Plaintiff, exclusive of all set-offs and just grounds of defense.

Sworn and subscribed before me

This _____ day of _____, 20_____.

Plaintiff/Agent (Attorney for Plaintiff)

Notary Public, Clerk

NOTICE AND SUMMONS

TO: ALL DEFENDANTS

You are hereby commanded and required personally or by attorney to file with the Clerk of the Magistrate Court of Grady County within (7) days after the date of default notwithstanding the provision of O.C.G.A. §9-11-55. If the seventh day is a Saturday, a Sunday, or a legal holiday, the answer may be made on the next day which is not a Saturday, a Sunday, or a legal holiday.

Magistrate, Grady County