

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF \_\_\_\_\_ )  
 )  
 \_\_\_\_\_ )  
 PLAINTIFF(S) )  
 VS. )  
 \_\_\_\_\_ )  
 DEFENDANT(S) )

\_\_\_\_\_  
 CIVIL CASE NUMBER  
 IN THE MAGISTRATE'S COURT  
 AFFIDAVIT AND CLAIM  
 FOR IMMEDIATE  
 DELIVERY OF PROPERTY  
 (CLAIM AND DELIVERY)

Plaintiff, \_\_\_\_\_, personally appearing before me:

a. States that the property in the possession of \_\_\_\_\_, described as:

\_\_\_\_\_  
 \_\_\_\_\_  
 is believed to be in immediate danger of destruction or concealment because of the following facts:

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

**-OR-**

b. states that the defendant, \_\_\_\_\_ has in writing by contract or separate written instrument voluntarily, intelligently and knowingly waived his right to a hearing prior to the repossession of the property in the defendant's possession described:

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

Plaintiff further states that the waiver is conspicuously displayed in the contract on separate written instrument and includes the wording "Waiver of hearing prior to immediate possession".

The plaintiff, because of the above information requests the immediate claim and delivery of the property described above.

Sworn to before me )  
 this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. )

\_\_\_\_\_  
 Magistrate or Notary Public for South Carolina )

\_\_\_\_\_  
 PLAINTIFF (or his attorney)

My Commission expires \_\_\_\_\_ )

