



JUSTICE OF THE PEACE 2-1

BOND FOR IMMEDIATE POSSESSION

TEXAS RULES OF CIVIL PROCEDURE RULE 510.5. REQUEST FOR IMMEDIATE POSSESSION

(a) Immediate Possession Bond. The plaintiff may, at the time of filing the petition or at any time prior to final judgment, file a possession bond to be approved by the judge in the probable amount of costs of suit and damages that may result to defendant in the event that the suit has been improperly instituted, and conditioned that the plaintiff will pay defendant all such costs and damages that are adjudged against plaintiff.

(b) Notice to Defendant. The court must notify a defendant that the plaintiff has filed a possession bond. The notice must be served in the same manner as service of citation and must inform the defendant that if the defendant does not file an answer or appear for trial, and judgment for possession is granted by default, an officer will place the plaintiff in possession of the property on or after the 7th day after the date defendant is served with the notice.

(c) Time for Issuance and Execution of Writ. If judgment for possession is rendered by default and a possession bond has been filed, approved, and served under this rule, a writ of possession must issue immediately upon demand and payment of any required fees. The writ must not be executed before the 7th day after the date defendant is served with notice under (b).

(d) Effect of Appearance. If the defendant files an answer or appears at trial, no writ of possession may issue before the 6th day after the date a judgment for possession is signed or the day following the deadline for the defendant to appeal the judgment, whichever is later.

Last updated January 6, 2019

Judge Margaret O'Brien, Justice of the Peace 2-1

140 N. Garland Avenue, Garland, TX 75040

Phone: (214) 643-4773 • Fax (214) 643-4772

E-mail: JP21Court@dallascounty.org • Website: www.JudgeMO.com

CAUSE NUMBER: JE _____ D

§ IN THE JUSTICE COURT

§

Plaintiff(s)/Landlord(s) Property Owner

§

Vs.

§ PRECINCT 2, PLACE 1

§

Defendant(s)/Tenant(s) & All Occupants

§

§ DALLAS COUNTY, TEXAS

§

§

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SURETY BOND FOR IMMEDIATE POSSESSION (TRCP 510.5)

We, the undersigned, as Principal and Sureties, acknowledge ourselves bound to pay to Defendant(s) the sum of \$1,000.00 dollars, being the probable amount of costs of suit and damages which may result to the Defendant in the event the above styled and numbered suit has been improperly instituted, and conditioned that Plaintiff will pay Defendant all such costs and damages as shall be adjudged against him in said cause.

WITNESS OUR HANDS THIS day: _____

PRINCIPAL

Name: _____

Street _____

City, State, Zip: _____

Signature: _____

FIRST SURETY

Name: _____

Street _____

City, State, Zip: _____

Signature: _____

SECOND SURETY

Name: _____

Street _____

City, State, Zip: _____

Signature: _____

ORDER APPROVING BOND

This bond has been fixed by me in the sum of \$1,000.00 and is hereby approved.

APPROVED this day: _____

Judge Margaret O'Brien
Justice of the Peace 2-1

CAUSE NUMBER: JE _____ D

§ IN THE JUSTICE COURT

§

Plaintiff(s)/Landlord(s) Property Owner

§

Vs.

§ PRECINCT 2, PLACE 1

§

Defendant(s)/Tenant(s) & All Occupants

§

§ DALLAS COUNTY, TEXAS

§

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CASH BOND FOR IMMEDIATE POSSESSION (TRCP 510.5)

Plaintiff hereby tenders to the Justice Court a sum of \$1,000.00 in the form of form of cash, cashier's check, certified check, or money order. Plaintiff acknowledges that he may be bound to pay to Defendant(s) the sum of \$1,000.00 dollars as the probable amount of costs of suit and damages which may result to the Defendant in the event the above styled and numbered suit has been improperly instituted. Plaintiff further agrees that Plaintiff will pay Defendant all such costs and damages as shall be adjudged against him in said cause.

Date: _____

Signature of Plaintiff or _____

Agent & Title: _____

Upon rendering of the Judgment in favor of the Plaintiff, the Plaintiff or the Plaintiff's agent requests that the cash bond in the registry of the court be released and sent to the following address.

Made Payable To: _____

Address: _____

City, State, Zip: _____

Phone/Email: _____

Signature: _____

ORDER APPROVING BOND

This bond has been fixed by me in the sum of \$1,000.00 and is hereby approved.

APPROVED this day: _____

Judge Margaret O'Brien
Justice of the Peace 2-1



JUSTICE OF THE PEACE 2-1

CAUSE NUMBER: JE _____ D

Plaintiff(s)/Landlord(s) Property Owner

Vs.

Defendant(s)/Tenant(s) & All Occupants

§ IN THE JUSTICE COURT
§
§
§ PRECINCT 2, PLACE 1
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§ DALLAS COUNTY, TEXAS
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ORDER RELEASING BOND

On this day, the Plaintiff shall be released the bond currently in the registry of the court and made payable and disbursed as requested.

IT IS SO ORDERED.

SIGNED this day: _____

Judge Margaret O'Brien
Justice of the Peace 2-1