

**MAGISTRATE COURT OF LAURENS COUNTY, GEORGIA**  
STATE OF GEORGIA

Date Filed \_\_\_\_\_

Case No: \_\_\_\_\_

**AFFIDAVIT FOR FORECLOSURE OF PERSONAL PROPERTY**

Plaintiff/Owner(s) Full Name:	
Address, City, State, Zip:	
Description of Property:	
Year Model & Make(if any):	VIN(if one):
Defendant(s) Full Name:	
Address, City, State, Zip:	

The above listed person appeared, 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 Laurens 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/Clerk

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

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

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

**NOTICE AND SUMMONS**

TO: Defendant(s)

You are hereby commanded and required personally or by attorney to file with the Clerk of the Magistrate Court of Laurens County, **within (7) days from the date of service of the 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, then and there to answer said affidavit in writing or orally.** (mail answer to P O Box 2028 or file in person at 101 North Jefferson Street.) If the Defendant(s) fails to answer on or before the seventh day from the date of service, the Defendant(s) may reopen the default as a matter of right by making an answer within seven (7) days after the date of the default notwithstanding the provisions of O.C.G.A. 9-11-55. If the seventh (7) 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. If the answer is not so made, a writ of possession shall issue against Defendant(s) as by law provided, pursuant to Plaintiff(s)' affidavit.

Filed this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_ WITNESS the Honorable Thomas C Bobbitt, III, Chief Magistrate

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Magistrate/Deputy Clerk of Court