

MUNICIPAL COURT OF COLUMBUS

**STEVEN D. SMITH, JUDGE**  
REGINALD THOMPSON, CLERK

**Petition For Writ Of Possession**

PLAINTIFF'S NAME, ADDRESS, & PHONE NUMBER

VS

DEFENDANT

ADDRESS

COSTS  
PRINCIPAL \$ \_\_\_\_\_

INTEREST \$ \_\_\_\_\_

ATTORNEY FEES \$ \_\_\_\_\_

ATTORNEY FOR PLAINTIFF \_\_\_\_\_

ORIGINAL FILED IN OFFICE \_\_\_\_\_

IN THE MUNICIPAL COURT OF COLUMBUS  
MUSCOGEE COUNTY, GEORGIA

\_\_\_\_\_) )  
Plaintiff ) ) CIVIL ACTION  
vs ) )  
 ) ) FILE NO. \_\_\_\_\_  
\_\_\_\_\_) )  
Defendant ) )

ORDER

A writ of possession having been issued against the defendant for personal property to be foreclosed upon, it is:

ORDERED that the defendant or the party in possession of the property specified in that writ of possession be and that person hereby is directed to turn over to the sheriff, marshal, or constable of Muscogee County or his lawful deputies, or to any sheriff, marshal or constable of this state or their lawful deputies, the following property, to-wit, \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_,  
instantly, or advise said officer of the location of the property if same is not in defendant's possession.

SO ORDERED, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Judge

**STATE OF GEORGIA, MUSCOGEE COUNTY  
MUNICIPAL COURT OF COLUMBUS, GEORGIA**

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CIVIL ACTION NO. \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
Plaintiff

}

VERSUS

\_\_\_\_\_  
\_\_\_\_\_  
Defendant

}

**WRIT OF POSSESSION**

TO THE MARSHAL OF THE MUNICIPAL COURT OF COLUMBUS, AND HIS LAWFUL DEPUTIES,  
AND TO ALL SINGULAR THE SHERIFFS, MARSHALS, CONSTABLES AND THEIR LAWFUL  
DEPUTIES OF THIS STATE,

GREETINGS:

YOU ARE HEREBY COMMANDED, that certain personal property of the above described  
Defendant, which is hereby described as follows, to wit:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

has been ordered by this Court to be seized by you and returned to the possession of Plaintiff as stated  
above.

Upon your seizure of this personal property, and at the option of the Plaintiff for retention of  
disposition in accordance with Article 9 of Title 11 of the Official Code of Georgia Annotated or advertise  
and sell same as the case of a levy and sale under execution.

Witness the Honorable Steven D. Smith, Judge of the Municipal Court of Columbus, this the  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Deputy Clerk, Municipal Court of Columbus, Georgia

**STATE OF GEORGIA, MUSCOGEE COUNTY  
MUNICIPAL COURT OF COLUMBUS, GA**

CIVIL ACTION NO. \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
Plaintiff }

VERSUS

\_\_\_\_\_  
\_\_\_\_\_  
Defendant }

**PETITION FOR WRIT OF POSSESSION**

Comes now \_\_\_\_\_,  
Plaintiff in the foregoing action, by and through its attorney, and hereby petitions this Honorable Court for a Writ of Possession and shows the Court the following:

1. On or about the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the Defendant granted a security interest on certain personal property as described therein, a copy of the document reflecting such security interest is attached hereto and marked Exhibit "A".
2. On or about the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the Defendant defaulted pursuant to the terms of said security agreement and is now in default thereof.
3. The Defendant is now indebted to the Plaintiff in the amount of \$ \_\_\_\_\_.
4. Demand has been made of the Defendant of the above stated amount due but the Defendant has failed and refused to pay same.
5. Pursuant to the terms of the security agreement attached hereto the Plaintiff is now entitled to possession of the personal property described therein and petitions this Court for a Writ of Possession of said personal property after the issuance of a summons to the Defendant.

WHEREFORE, the Plaintiff prays as follows:

- (a) That it have a Writ of Possession for the above described personal property.
- (b) That a Writ of Possession issue directing an execution by the Marshal of this Honorable Court commanding the seizure and sale of the above secured property in amount sufficient to satisfy the amount due, together with the cost of this proceeding.
- (c) That a summons issue commanding the Defendant to be and appear before this Court on a date certain to answer the above and foregoing petition.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Sworn to and subscribed before me,

this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Deputy Clerk, Municipal Court of Columbus,  
County of Muscogee, State of Georgia.

**IN THE MUNICIPAL COURT OF COLUMBUS  
MUSCOGEE COUNTY, GEORGIA**

	)	
Plaintiff	)	CIVIL ACTION
vs	)	
	)	FILE NO. _____
	)	
Defendant	)	

SUMMONS

TO THE ABOVE NAMED DEFENDANT:

The defendant(s) herein is/are hereby commanded and required personally or by attorney to file ( an answer ) with the Clerk of the Municipal Court of Columbus, Ga. located at the 8th floor of the Government Center within seven 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. If the defendant fails to answer on or before the seventh day from the date of service, the defendant may reopen the default as a matter of right by making an answer within seven days after the date of the default notwithstanding the provision of Code Section 9-11-55 of the Official Code of Georgia Annotated. 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. The last possible date on which the defendant may answer is the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. If answer is not so made, a writ of possession shall issue against you as by law provided, pursuant to plaintiff's affidavit.

Witness the Honorable \_\_\_\_\_, Judge of said Court.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Clerk / Deputy Clerk  
Municipal Court of Columbus, Georgia