



**AFFIDAVIT**

Date delivered to D.A: \_\_\_\_\_

The undersigned affiant, who after being duly sworn by me makes the following statements under oath: I have good reason to believe and do believe that:

\_\_\_\_\_ (Name of person writing check(s) herein after called the accused, did commit the offense of theft by passing a worthless check. My belief is based on the following facts, as shown by the appropriately completed information as set out below, to-wit:

ADDRESS \_\_\_\_\_ CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_  
PHONE ( ) \_\_\_\_\_ DL# \_\_\_\_\_  
STATE \_\_\_\_\_ DOB \_\_\_\_\_ SEX \_\_\_\_\_ RACE \_\_\_\_\_ HEIGHT \_\_\_\_\_  
WEIGHT \_\_\_\_\_ HAIR \_\_\_\_\_ EYES \_\_\_\_\_

**FACTS ABOUT THE CHECK(S)**

MERCHANT \_\_\_\_\_ ADDRESS \_\_\_\_\_  
CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_ PHONE \_\_\_\_\_

PERSON WHO TOOK CHECK \_\_\_\_\_ DOB \_\_\_\_\_ DL# \_\_\_\_\_  
ADDRESS \_\_\_\_\_ CITY \_\_\_\_\_ STATE \_\_\_\_\_ PHONE \_\_\_\_\_

ITEM PURCHASED OR SERVICE	CHECK NUMBER	DATE WRITTEN	AMOUNT OF CHECK	CAN WITNESS ID		HOW CHECK DISHONORED	
				YES	NO	NSF	AC
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____

Were check(s) presented to the bank within 30 days of the date on the check? \_\_\_\_\_ YES \_\_\_\_\_ NO

Was the writer given the required 10 days to pay monies owed for the check(s) in question? \_\_\_\_\_ YES \_\_\_\_\_ NO

**I understand that my check(s) may be accepted for collection purposes only, although the District Attorney can not assure restitution, nor can the District Attorney guarantee that this complaint will be accepted for prosecution. If a decision is made to prosecute the check writer, this check(s) will become part of the evidence file for the State of Texas. The District Attorney's Office will make all attempts to collect the restitution before any criminal charges are filed. I also agree not to accept restitution on this check(s) directly from the maker. Please allow 90 days before an inquiry is made concerning this case.**

I hereby swear or affirm that the above information is true and correct to the best of my knowledge; that the above check(s) was given in Lubbock County, Texas, that said check(s) was not postdated or a hold check(s); and that said check(s) was believed to have been good when it was accepted; that I personally received said check(s) or that by virtue of my employment I have the authority to make this affidavit on behalf of the holder, that I understand that if charges are filed a warrant will be issued for the accused who may be placed in jail. I swear that the check(s) was presented to the bank within 30 days after receipt of said check and that notice was given to the accused and allowed the accused to make payment in full within the 10 days required by law.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Affiant's Signature and Title \_\_\_\_\_

Typed/Printed Name of Affiant \_\_\_\_\_

SUBSCRIBED AND SWORN to before me this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

Notary Public in and for the State of Texas  
My Commission Expires \_\_\_\_\_