

**PETITION: EVICTION CASE (Texas Property Code Chapter 94)**  
**Removal of a Manufactured Home from a Leased Lot in a Manufactured Home Community**  
**Having Four or More Lots**

**CAUSE NO.** \_\_\_\_\_  
 (court use only)

**COURT DATE & TIME:** \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
**Plaintiff(s)**  
**VS.**  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

§  
 § **IN THE JUSTICE COURT**  
 §  
 § **PRECINCT \_\_\_\_ PLACE \_\_\_\_**  
 §  
 § **LIBERTY COUNTY, TEXAS**  
 §

**Defendant(s)**

**COMPLAINT:** Plaintiff hereby complains of the Defendant(s) named above for eviction of plaintiff's premises (including storerooms and parking areas) located in the above precinct. Address of the property is:

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

1. **Service of Citation:** Service is requested on Defendant(s) by personal service at home or work or by alternate service as allowed by the Texas Justice Court Rules of Court. Other addresses where the defendant(s) may be served are: \_\_\_\_\_

2. **Grounds for Eviction:**  
 \_\_\_\_\_ Nonpayment of rent: Total delinquent rent as of date of filing is \$ \_\_\_\_\_. Defendant(s) failed to pay rent for the following time period(s): \_\_\_\_\_. Rental Subsidy (If any) \$ \_\_\_\_\_. Tenant's Portion: \$ \_\_\_\_\_. Total Monthly Rent: \$ \_\_\_\_\_. 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.  
 \_\_\_\_\_ Other Grounds/Lease Violations (specify): \_\_\_\_\_  
 \_\_\_\_\_ Holdover: Defendant(s) are unlawfully holding over since they failed to vacate at the end of the rental term or renewal of extension period, which was \_\_\_\_\_.

3. **Notice to Vacate:** Plaintiff gave defendant(s) a written notice to vacate (according to Ch. 24 of the Texas Property Code) and demand for possession on \_\_\_\_\_ and delivered by this method: \_\_\_\_\_.

4. **Attorney's Fees:** Plaintiff \_\_\_\_ will be / \_\_\_\_ will NOT be seeking applicable attorney's fees. Attorney's name, address, and phone & fax numbers are: \_\_\_\_\_

5. \_\_\_\_\_  
 Manufactured Home Owner      Mailing Address      City/State/Zip  
 \_\_\_\_\_  
 Lien holder      Mailing Address      City/State/Zip

6. SEC. 201(b) Servicemembers Civil Relief Act Affidavit: Plaintiff/agent being duly sworn on oath under penalty of perjury (fine and/or up to one year in jail) deposes and says that the above-named defendant(s) (check one):

\_\_\_ Is not subject to the Servicemembers Civil Relief Act of 2003 or a dependent of a servicemember.

\_\_\_ Is on active military duty and/or is subject to the Servicemembers Civil Relief Act of 2003.

\_\_\_ Defendant has waived his/her rights under the Servicemembers Civil Relief Act of 2003.

\_\_\_ Servicemember status of defendant is unknown at this time.

**REQUEST FOR JUDGMENT:** Plaintiff prays that defendant(s) be served with citation and that plaintiff have judgment against defendant(s) for:

\_\_\_ Possession of premises, including removal of defendant(s) and defendant's possessions

\_\_\_ Unpaid Rent

\_\_\_ Attorney's Fees

\_\_\_ Court Cost

\_\_\_ Interest on the above sums at the rate stated in the rental contract, or if not so stated, at the statutory rate for judgments under Civil Statutes Article 5069-1.05.

\_\_\_ Other: \_\_\_\_\_

\_\_\_\_\_  
Petitioner's Printed Name

\_\_\_\_\_  
Signature of Plaintiff (Landlord/Property Owner) or Agent

\_\_\_\_\_  
Address of Plaintiff or Agent

\_\_\_\_\_  
City/State/Zip

\_\_\_\_\_  
Phone & Fax No. of Plaintiff or Agent

Defendant's Information (If Known):	
Date of Birth:	_____
Last 3 Digits of Driver's License:	_____
Last 3 Digits of Social Security:	_____
Phone Number:	_____
Fax Number:	_____
Email Address:	_____

**THE STATE OF TEXAS  
COUNTY OF LIBERTY**

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

\_\_\_\_\_  
Clerk of the Court or \_\_\_\_\_ Notary Public

## Justice Court Civil Case Information Sheet

**Case No.** (For Clerk use Only) \_\_\_\_\_

**Styled:** \_\_\_\_\_  
 (e.g. John Smith V. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition is filed to initiate a new suit. The information should be the best available at the time of filing. This sheet required by Rule of Civil Procedure 502, is intended to collect information that will be used for statistical purposes only. It neither replaces nor supplements the filings or service of pleading or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

<b>1. Contact information for person completing case information sheet:</b>	<b>2. Name of parties in case:</b>														
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;">Name: _____</td> <td style="width: 50%; border: none;">Telephone: _____</td> </tr> <tr> <td style="border: none;">Address: _____</td> <td style="border: none;">Fax: _____</td> </tr> <tr> <td style="border: none;">City/State/Zip: _____</td> <td style="border: none;">State Bar No.: _____</td> </tr> <tr> <td colspan="2" style="border: none;">Email: _____</td> </tr> <tr> <td colspan="2" style="border: none;">Signature: _____</td> </tr> </table>	Name: _____	Telephone: _____	Address: _____	Fax: _____	City/State/Zip: _____	State Bar No.: _____	Email: _____		Signature: _____		<table style="width: 100%; border: none;"> <tr> <td style="width: 50%;">Plaintiff(s): _____ _____</td> <td style="width: 50%;">Defendant(s): _____ _____</td> </tr> <tr> <td colspan="2" style="text-align: center; border: none;">[Attach additional page as necessary to list all parties]</td> </tr> </table>	Plaintiff(s): _____ _____	Defendant(s): _____ _____	[Attach additional page as necessary to list all parties]	
Name: _____	Telephone: _____														
Address: _____	Fax: _____														
City/State/Zip: _____	State Bar No.: _____														
Email: _____															
Signature: _____															
Plaintiff(s): _____ _____	Defendant(s): _____ _____														
[Attach additional page as necessary to list all parties]															
<b>3. Indicate case type, or identify the most important issue in the case (select only 1):</b>															
<p>____ <b>Debt Claim:</b> A debt claim case is a lawsuit brought to recover a debt by an assignee of a claim, a debt collector or collection agency, a financial institution, or a person or entity primarily engaged in the business of lending money at interest. The claim can be for more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.</p>	<p>____ <b>Eviction:</b> An eviction case is a lawsuit brought to recover possession of real property, often by a landlord against a tenant. A claim for rent may be joined with an eviction case if the amount of rent due and unpaid is not more than \$20,000, excluding statutory interest and court cost but including attorney fees, if any.</p>														
<p>____ <b>Repair and Remedy:</b> A repair and remedy case is a lawsuit filed by a residential tenant under Chapter 92, Subchapter B of the Texas Property Code to enforce the landlord's duty to repair or remedy a condition materially affecting the physical health or safety of an ordinary tenant. The relief sought can be for no more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.</p>	<p>____ <b>Small Claims:</b> A small claims case is a lawsuit brought for the recovery of money damages, civil penalties, or personal property. The claim can be for no more than \$20,000, excluding statutory interest and court costs but including attorney fees, if any.</p>														

CAUSE NO. \_\_\_\_\_  
(court use only)

_____	§	
_____	§	IN THE JUSTICE COURT
Plaintiff(s)	§	
VS.	§	PRECINCT ____ PLACE ____
_____	§	
_____	§	LIBERTY COUNTY, TEXAS
_____	§	

**NON-MILITARY AFFIDAVIT**  
Service-member's Civil Relief Act

Plaintiff being duly sworn on oath deposes\* and says that defendant(s) is (are)

(CHECK ONE)

- not in the military
- not on active duty in the military and/or
- not in a foreign country on military service
- on active military duty and/or is subject to the Service-member Civil Relief Act of 2003
- has waived his/her rights under the Service-members Civil Relief Act of 2003
- military status is unknown at this time

\_\_\_\_\_  
PLAINTIFF

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

\_\_\_\_\_  
NOTARY PUBLIC / CLERK OF THE COURT

**\*Penalty for making or using false affidavit – a person who makes or uses an affidavit knowing it to be false, shall be fined as provided in Title 18, United States Code, or imprisoned for not more than one year or both.**