STATE OF NORTH CAROLINA

COUNTY OF [DURHAM]

**AFFIDAVIT OF [WITNESS NAME]**

PERSONALLY APPEARED BEFORE ME, [witness name], who being duly sworn, deposes and says as follows:

1. I am over eighteen (18) years of age and otherwise competent to make this sworn statement and verification that the following is true, except as to those matters stated upon information and belief and I believe them to be true.
2. I currently reside at 123 W. Main St., Durham, NC 27703, and previously resided at 456 E. Geer St. Durham, NC 27701.
3. I was contacted by [insert your name] regarding the motor vehicle that struck [insert your name] that occurred on Geer Street, Durham, NC 27701 on September 10, 2015.
4. Prior to the motor vehicle accident, I was inside my residence, which was located on the street that the accident took place.
5. Upon information and belief, the subsequent accident occurred some time in the afternoon, in which the weather was sunny and clear.
6. The road on which the accident occurred, Geer Street, is a straight road with a posted speed limit of 35 miles per hour.
7. While inside my home at the above-mentioned address, I heard a loud boom. Shortly thereafter, I ran outside to see a van stopped in the road and a young boy lying in the center of the road, visibly injured and bleeding.
8. I noted that the van was a large, commercial van white in color.

Affidavit Guide

This portion of an affidavit is called the caption.

Identify and insert the witness name.

Confirm that the witness is over 18 years old.

Insert the witnesses address or current address.

Describe why they are giving the affidavit.

Insert relevant facts from before the accident.

Describe the accident location.

Insert witness facts.

Insert witness observations and facts

1. The van appeared to have lettering written on the side that I cannot fully recall as to the content of the lettering.
2. There were tire skid marks visible on the road trailing behind the van that indicated that the van attempted to brake quickly.
3. The driver of the van, a Hispanic male, that struck the child remained on scene after the accident.
4. I spoke briefly with the driver of the van as to what had occurred, he responded that everything had happened so quickly that he did not have time to respond and avoid hitting the child.
5. Upon information and belief, shortly thereafter, police and emergency vehicles arrived on scene.
6. The police questioned me as to whether or not I was the mother of the child, to which I denied.
7. Upon information and belief, the brother of the child was on the scene and attempted to call the mother, who was not at home at the time.
8. EMS services picked the child up for transport.

Further, affiant saith not.

This the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_20\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  
 [Insert Witness name]

Sworn to and subscribed before me

this the \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_20\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  
Notary Public  
My Commission Expires:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Describe observations and facts

Describe observations and facts

Describe the at-fault party, if possible.

Insert statements or admissions by at-fault parties.

Insert after accident facts.

Insert after accident facts.

Insert after accident facts.

Insert medical information and facts.

Date of affidavit.

Signature line

Insert Witness name.

Notary section.

Notary signature and information.