



West Lake Hills Surety Bond information:

In order to issue surety bonds for defendants who have warrants in the West Lake Hills Municipal Court of Record No. 1, Presiding Judge Robby Chapman requires that each attorney/law firm submit original surety bonds along with a copy of their Texas State Bar card. The judge requires one bond per offense and the bonds need to double the amount owed.

If you have defaulted on a Surety Bond or have a judgment or debt on a forfeited bail bond where you or your law firm acted as a surety, in any jurisdiction in Texas, you will not be allowed to write surety bonds in this court and all outstanding surety bonds pending with this court will be recalled.

A person executing a bail bond is relieved of liability on the bond on the date of disposition of the criminal case for which the bond is executed. A disposition occurs on the date the criminal case is dismissed or the principal is acquitted or convicted. Sec. 1704.208, O.C.

Any surety desiring to surrender a principal defendant can file an affidavit of that intention and request the judge or magistrate to issue a *capias* or warrant for the principal. Art. 17.19, C.C.P. Article 17.19(a) and Section 1704.207(a) of the Occupations Code require the affidavit to state:

- the person's intention to surrender the principal;
- the court and cause number of the case;
- the name of the defendant;
- the offense with which the defendant is charged;
- the date of the bond;
- the cause or reason for the surrender; and
- that notice of the person's intention to surrender the principal has been provided to the principal's attorney as provided by Rule 21a of the Rules of Civil Procedure. (Rule 21a provides methods of service and allows service to be made by delivering a copy to the party to be served, or the party's duly authorized agent, or attorney of record. The service may be either in person, by agent, or by courier receipted delivery; by certified or registered mail to the party's last known address; by telephonic document transfer to the recipient's current telecopier number; or by such other manner as the court in its discretion may direct.)

Below is an example Surety Bond that has previously been approved by the Court.

SURETY BOND (Arts. 17.02 and 17.08, C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§ IN THE MUNICIPAL COURT OF RECORD, No. 1

VS.

§ CITY OF WEST LAKE HILLS

§ TRAVIS COUNTY, TEXAS

Know All Men by These Presents:

That we, _____, as Principal and the undersigned, _____, as Surety, are held and firmly bound unto the State of Texas by and through the City of West Lake Hills, in the penal sum of _____ (\$ _____) dollars and, in addition thereto, we are bound for the payment of all necessary and reasonable fees and expenses that may be incurred by any peace officer in re-arresting the said Principal in the event any of the hereinafter stated conditions of this bond are violated, for the payment of which sum or sums well and truly to be made, we do bind ourselves, and each of us, our heirs, executors, and administrators, jointly and severally.

The condition of this bond is that the Principal has been charged with a misdemeanor offense, to wit:

_____ ; and to secure Principal's release from custody, we are entering into this obligation binding Principal to appear before the Municipal Court of the City of West Lake Hills, Travis County, Texas.

Now therefore, if the said Principal shall well and truly make Principal's personal appearance before said Municipal Court located at 911 Westlake Drive, West Lake Hills, Texas 78746 on the 2nd Thursday of the month, at 1:00 p.m., as well as before any court to which the same may be pending, and for any and all subsequent proceedings that may be had relative to said charge in the course of criminal actions based on said charge, and there remain from day to day and term to term of said courts, until discharged by due course of law, then and there to answer said accusation against Principal, this obligation shall become void; otherwise, to remain in full force and effect.

Signed and dated: _____, 20_____

_____ Principal

_____ Surety

_____ Mailing Address

_____ Mailing Address

Race _____ Gender _____ DOB _____

HT _____ WT _____ Hair _____

Eyes _____ DL number _____

State _____ SS number _____

If Surety is attorney:

I am licensed to practice law in Texas and I actually represent the Principal in the criminal case for which I have executed this bond.

Signature of Attorney

State Bar of Texas Number

Taken and approved this _____ day of _____, 20_____

Municipal Judge
City of West Lake Hills, Travis County, Texas



THE STATE OF TEXAS
COUNTY OF TRAVIS

I, _____, the undersigned Affiant-Surety, do swear that I am worth, in my own right, at least the sum of _____ (\$ _____) dollars, after deducting from my property all that which is exempt by the Constitution and laws of the State of Texas from forced sale, and after the payment of all my debts of every description, whether individual or security debts, and after satisfying all encumbrances upon my property which are known to me; that I reside in _____ County, and have property in this State liable to execution worth said amount or more.

_____ Surety's Signature

Subscribed and sworn to before me this _____ day of _____, 20_____.

Notary

I, the undersigned Affiant-Surety, do swear that:

None of the property that I own, and that the Affiant is not using, and does not intend to use the same, or any part thereof, for any homestead or business purposes; that no part of said property is exempt from forced sale under the laws of the State of Texas; that no part of said property is involved in litigation of any kind of character; that the title of any property I own is good of record and in fact, the Affiant; that Affiant has never heard his/her title to any part of said property questioned by any person or corporation whomsoever; and that no part of the same is occupied by any person or corporation claiming adversely to the Affiant; No property, all or part of the same, will not be transferred to any person or corporation during the period this bond is in force and effect; this bond constituting a lien on said property.

The following is a full and complete list and statement of all bonds of every kind and character on which the Affiant is a surety or principal, and the amounts of such bonds, to wit:

_____;

There are no abstracts of judgment recorded in Travis County, Texas or elsewhere, against the Affiant; and

The Affiant makes this statement for purposes of inducing the approval and acceptance of said bond with himself/herself as a surety thereon, well knowing and believing that the making of this statement will induce the official charged with the duty of accepting and approving said bond to accept and approve the same, and that all statements herein contained are true.

_____ Affiant-Surety

Subscribed and sworn to before me this _____ day of _____, 20____ by _____, Affiant

_____ Notary Public, State of Texas

**THE STATE OF TEXAS
COUNTY OF TRAVIS**

Before me, the undersigned authority, a Notary Public in and for said State and county, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same for the purpose and consideration therein expressed.

Granted under my hand and seal of office on this the _____ day of _____, 20_____.

_____ Notary Public, State of Texas