

**IN THE JUSTICE COURT, MISSOULA COUNTY, MONTANA**  
**MISSOULA COUNTY COURTHOUSE, ROOM 302**  
**200 WEST BROADWAY MISSOULA, MT 59802**

\_\_\_\_\_

\_\_\_\_\_  
Plaintiff(s),

-vs-

Case Number \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
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: \_\_\_\_\_