

CAUSE NO. _____

_____	§	IN THE JUSTICE COURT
PLAINTIFF	§	
	§	
v.	§	PRECINCT NO. ONE
	§	
_____	§	
DEFENDANT	§	GILLESPIE COUNTY, TEXAS

PETITION: EVICTION CASE

COMPLAINT: Plaintiff hereby sues the following Defendant(s) _____
_____ for eviction of Plaintiff's premises (including
storerooms and parking areas) located in the above precinct. The address of the property is:

_____	_____	_____	_____	_____
Street Address	Unit No. (if any)	City	State	Zip

GROUND(S) FOR EVICTION: Plaintiff alleges the following grounds for eviction:

☐ **Lease violations (*breach of lease, did not pay rent, etc.*).**

Defendant(s) breached the terms of the lease as follows: _____
_____.

If the Defendant(s) failed to pay rent include the following information:

☐ Time period(s) for which rent was not paid: _____
_____.

☐ Amount of rent claimed as of the date of filing: _____.

Plaintiff reserves the right to orally amend the amount at trial to include rent
due from the date of filing through the date of trial.

☐ **Holdover.**

Defendant(s) are unlawfully holding over by failing to vacate at the end of the
rental term or renewal of extension period, which ended on this date: _____
_____.

☐ **Squatter.**

Defendant(s) never had a right to possess the property and are unlawfully
occupying the premises after a demand to surrender possession was given.

The demand was served by this method _____

On this date _____ at this time _____.

Plaintiff ☐ has or ☐ has not attached a Motion for Summary Disposition
under Rule 510.10.

☐ **Expiration of Tenancy at Will or by Sufferance.**

Defendant(s) had no lease agreement and have failed to vacate the premises
after being given a termination notice, if applicable, and demand to surrender
possession given on:

- ☐ Termination Notice given on this date: _____.
- ☐ Demand to Surrender given on this date: _____.

NOTICE TO PAY OR VACATE or NOTICE TO VACATE:

Plaintiff has given Defendant(s) a written: ☐ **Notice to Pay or Vacate** or ☐ **Notice to Vacate** (according to Chapter 24 of the Texas Property Code) and demand for possession. Such notice was delivered on this date: _____, by this method: _____.

SUIT FOR RENT: Plaintiff ☐ does or ☐ does not include a suit for unpaid rent.

ATTORNEY'S FEES: Plaintiff ☐ will be or ☐ will not be seeking applicable attorney's fees.

The attorney's name, address, phone and fax numbers are: _____.

SERVICE OF CITATION: Service is requested on Defendant(s) by: personal service at home or work, or by delivery to a person over the age of 16 years at Defendant's usual place of residence. If required, Plaintiff requests alternative service as allowed by the Texas Rules of Civil Procedure. Other home or work addresses where Defendant(s) may be served are: _____.

Plaintiff knows of no other home or work addresses of Defendant(s) in this county.

RELIEF: Plaintiff requests that Defendant(s) is served with the citation and that Plaintiff is awarded a judgment against Defendant(s) for: possession of the premises, including removal of Defendant(s) and Defendant's possessions from the premises, unpaid rent, if set forth above, attorney's fees, court costs, and interest on the above sums at the rate stated in the lease, or if not so stated, at the statutory rate for judgments.

☐ I hereby request a jury trial. The fee is \$22 and must be paid at least 3 days before trial.

☐ I hereby consent for the answer and any other motions or pleadings to be sent to my email address as follows: _____.

Plaintiff's Printed Name

Signature of Plaintiff or Agent or Attorney

**DO NOT SIGN UNTIL IN FRONT OF COURT
CLERK OR NOTARY**

**DO NOT SIGN UNTIL IN FRONT OF
COURT CLERK OR NOTARY**

Defendant's Information (if known):

Date of birth: _____

Last three digits of Driver License: _____

Last three digits of Soc. Sec. No.: _____

Phone No.: _____

Address of Plaintiff or Agent or Attorney

City State Zip

Phone & Fax No. of Plaintiff or
Agent or Attorney
State Bar No. _____

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20_____.

CLERK OF THE JUSTICE COURT **OR** NOTARY