

Cause No. \_\_\_\_\_

THE STATE OF TEXAS  
VS.

§  
§  
§

IN THE \_\_\_\_\_ COURT  
OF \_\_\_\_\_  
\_\_\_\_\_ COUNTY, TEXAS

**AFFIDAVIT OF INCARCERATION/SURETY TO SURRENDER**

On this day personally appeared the undersigned Surety/Movant who, on oath, states as follows (complete A or B only):

**A. [ ] DEFENDANT IN CUSTODY**

The defendant/principal named above is charged in the Court and Cause Number set out above with the **FELONY / MISDEMEANOR** offense of \_\_\_\_\_; that the said charge is still pending in said court; that a surrender of said defendant/principal into the custody of the Sheriff of Burnet County, Texas, is sought; that the surety will remain liable until the following information is verified by the Burnet County Sheriff; that **NO BOND FORFEITURE HAS BEEN ORDERED IN THIS CASE**; and, that the defendant / principal is:

[ ] Incarcerated in \_\_\_\_\_ County, Texas Jail  
[ ] a capias IS requested [CCP 17.16(c)] **OR**  
[ ] a capias IS NOT requested [CCP 17.16(d)]

[ ] Incarcerated in \_\_\_\_\_ County, Texas

[ ] Incarcerated in Federal custody at the following location: \_\_\_\_\_

[ ] Incarcerated in the custody of the State of \_\_\_\_\_, Location: \_\_\_\_\_  
[ ] a capias IS requested [CCP 17.16(c)] **OR**  
[ ] a capias IS NOT requested [CCP 17.16(d)(1) and (2)]

**B. [ ] DEFENDANT NOT CURRENTLY IN CUSTODY [17.19]**

The defendant/principal named above is charged in the Court and Cause Number set out above with the **FELONY / MISDEMEANOR** offense of \_\_\_\_\_; that the said charge is still pending in said court; that a surrender of said defendant/principal into the custody of the Sheriff of Burnet County, Texas, is sought; and, that **NO BOND FORFEITURE HAS BEEN ORDERED IN THIS CASE**.

Further, that:

1. An appearance bond in the amount of \$ \_\_\_\_\_ was posted on \_\_\_\_\_, 20\_\_\_\_;
2. The fee paid: \$ \_\_\_\_\_;
3. The defendant/principal's next appearance date: \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_;
4. Defendant's most recent physical address, etc. \_\_\_\_\_

5. The cause for the surrender: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Further,

[ ] 6. That the attorney for the above defendant/principal is \_\_\_\_\_  
and I further certify that I have complied with the provisions of Article 17.19 CCP and Rule 21 Tex.Civ.Pro.; **OR**

[ ] 7. That the defendant/principal is **NOT** represented by counsel in the above criminal cause.

Surety/Movant further states, on oath, that he/she has personal knowledge of the above facts and information and all such statements are true and correct.

Bonding Company Name (if applicable): \_\_\_\_\_ Telephone: (\_\_\_\_) \_\_\_\_\_

Address (City, State and Zip Code): \_\_\_\_\_

Email Address: \_\_\_\_\_

Printed Name of Surety/Movant: \_\_\_\_\_ Signature: \_\_\_\_\_

SWORN TO AND SUBSCRIBED before me, the undersigned authority on this \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public