## IN THE REPUBLIC OF TRINIDAD AND TOBAGO

#### Christopher Ross Gidla

#### ATTORNEY AT LAW

#### #123 Duke Street

Port of Spain

#### GIC2006148

### IN THE HIGH COURT OF JUSTICE

## of 200 .

**EARL THOMAS Claimant**

### AND

**BERNICE ELLIS**

**DEBBIE ELLIS**

**MR.KING Also Known as HEADS**

**Defendants**

**\* \* \* \* \***

**Affidavit**

I **EARL THOMAS** of LP # 10 A, 116 Esau Trace, Belle vue, Long Circular Road, St.James, in the Island of Trinidad make oath and say as follows:-

1. I am the Claimant herein.
2. The Premises which is the subject matter of this application is a one lot of land rented from the Dundonald Estate situate at 116 Esau Trace, Belle vue, Long Circular Road, St.James, bounded on the South ,East,and West by other lands of Dundonald Estate and on the North by an unpaved Road ( hereinafter called “the premises”)
3. On or about 5th day of September, 2002 I purchased a dwelling house situated on the premises together with the tenancy rights of the premises from Vernon Modeste, of 210 Beryl Mc Burnie Crescent, Barataria, through a deed DE 200201957541 dated 5th day of September, 2002. (A copy of the deed is hereto attached and exhibited as “A”.)
4. Vernon Modeste was renting the premises from Dundonald Estate.
5. When I purchased the lease and the house I did not see the Defendants in the premises.
6. On or about in the month of September, 2005 when I moved into my house I saw the defendants occupying a dilapidated board house which is also situated in the same premises.
7. On or about 23rd of May, 2007 I did indicate to them that I am the lawful tenant and the person entitled to possession of the premises and gave them a notice to quit the premises. Copy of the letter is hereby attached and exhibited as “B”
8. I have been paying the rental to the premise since 2002 September, and the copies of the receipts are hereto attached and exhibited as “C”
9. Till date the defendants did not vacate the premises and moreover, bring strangers on the premises and make threatens to me that they will “wipe me out”.
10. The third Defendant is Known as Mr.King also known as Heads. I have enquired about his full name from the neighbours and they all know him as Mr. King also known as Heads.
11. The Defendants has no license or legal or equitable rights to the said premises and are not a tenants or tenants at will or tenants holding over after determination of the tenancy nor is there any Statutory Provisions which affect the said lands.
12. In the circumstances the I am asking this Honorable Court to give me possession of the premises, which I am entitled to by law.

**SWORN** to at **}**

this **}**

day of 2010**}**

Before me,