

CAUSE NO. _____

APPLICANT

§ IN THE JUSTICE COURT
§
§ PRECINCT NO. _____
§
§ _____ COUNTY, TEXAS

ORDER OF RETRIEVAL

WHEREAS, Applicant has made his/her Application for an Order of Retrieval regarding the following location (“Residence”): _____; and

WHEREAS, Applicant has posted an acceptable bond with the Court in such form and amount as approved by the Judge in this matter; and

WHEREAS, the Court finds that:

Occupant of the Residence has denied the Applicant access to the Residence to retrieve the Applicant’s personal property or the personal property of the Applicant’s dependent(s);

The Applicant is not the subject of an active protective order under Title 4, Family Code, a magistrate’s order for emergency protection under Article 17.292, Code of Criminal Procedure, or another court order prohibiting entry to the residence or otherwise prohibited by law from entering into the Residence;

There is risk of personal harm to the Applicant or the Applicant’s dependent(s) if the items listed in the Application are not retrieved promptly;

The Applicant is currently or was formerly authorized to occupy the Residence according to a lease or other documentary evidence acceptable to the Court; and

The Occupant received notice of the Application and was provided an opportunity to appear before the Court to contest the Application.

THEREFORE, IT IS ORDERED that an Order of Retrieval for the items of personal property only as specifically listed by Applicant in the Application and approved by this Court is hereby **GRANTED**.

IT IS FURTHER ORDERED that a Constable or Sheriff or their deputy or permanent reserve deputy holding a permanent peace officer license shall accompany and assist the Applicant in making the authorized entry into the Residence and retrieving items of personal property as specifically listed by Applicant in the Application and approved by this Court.

IT IS FURTHER ORDERED that the Applicant shall submit all property retrieved from the Residence to the peace officer to be inventoried by the officer. The officer shall provide a copy of the inventory to the applicant, a copy to the occupant or if the occupant is not present, leave the copy in a conspicuous place in the residence, and shall file the original inventory with this Court.

ISSUED AND SIGNED this ____ day of _____, 20____.

JUSTICE OF THE PEACE, PRECINCT _____
_____ COUNTY, TX