

CAUSE NO. \_\_\_\_\_

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Justice Court- Eviction

Justice of the Peace

Precinct \_\_\_\_, Place \_\_\_\_

Brazoria County, Texas

Defendant(s)

**PETITION**

**1. COMPLAINT:** Now comes the Plaintiff, \_\_\_\_\_, and makes complaint against the Defendant for eviction from his land and premises and alleges the following: That by virtue of rental agreement by and between Plaintiff and Defendant, the Defendant entered into and upon and took possession of the following described premises situated in said Precinct \_\_\_\_, Brazoria County, Texas.

**2. ADDRESS OF PROPERTY:** \_\_\_\_\_ City, State, Zip Code  
Check one:  Apt  House  Mobile Home & Lot  Lot Rental Only

**3. RENT AMOUNT:** Rent in the amount of \$\_\_\_\_\_ is due on a \_\_\_\_\_ basis.  
The Defendants rent (check one)  is not subsidized by the government  is subsidized by the government as follows: \$\_\_\_\_\_ paid by the government, and \$\_\_\_\_\_ paid by the Defendant(s).

**4. DEFENDANT(S) INFORMATION (if known):** Date of Birth: \_\_\_\_\_ Phone Number: \_\_\_\_\_  
Last 3 Numbers of Driver's License: \_\_\_\_\_ Last 3 Numbers of Social Security: \_\_\_\_\_

**5. GROUNDS FOR EVICTION:** Plaintiff entered into an oral/written agreement with the Defendant for occupancy of the leased premises. The Defendant has violated the terms of the agreement by:

**Unpaid Rent.** Defendant(s) failed to pay rent for the following time period(s): \_\_\_\_\_

**Other Lease Violations.** Defendant(s) breached the terms of the lease (other than by failing to pay rent) as follows: \_\_\_\_\_

**Holdover.** Defendant(s) are unlawfully holding over by failing to vacate at the end of the rental term or renewal of extension period, which was the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

**6. NOTICE TO VACATE:** Plaintiff delivered to Defendant(s) a notice to vacate in accordance with the applicable notice requirements of the Texas Property Code. Notice to vacate was delivered on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_ by the following method: (check one or more as applicable)  personal delivery to Defendant(s),  personal delivery to any person residing at the premises who is 16 years of age or older,  affixing the notice to the inside of the main entry door of the premises,  regular mail,  registered mail or  certified mailed return receipt requested, to the premises; or other method of delivery authorized under Section 24.005, Texas Property Code.

**7. SUIT FOR RENT:** In addition to possession of the premises, Plaintiff (check one)  does  does not seek a judgment for rent.  
The amount of rent claimed as due and unpaid at the time of filing is \$\_\_\_\_\_, plus rent in the amount of \$\_\_\_\_\_ per day as may accrue between the date of filing this petition and surrender of premises. 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.

**8. ATTORNEY FEES:** Plaintiff  will be or  will not be seeking applicable attorney's fees.

**9. SERVICE OF CITATION:** Service is requested on Defendant(s) by personal service at the address provided in Section 2 of this form. All other known home or work addresses in Brazoria County, where the Defendant(s) may be alternatively served  are attached.  
 No other home or work addresses of the Defendant are known by the Plaintiff.

**10. RELIEF:** The Plaintiff requests that Defendant(s) be cited to appear in this matter as required by law; Plaintiff further requests that the Defendant(s) be adjudged guilty of forcible detainer and Plaintiff recover possession of the premises. Plaintiff further requests to recover of Defendant(s) his damages and costs, and other such relief as Plaintiff may be entitled.

Signature: \_\_\_\_\_ Printed Name: \_\_\_\_\_

Check one:  Plaintiff  Plaintiff's Agent  Attorney Bar Number: \_\_\_\_\_

Mailing Address: \_\_\_\_\_ City, State, Zip \_\_\_\_\_

Phone No. \_\_\_\_\_ Fax No. \_\_\_\_\_

Plaintiff consents to e-mail service of the answer and any other motions or pleadings at \_\_\_\_\_ (E-mail Address)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public/ Appointed Clerk of Court