

State of Texas § In the \_\_\_\_\_ Judicial District Court  
v. §  
§ In the County Court at Law No. \_\_\_\_\_  
\_\_\_\_\_ § Travis County, Texas  
Defendant §

State of Texas                   §  
County of Travis               §

“My name is \_\_\_\_\_. I am over 18 years of age, of sound mind, and capable of making this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

☐ An individual licensed to post bonds by the Travis County Bail Bond Board (dba \_\_\_\_\_);

☐ An agent for an insurance company licensed to post bonds by the Travis County Bail Bond Board (Insurance company: \_\_\_\_\_; agent's dba \_\_\_\_\_);

☐ An attorney who posted a surety bond for a defendant I represent in the above-referenced case.

This bond is not the subject of a forfeiture, and no forfeiture proceeding is pending at this time.

I have been informed, and I have verified, that the Defendant is not in federal custody to determine whether he/she is lawfully present in the United States, and is presently incarcerated at the following location (include location and contact information):

11/01/17

Once the incarceration of the Defendant is verified by the Travis County Sheriff's Office, I will deliver the verified affidavit to the Judge of the court to which this case has been assigned so that a capias may be ordered, and deliver the affidavit and order to the clerk of the court so that the capias may be issued and the documentation filed in the court record."

\_\_\_\_\_  
Surety

Sworn to and subscribed before me on \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public In and For the State of Texas

#### **TRAVIS COUNTY SHERIFF'S VERIFICATION OF INCARCERATION**

The undersigned Deputy Sheriff of Travis County, Texas, hereby verifies that as of \_\_\_\_ o'clock \_\_\_\_\_m. on \_\_\_\_\_, 20\_\_\_\_, the Defendant in the above-referenced cause is in the custody of the following jurisdiction: \_\_\_\_\_, and is not in federal custody to determine whether he/she is lawfully present in the United States.

Sally Hernandez, Travis County Sheriff

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Employee No.: \_\_\_\_\_

Deputy, Travis County Sheriff's Office

#### **ORDER FOR ISSUANCE OF CAPIAS**

On this day, the Court reviewed the foregoing Affidavit of Surety for Discharge of Liability Pursuant to Article 17.16 of the Code of Criminal Procedure, and the attached Travis County Sheriff's Verification of Incarceration. Pursuant to the provisions of Article 17.16, the Clerk of the Court is ordered to prepare and issue a capias for the arrest of the Defendant. Bail is hereby set at \$\_\_\_\_\_.

\_\_\_\_\_  
Presiding Judge

#### **CERTIFICATE OF COMPLIANCE WITH NOTICE REQUIREMENT**

I hereby certify that I delivered a copy of this verified affidavit and order to the prosecutor of the court to which this case is assigned, and to the Travis County Attorney's Office, Bond Forfeiture Section, 314 W.11<sup>th</sup> St., Ste. 300, Austin, TX 78701, Fax: 512.854.4808, on \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Surety or Agent of Surety