**REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE MATTER OF THE STATUTORY DECLARATIONS ACT CHAPTER 7 NO.4**

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

**AFFIDAVIT**

I **AMEKELA EUNIKA SOLOMON,** of 66 Laventille Road, East Dry River, Port of Spain in the Island of Trinidad make oath and say as follows:-

1. I am the Declarant herein.
2. That I am (33)years of age. I am the holder of a Trinidad and Tobago ID no 19810704066.
3. That on the 5th of August, 2014, I spoke to Miss Barbara the land lady of #11 Romain lands, Morvant and informed her that I would be taking the her apartment for rent.
4. That on 5th of August, 2014, I paid her $4600 towards the rent and deposit.
5. That on 8th of August, 2014 I again approached her for the receipts and at that point she told she left the keys in the apartments door.
6. I took the keys from the apartment and I cleaned the apartment and moved some of my furniture inside.
7. I noticed that the switch for the lights is not operating properly.
8. When I spoke to her she told me that the entrance for the yard is for me alone. However I noticed some strange man was walking inside the yard. When I tried to tell her about this she showed a kind of annoyed behavior and told me that her husband would also use the same gate to come inside.
9. However, because of her delay in fixing things and the attitude she was showing towards me I decided to quit the apartment.
10. That on 15th of August, 2014 I told her that I would be quitting her apartment.
11. From the 15th of August , onwards I have been calling many times but she do not answer my calls and my text messages.
12. .
13. I have sent text messages on 2nd, 3rd of September on her phone informing her that I would be leaving her apartment.
14. On 4th of September, a male person answered and told me that the landlady Ms. Barbara was not there and hang up the phone.
15. So I once again sent a message on her phone informing her that I would be coming to drop the keys. on 4th of September, 2014 I put back the keys in the apartment door.
16. I am now seeking to get back my deposit of $2300 back.
17. That the fact I deposed to herein to be true and correct.

**AND I MAKE** this declaration conscientiously believing the same to be true in accordance with the statutory Declaration Act 7 no. 4 and I am aware that if there is any statement in this declaration which is false in fact of which I know or believe to false or do not believe to be true, I am liable to a fine and imprisonment.

Declared at )

This day of )

)

2014

1. That I am a citizen of the Republic of Trinidad and Tobago The house that is the subject matter of this application is a Two (2) bedrooms concrete structure with living room, Dining,kitchen, Gallery toilet and bath situate in # 59 B Clifton Circular Road, East Dry River, Port of Spain (hereinafter called “the premises”).
2. I am the owner of the said premises.
3. I made a tenancy agreement with the Defendant on 27th of February, 2008 and has agreed to let the Tenant into possession of the top floor of the said premises at a monthly Rental of One thousand Three hundred and fifty dollars ($ 1350). A true copy of the agreement is annexed hereto and marked “TLH 1”
4. The agreement is for a period of one year with an option of renewal on the terms that the owner shall renew it provided the tenant is regular in paying the rent and keeping the premises in good condition. The Tenant is not regular in paying the rents and did not keep the premise in good condition and hence the agreement was not renewed.
5. The agreement shall come to an end on 27th of February, 2009.
6. I duly served the defendant a notice to quit dated 28th of January, 2009. A true copy of the notice is annexed hereto and marked “TLH 2” This notice was duly served on him on 28th day of January, 2009. The time for him to quit expires on 28th of February, 2008.
7. The Property is in need of repairs and I will making arrangements for it to be repaired.
8. In spite of several requests and my notice the defendant failed to vacate the premises.
9. There is no Statutory Tenancy which entitled the Defendant to occupy the premises, his tenancy has expired due to the notice given by me and holds no interest in the premises.
10. The Defendant has no license or legal or equitable rights to the said premises and is not a tenant or tenant at will nor is there any Statutory Provisions which affect the said lands.
11. In the circumstances the I am asking the Honourable Court to give me possession of the premises, which I am is entitled to by law.

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

this **}**

day of 2009

Before me,

Commissioner of Affidavits