

**JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE**  
**IN AND FOR \_\_\_\_\_ COUNTY**  
**COURT NO. \_\_\_\_\_**

**COURT ADDRESS:**

**CIVIL ACTION NO.:** \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**PLAINTIFF(S):**

**VS.**

**DEFENDANT(S):**

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**AFFIDAVIT AND BOND FOR ATTACHMENT IN LIEU OF SUMMONS**

Now comes \_\_\_\_\_ who being duly sworn according to law doth depose and say that:

\_\_\_\_\_ is the plaintiff in this action and that the defendant  
\_\_\_\_\_ is justly indebted to the said plaintiff in the sum of \$ \_\_\_\_\_

And that the same is justly and truly due based upon the following facts:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Your affiant does further depose and say that the defendant is a nonresident of the State of Delaware, or has absconded from this State, or conceals himself/herself so that process of summons cannot be served upon him/her, and with intent, it is believed to defraud this creditors based upon the following facts:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

In light of the foregoing, your affiant prays that an attachment in lieu of summons issue in connection with this case.

\_\_\_\_\_  
Plaintiff/Affiant

**CONDITIONAL CASH BOND**

The plaintiff hereby acknowledges, and posts a cash bond in the amount of \$100 conditioned that if the suit shall not be prosecuted with effect, or if the Judgment rendered therein shall be in favor of a defendant, the plaintiff will pay any and all costs which may be awarded to a defendant, together with any and all damages, not exceeding the amount of the bond, which a defendant in the suit may have sustained by reason of such attachment, the remainder, if any, to be returned to the plaintiff when judgment is rendered.

\_\_\_\_\_  
Plaintiff/Affiant

SWORN TO AND SUBSCRIBED before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_. If find that there exists a factual basis demonstrating the validity of the debt, the posting of a cash bond, and need for the issuance of a writ of attachment.

\_\_\_\_\_  
Justice of the Peace