

**Instructions for Landlord:**

Schedule the hearing by calling the County Courts at Law Offices (512) 854-9241 or (512) 854-9249.  
Fill out this form completely before signing. Do not sign the Verification until you are in front of a Notary.  
File the completed, signed form in the County Clerk's Office.  
Send a copy to Defendant/Tenant by certified mail return receipt requested, fax, or personal delivery.

\_\_\_\_\_  
Name of Plaintiff/Landlord

Cause No:

\_\_\_\_\_

v.

In County Court at Law, # \_\_\_\_\_

\_\_\_\_\_  
Name of Defendant/Tenant

Travis County, Texas

**Landlord's Sworn Motion for Release of Funds  
Before Final Judgment or Dismissal of Appeal  
& Notice of Hearing**

My name is: \_\_\_\_\_. I am the Plaintiff/Landlord in this case.  
*Print the full name of the Plaintiff/Landlord.*

I personally own the property involved in this case. The property is not owned by a corporation.

A judgment for eviction was entered in this case by a Travis County Justice of the Peace Court in my favor. The Defendant/Tenant appealed by filing a pauper's affidavit and paid rent into the registry of the court.

I ask the Court to let me withdraw the rent paid into the registry of the court as permitted by Rule 749(b)(4) of the Texas Rules of Civil Procedure. Good cause exists for withdrawal of the rent before final determination of this appeal because:

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

**Verification**

The statements contained in this Motion are true and correct and within my personal knowledge."



\_\_\_\_\_  
**Your Signature**

State of Texas,

County of \_\_\_\_\_

*(Print the name of county where this statement is notarized)*

Sworn to and subscribed before me, the undersigned notary, on this date: \_\_\_\_\_

by \_\_\_\_\_

*(Print name of person who is signing this affidavit.):*

\_\_\_\_\_  
*Notary's Signature*

**Notice of Hearing**

A hearing on this motion will be held on this date: \_\_\_\_\_ and at this  
time: \_\_\_\_\_ M.  
*month / day / year*

The hearing will take place in County Court at Law # 1 or # 2 located on the second floor of the Heman Marion Sweatt Civil Courthouse, 1000 Guadalupe Street, Austin, Texas 78701.

**Certificate of Service**

I certify that a complete copy of this document was delivered to Defendant/Tenant on this date by:

*(Check one box.)*

- Certified mail, return receipt requested  
*(Bring receipt, stamped with date of mailing, and green return receipt card to court.)*
- Fax, to fax # (\_\_\_\_\_) \_\_\_\_\_.  
*(Bring fax confirmation to court.)*
- Hand delivery  
*(Bring signed acknowledgment of delivery from Defendant/Tenant to court.)*



\_\_\_\_\_  
**Your Signature**

\_\_\_\_\_  
**Date**