

STATE OF SOUTH DAKOTA

IN CIRCUIT COURT

COUNTY OF \_\_\_\_\_

\_\_\_\_\_ JUDICIAL CIRCUIT

|   |  |
|---|--|
| <div style="text-align: right;">_____<br/>Plaintiff</div> <div style="text-align: center;">vs</div> <div style="text-align: right;">_____<br/>Defendant</div> | <div>FILE NO: _____</div> <div style="text-align: center;"><b>AFFIDAVIT IN SUPPORT<br/>OF MOTION AND<br/>NOTICE OF HEARING</b></div> |
|---|--|

**(OPTIONAL FORM):** You are not required to file an Affidavit in support of your **Motion and Notice of Hearing**. If you choose to, complete this form, you will have to swear, under oath, all the information you provide is true. **Do not sign or date it until you are in front of a notary public or the clerk of court (bring identification).** A notary public can usually be found at a bank or courthouse. Mail a copy to the other party, complete an Affidavit Of Service By Mail (FORM UJS338), and file the originals with the Clerk of Court.)

1. I, \_\_\_\_\_ the Plaintiff / Defendant (circle one) in the above-named case, swear under oath and under penalty of law that following is true:
2. I submit this Affidavit in support of my **Motion and Notice for Hearing** that was filed on \_\_\_\_\_ (date) with the Clerk of Court's office.
3. The facts that support my Motion are as follows:

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

I am / am not (circle one) attaching an additional page with more information to this Affidavit.

4. I am requesting that the Court: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The opposing party may file a Responding Affidavit (FORM UJS-339) if they disagree with any of the statements above.

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

Sworn/affirmed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public/Clerk of Court  
If Notary, my commission expires:

\_\_\_\_\_  
(SEAL)

\_\_\_\_\_  
Signature (Date & sign in front of Notary /Clerk)

\_\_\_\_\_  
Name (Print):

\_\_\_\_\_  
Address:

\_\_\_\_\_  
City/State/Zip:

\_\_\_\_\_  
Phone Number: (\_\_\_\_) \_\_\_\_\_