

MAGISTRATE COURT OF _____ COUNTY, GEORGIA

Date Filed _____

Case No: _____

Plaintiff(s) Name, Address

vs.

Defendant(s) Name, Address

FORECLOSURE OF PERSONAL PROPERTY

WRIT OF POSSESSION

TO: ALL AND SINGULAR, ANY SHERIFF OF SAID STATE OR THEIR LAWFUL DEPUTIES AND TO ALL LAWFUL CONSTABLES OF SAID STATE

GREETINGS: WHEREAS, pursuant to O.C.G.A. Chapter 14 of Title 44, as amended, the Plaintiff(s) has been adjudged entitled to recover from the Defendant(s) the possession of certain personal property, the description and location of which is as follows:

Description of Property: _____

Location of Property: _____

THEREFORE, you have hereby ordered to levy the aforesaid personal property and, at the option of the Plaintiff(s), to either surrender said property to the Plaintiff(s) for retention or disposition in accordance with O.C.G.A. Article 9 of Title 11, as amended, or advertise and sell same as in the case of levy and sale under execution as by law provided.

So ORDERED, this _____ day of _____, 20_____, _____ Magistrate, Magistrate Court of _____ County

[] Diligent search made and the property specified in the foregoing WRIT OF POSSESSION not found to be in Gwinnett County, Georgia.

[] I have this day executed the within WRIT OF POSSESSION by levying upon and seizing the following described property of defendant(s), to wit: _____

Levied at _____, Georgia

[] I have this day turned to the Plaintiff(s) the property specified in the within WRIT OF POSSESSION pursuant to the election of the Plaintiff(s) as authorized by O.C.G.A. section 44-14-230, as amended.

This _____ day of _____, 20_____, _____ Deputy Sheriff

If the defendant fails to file a timely answer, or the plaintiff prevails at trial, plaintiff may apply for a Writ of Possession.

This form allows Plaintiff to describe the items and location of the items that are in defendant's possession. The court then issues a Writ of Possession as an order directing the sheriff, deputy sheriff, or marshal to retrieve plaintiff's property from the defendant.