

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(Name)  
(Mailing Address)  
(City, State, Zip Code)  
(Phone Number)

Plaintiff / Defendant (Circle One)

**IN THE JUSTICE COURT OF THE STATE OF MONTANA  
IN AND FOR THE COUNTY OF MISSOULA  
BEFORE \_\_\_\_\_, JUSTICE OF THE PEACE**

\_\_\_\_\_  
Plaintiff(s), Case No. \_\_\_\_\_  
-VS-

\_\_\_\_\_  
Defendant(s),

**AFFIDAVIT REGARDING  
WRIT OF ASSISTANCE**

1. That I am the Plaintiff/ Defendant in this action (circle one).
2. That the Defendant was served the Summons and Complaint and has failed to Answer, the legal time having expired.
3. That Defendant is still in possession of the premises described:  
\_\_\_\_\_
4. That the Judgment debtor is in possession of the following personal property described as:  
\_\_\_\_\_  
\_\_\_\_\_
5. That I, as the Judgment creditor am entitled to a Writ of Assistance, for the IMMEDIATE POSSESSION of the premises and/or the PERSONAL PROPERTY as indicated above.
6. That I will pay all the costs of the eviction knowing that post judgment costs are recoverable through the judgment.
7. That I understand this Writ of Assistance is for POSSESSION OF THE PREMISES/PROPERTY only and I will pursue the issue of damages after inspection of the property.

\_\_\_\_\_  
Judgment Creditor

SUBSCRIBED AND SWORN to me before this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Notary Public for the State of Montana  
Residing at: \_\_\_\_\_  
My Commission expires: \_\_\_\_\_

(SEAL)