

**HONORABLE NATALIE CARSON
DE WITT COUNTY CLERK**

**PROBATE FILING FEE SCHEDULE
EFFECTIVE JANUARY 1, 2020 (MODIFIED 7/1/2020)**

LETTERS OF TESTAMENTARY

MUNIMENT OF TITLE

ADMINISTRATION (INDEPENDENT OR DEPENDENT)

Judge's Education Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
County Clerk Issuance of Posted Citation	Local Government Code §118.052(3)(A)	\$4.00
County Judge	Local Government Code §118.101	\$2.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Sheriff Posting	Local Government Code §118.131	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$268.00

SMALL ESTATE:

Judge's Education Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
County Judge	Local Government Code §118.101	\$2.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$254.00

DETERMINATION OF HEIRSHIP:		
Judge's Education Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
County Clerk Issuance of Posted Citation	Local Government Code §118.052(3)(A)	\$4.00
County Judge	Local Government Code §118.101	\$2.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Sheriff Posting	Local Government Code §118.131	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$268.00
Plus:		
Issuance of each additional citation	Local Government Code §118.052(3)(A)	\$4.00
Sheriff's Fee -- Each Personal or Publication Service	Local Government Code §118.131	\$100.00
Sheriff's Fee -- Posting Citation to OCA Website	Estates Code 51.054	\$10.00
Unknown Heirs	Local Government Code §118.101	\$2.00
NOTE: Determination of Heirship and Letters of Administration can be filed together.		

GUARDIANSHIP (ADULT OR MINOR):		
Judge's Education Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
County Clerk Issuance of Posted Citation	Local Government Code §118.052(3)(A)	\$4.00
County Judge	Local Government Code §118.101	\$2.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Sheriff Posting	Local Government Code §118.131	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$268.00
Plus:		
Issuance of each additional citation	Local Government Code §118.052(3)(A)	\$4.00
Sheriff's Fee -- Each Personal or Publication Service	Local Government Code §118.131	\$100.00
Sheriff's Fee -- Posting Citation to OCA Website	Estates Code 1051.054	\$10.00
Judge's Fee -- Order Appointing Attorney Ad Litem for Unknown Heirs	Local Government Code §118.101	\$2.00

TEMPORARY GUARDIANSHIP		
TEMPORARY ADMINISTRATION		
Judge's Educaton Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
County Judge	Local Government Code §118.101	\$2.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$254.00
Plus:		
Issuance of each additional citation	Local Government Code §118.052(3)(A)	\$4.00
Sheriff's Fee -- Each Personal or Publication Service	Local Government Code §118.131	\$100.00
Sheriff's Fee -- Posting Citation to OCA Website	Estates Code 51.054 or 1051.054	\$10.00
Judge's Fee -- Order Appointing Attorney Ad Litem for Unknown Heirs	Local Government Code §118.101	\$2.00

COMMUNITY ADMINISTRATION (SURVIVOR):		
Judge's Educaton Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
County Clerk Issuance of Posted Citation	Local Government Code §118.052(3)(A)	\$4.00
County Judge	Local Government Code §118.101	\$2.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Sheriff Posting	Local Government Code §118.131	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$268.00

FOREIGN WILL (ISSUANCE OF LETTERS OF TESTAMENTARY):		
Judge's Education Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$252.00
Plus:		
Issuance of each citation	Local Government Code §118.052(3)(A)	\$4.00
Service -- Certified mail/person	Local Government Code §118.131	\$100.00
Sheriff Fee -- Posting citation (if needed)	Local Government Code §118.131	\$10.00
Judge's Fee -- Any orders signed	Local Government Code §118.101	\$2.00

FOREIGN WILL (NO LETTERS; RECORDING ONLY)		
Judge's Education Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$252.00

CROSS ACTION/ADVERSE ACTION/CONTEST:		
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$130.00
Plus:		
Issuance of each citation	Local Government Code §118.052(3)(A)	\$4.00
Service -- Certified mail/person	Local Government Code §118.131	\$100.00
Sheriff Fee -- Posting citation (if needed)	Local Government Code §118.131	\$10.00
Judge's Fee -- Any orders signed	Local Government Code §118.101	\$2.00

SALE OF MINOR'S ESTATE WITHOUT GUARDIANSHIP		
Judge's Education Fund	Local Government Code §118.064(a)(b)(1)	\$5.00
County Clerk Filing Fee	Local Government Code §118.052(2)(A)(i)	\$40.00
County Clerk Issuance of Posted Citation	Local Government Code §118.052(3)(A)	\$4.00
County Judge	Local Government Code §118.101	\$2.00
Law Library	Local Government Code §323.023(a)	\$35.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$5.00
BCLSI	Local Government Code §133.153(a)(1)	\$10.00
Sheriff Posting	Local Government Code §118.131	\$10.00
Civil Judicial	Government Code §51.703(a)	\$40.00
Judicial Support Fee	Local Government Code §133.154(a)	\$42.00
Court Records Preservation	Government Code §51.708	\$10.00
Supplemental Court Initiated Guardianship	Local Government Code §118.067	\$20.00
Appellate Judicial System Fee	Government Code §22.2141	\$5.00
State Electronic Fee Fund	Government Code §51.851(b)	\$30.00
Judicial & Court Personnel Training Fee	Government Code §51.971(a)	\$5.00
Total		\$268.00
Plus:		
Issuance of each additional citation	Local Government Code §118.052(3)(A)	\$4.00
Sheriff's Fee -- Each Personal or Publication Service	Local Government Code §118.131	\$100.00
Sheriff's Fee -- Posting Citation to OCA Website	Estates Code 1051.054	\$10.00
Sheriff's Fee -- Posting Citation (if needed)	Local Government Code §118.131	\$10.00

INVENTORY (AFTER 90TH DAY AFTER QUALIFICATION DATE):		
County Clerk Filing Fee	Local Government Code §118.052(2)(B)(i)	\$25.00
County Judge	Local Government Code §118.101	\$2.00
Total		\$27.00
ANNUAL ACCOUNT:		
County Clerk Filing Fee	Local Government Code §118.052(2)(B)(iv)	\$25.00
County Judge	Local Government Code §118.101	\$2.00
Total		\$27.00
ANNUAL/FINAL REPORT OR GUARDIAN:		
County Clerk Filing Fee	Local Government Code §118.052(2)(B)(vi)	\$10.00
County Judge	Local Government Code §118.101	\$2.00
Total		\$12.00
FINAL ACCOUNT/CLOSING OF ESTATE:		
County Clerk Filing Fee	Local Government Code §118.052(2)(B)(iv)	\$25.00
County Clerk -- Issuance of Citation	Local Government Code §118.052(3)(A)	\$4.00
County Judge	Local Government Code §118.101	\$2.00
Sheriff Fee -- Posting of Citation	Local Government Code §118.131	\$10.00
Total		\$41.00
SALE OF PROPERTY:		
County Clerk Filing Fee	Local Government Code §118.052(2)(B)(iv)	\$25.00
County Clerk -- Issuance of Citation	Local Government Code §118.052(3)(A)	\$4.00
County Judge	Local Government Code §118.101	\$2.00
Sheriff Fee -- Posting of Citation	Local Government Code §118.131	\$10.00
Total		\$41.00
WILLS FOR SAFEKEEPING:		
County Clerk Filing Fee	Local Government Code §118.052(3)(E)	\$5.00
Records Management Fund	Local Government Code §118.052(3)(g)	\$5.00
Courthouse Security Fee	Local Government Code §291.008(a)	\$1.00
Total		\$11.00

MISCELLANEOUS FEES:		
Letters of Testamentary, Administration or Guardianship	Local Government Code §118.052(3)(D)	\$2.00
Issuance of Citations (Clerk's Fee)	Local Government Code §118.052(3)(A)	\$4.00
Judge's Fee (Orders Signed)	Local Government Code §118.101	\$2.00
Claims Against Estate	Local Government Code §118.052(2)(D)	\$10.00
Jury Fee	Government Code §51.604	\$40.00
Certified Copies of Probate Proceedings (Copy Per Page)	Local Government Code §118.052(3)(B)	
Copy Fee (Per Page)		\$1.00
Certification Fee		\$5.00
Non Certified Copy Fee (Per Page)	Local Government Code §118.052(3)(c)	\$1.00
Authenticated Copies of Probation Proceedings	Local Government Code §118.052(3)(B)	
Copy Fee (Per Page)		\$1.00
Certification Fee		\$10.00
Private Professional Guardian Registration	Estates Code §1104.301	
Clerk's Fee	Estates Code §1104.303(b)(2)	\$40.00

SHERIFF'S FEES:		
DE WITT COUNTY SHERIFF'S DEPARTMENT SERVICE FEES		
LOCAL GOVERNMENT CODE §118.131 (SET BY COMMISSIONERS COURT ON AUGUST 26, 2019)		
Personal Service		\$100.00
Posting Citation		\$10.00
Posting Citation to OCA Website		\$10.00
Service by Publication		\$100.00
Service by Mail		\$100.00