

STATE OF ILLINOIS
IN THE CIRCUIT COURT OF THE 22nd JUDICIAL CIRCUIT
McHENRY COUNTY

_____))
Plaintiff))
))
Vs.)) Case Number _____))
))
_____))
Defendant))

AFFIDAVIT FOR NON WAGE GARNISHMENT

_____ being first duly sworn upon oath states:

1. Judgment was entered on _____ in favor of the Judgment Creditor _____
_____ and against the Judgment Debtor _____
_____ for \$ _____ and costs.
2. \$ _____ has been paid on the judgment.
3. There is unpaid on the judgment : \$ _____ principal
 \$ _____ costs
 \$ _____ interest
 \$ _____ **TOTAL UNPAID**
4. I believe Garnishee _____ is indebted to the Judgment Debtor or has in his possession, custody or control of property belonging to the Judgment Debtor or in which he has an interest.
5. The last known address of the Judgment Debtor is _____

6. I request that summons be issued to the Garnishee.

I, the undersigned certify under penalties as provided by law pursuant to 735 ILCS 5/1-109 that the statements set forth in this instrument are true and correct.

Attorney for Judgment Creditor or Judgment Creditor Signature

Subscribed and Sworn to before me

Name _____

Date _____, 20____

Attorney for _____

Notary Public – Circuit Court Clerk

Address _____

City, State, Zip _____

Telephone _____

Four (4) copies of this Affidavit for Garnishment and Answer to Interrogatories must be sent to the Garnishee (735 ILCS 5/12-701)

Case Number _____

ANSWER TO INTERROGATORIES BY GARNISHEE

1. When you were served with summons, did you have in your possession, custody or control any property belonging to the Judgment Debtor or in which he/she had an interest?

Answer: _____

2. If your answer is yes, describe the property:

3. When you were served with summons, were you otherwise indebted to him/her, no matter when payable?

Answer: _____

4. If your answer is yes, state:

Description: _____

Amount \$ _____ Date Due: _____

AFFIDAVIT

_____ the undersigned certify under penalties as provided by law pursuant to 735 ILCS 5/1-109 that the statements set forth in this Answer to Interrogatories as true and correct. I further state that a copy of this Answer to Interrogatories by Garnishee has been sent by first class mail to the Judgment Creditor or his/her attorney and to the Judgment Debtor at the address specified in the Affidavit or any other address or location of the Judgment Debtor known to the Garnishee.

Signature

Subscribed and Sworn to before me:

Date _____ 20_____

Notary Public – Circuit Court Clerk

IMPORTANT INSTRUCTIONS

1. You must mail a copy of your answer to the McHenry County Clerk of the Circuit Court at 2200 N. Seminary Avenue, Woodstock, Illinois 60098. (This must be a notarized answer).
2. You must mail a copy of your answer to the Judgment Creditor or his/her attorney.
3. You must mail a copy of your answer to the Judgment Debtor.
4. Upon a receipt in duplicate of a Release or Satisfaction of Judgment, or a written order of court, you should remit the total amount deducted for the Judgment Creditor whose name appears on the first page of this form, or if there is no attorney representing the Judgment Creditor, you should remit the total amount deducted to the Judgment Creditor.
5. If the Judgment Debtor has filed a notice to contest the garnishment or to seek exemptions as permitted by law, do not forward any amount deducted without a written order of court.
6. At the time that you forward the proceeds deducted, you must also forward to the Clerk of the Court, the original of the Release and Satisfaction. This is the only way in which the court records will show that the judgment against you as the Garnishee has been satisfied. There is no charge for filing the Release and Satisfaction. Mail the release to McHenry County Clerk of the Circuit Court, 2200 N. Seminary Avenue, Woodstock, Illinois 60098.

DO NOT SEND MONIES WITHHELD TO THE CIRCUIT COURT CLERK