

NO. _____

THE STATE OF TEXAS

§

THE COUNTY COURT AT LAW

VS.

§

OF

§

McLENNAN COUNTY, TEXAS

AFFIDAVIT OF SURETY'S INTENTION TO SURRENDER PRINCIPAL

On _____, (*date of bond*), the Principal (*Defendant*) and the Surety executed a bail bond payable to the State of Texas in the amount indicated below. Pursuant to 17.19 of the Tex. C. Cr. P., I hereby give notice of the Surety's intention to surrender the Principal. I have reviewed Court records and I have confirmed that 1) the Principal is not represented by an attorney, or 2) the Principal's attorney is identified below, in which case I also certify that I served a copy of this affidavit upon the Principal's attorney in accordance with Rule 21a of the Tex. R. Civ. P.. Proof of service of this affidavit upon the Principal's attorney by 1) certified mail, RRR, 2) personal delivery, or 3) telephonic transmission is attached, or the attorney's signature, indicating no objection to the approval of this affidavit, is included below.

The Surety's intention to surrender the Principal is based upon the following cause:

Name of Surety _____ Agent (*affiant*) _____
License Number _____ Telephone _____

Name of Principal (*Defendant*) _____
Offense Charged _____
MSO No. _____ Bond No. _____ Bond Amount _____

Attorney for Principal (*Defendant*) None _____ or Name _____

I have personal knowledge of the facts set forth in this affidavit, and they are true and correct.

Surety (*or agent*)

SUBSCRIBED and SWORN TO before me on _____.

Seal or Stamp

Notary Public for the State of Texas

No Objection:

Attorney for Principal (*Defendant*)

ORDER

_____ On this date, the Court (*or Magistrate*) refuses to issue a warrant or capias. [Reason(s): _____]

or

_____ On this date, the Court (*or Magistrate*) considered the foregoing affidavit and finds that the Surety intends to surrender the Principal, has stated proper cause and has given notice as required by law.

It is, therefore, ORDERED that a capias or warrant be issued to the Sheriff of McLennan County, Texas, for the arrest of the Principal as authorized by law, to be served upon the Principal in accordance with law.

Date: _____

Judge Presiding (*or Magistrate*)