

**THE STATE OF TEXAS
COUNTY OF ROCKWALL
THEFT BY CHECK AFFIDAVIT**

The undersigned affiant, who after being duly sworn by me, on oath makes the following statement:

I have good reason to believe and do believe that _____ (person who signed the check), hereinafter called the accused, whose Texas Driver's License number is _____, did commit the offense of theft by passing a worthless check # _____ on _____ (check date) to _____ (person received check). Said check was drawn on _____ (bank) in the amount of \$ _____ and made payable to _____ (injured party). It was exchanged for _____ (property/services) and was presented IN PERSON, () YES () NO, at _____ (address where check was passed) Rockwall County, Texas.

I KNOW THIS TO BE TRUE BECAUSE: (check one box)

- () _____ (person who took check), an employee of _____ (merchant name) who received such check in the regular course of such business and who personally told me all of the foregoing facts; or
- () _____ (person who took check), an employee of _____ (merchant name), received such under the foregoing circumstances in the regular course of such business as shown by its business records, and by the said check, oath of which I have personally examined.

I have personally examined such check that was not honored by the bank, and on its face such check, through markings place on the check by the bank, shows that:

- () the accused DID NOT HAVE SUFFICIENT FUNDS on deposit with the bank for payment in full of the said check; or
- () the accused DID NOT HAVE AN ACCOUNT with the bank at the time of the accused issued the check.

I PERSONALLY LEARNED the name and the Texas Driver's license number of the accused:

- () by personally examining the said check upon which such information was written by the said recipient of the check; or
- () by personally examining the business records that were prepared by the said recipient of the check when the check was passed; and furthermore, as an employs of such business, I personally know that such business in its regular course if business requires that every passer of a check produce valid identification (including the passers name and driver's license number) and that such information is routinely placed on the foregoing item by the recipient (employee of the business).

WHEREFORE, the affiant requests the issuance of a warrant of arrest and detention for the accused in accordance with law.

AFFIANT

SUBSCRIBED AND SWORN to before me by the said
affiant on this the _____ day of
_____, 20__.

CRIMINAL DISTRICT ATTORNEY
ROCKWALL COUNTY, TEXAS

INFORMATION ABOUT AFFIANT:

NAME: _____

ADDRESS: _____

PHONE NO: _____

CONTACT: _____