

**UPDATED: October 5, 2016**

**TAYLOR COUNTY CLERK  
PROBATE FILING FEES**

***ALL FEES ARE DUE AT TIME OF FILING***

***Visit our website to see case information***

***Taylorcountytexas.org; click on County Clerk; choose Search Court and Jail Records***

*Eff. June 10, 2015 per Taylor County Court – Court Reporter Fee (\$15.00) in all new County Court proceedings. Eff. Sept. 1, 2015, 84<sup>th</sup> Legislature, SB 1139 fee for electronic filing is \$30*

**COUNTY COURT:**

**INITIAL PROBATE FILING FEE - \$335.00 (eff. 9/1/2015) includes posted citation & Order**

- Letters of Testamentary – includes 4 Letters
- Letters of Administration – includes 4 Letters
- Muniment of Title – includes 1 set of certified copies
- Determine Heirship – includes 1 set of certified copies – Attorney Ad Litem *must* be appointed & **Citation by Publication** *must* be issued - requested in writing & state name of newspaper – See ISSUANCE FEES
- Temporary Administration – includes 2 Letters w/certified copy of Order attached

**Small Estate Affidavits - \$289.00 (eff. 9/1/2015) – includes Order & 1 set of certified copies**

**COUNTY COURT AT LAW #1 and #2**

*Eff. October 1, 2013: Taylor County Commissioners granted a new Court Reporter fee of \$15 for all new filings in the Courts at Law. Eff. Sept. 1, 2015 84<sup>th</sup> Legislature, SB 1139 fee for electronic filing is \$30*

**INITIAL PROBATE FILING FEE - \$335.00 (eff. 9/1/2015) includes posted citation & Order (see above for types of probate)**

**Small Estate Affidavits - \$289.00 (eff. 9/1/2015) – includes Order & 1 set of certified copies**

All Probates filed within one of the COURTS AT LAW will be assigned to the following court according to the first initial of the DECEDENT'S last name (eff. date 6/1/2009):

**A – K will be assigned to County Court at Law #1**

**L – Z will be assigned to County Court at Law #2**

As of Sept. 1, 2007, H.B. 3787 – NO FEE for members of the Armed Forces of the United States who died while serving in a combat zone.

As of Sept. 1, 2011, S.B. 543 – NO FEE for Estates of certain law enforcement officers & firefighters if they died in the line of duty.

**AS OF SEPT. 1, 2010 ALL NEW FILINGS MUST BE ACCOMPANIED BY A CIVIL CASE INFORMATION SHEET REQUIRED BY THE STATE OF TEXAS**

**As of August 2013 – also send pg. 2, the Probate, Guardianship, Mental Case Information Sheet required by Taylor County/download forms from our website**

**\*\*Inventory** – Oct. 1, 2013 - Local Gov. Code 118.052 & 118.056(d) - **\$25.00** will be charged **ONLY** if the Inventory is **filed AFTER 90 days** from the date the personal rep. qualified or after the expiration of an extension. **Order - \$2.00**

If Inventory is filed within the 90 days, the fee will be for the Order only - \$2.00

**Amended Inventory** - (same as Inventory listed above)

**Probate Annual Account - \$25.00 Order - \$2.00**

**Probate Final Account** – eff. 9/17/14 – No POSTED citation required (unless Ordered by Judge)

Final Account - **\$25.00**

Order For Final Account - **\$2.00**

Ea. heir or beneficiary must be cited by Certified Mail: **Estates Code 362.005** (unless Waivers are filed – No fee for Waivers)

**\$4.00** – Issue Citation

**\$50.00** – Service – Certified Mail

**\$1.00** per page to attach non-certified copy of Final Account to ea. citation

**Application to Sell Real Property – Probate - \$25.00**

Citation by Posting – Issue Citation \$4.00, Sheriff – Service – Posting \$30, \$1.00 per pg. to attach copy of legal description

Report of Sale – no charge

Decree Confirming Sale - **\$2.00**

**Application to Sell Personal Property - Probate**

*See above – Real Property*

**Amended Application to Probate-** Issue Citation **\$4.00** & Service – Sheriff – Posting - **\$30.00**

**Application for Independent Administration Without a Will** – Must follow Texas Estates Code 401.003(b), TEC 202.005; TEC 202.009 and TEC 202.052 (request for issuance must be filed) – all fees apply – Contact clerk's office on how to e-file.

**All other Orders - \$2.00**

**Oppositions/Contests/Adverse Probate Action - \$124.00** (clerk fee \$40.00, H.B. 1295; Ad Litem fee \$20.00; e-filing fee \$30.00 & includes **POSTING A GENERAL CITATION** \$34.00). In E-file this is listed as *Counter Claim/Cross Action/Intervention/Third Party/Contest*

**Motion for a New Trial - \$70.00** – (clerk fee \$40.00 & e-filing fee \$30.00)

**Posted Notice with Intention to Take Deposition - \$34.00** for posted notice.  
*See below for issuance/service/attach copy fees*

**ISSUANCE OF ADDITIONAL CITATIONS & SUBPOENAS**

**\$4.00** – for issuance – returned to attorney

**\$30.00** – Service – Sheriff - POSTED

**\$70.00** – Service – Sheriff – PERSONAL CITATION

**\$50.00** – Service – Certified Mail – citation will state **20 days, not 10 days**

**\$1.00 per page to attach non-certified copy of Application/Petition to citation**

**Temporary Restraining Order: \$2.00** for Order (Judge's Signature)

*See above for issuance/service/attach copy fees*

**Letters of Testamentary & Administration - \$2.00** each

**Jury Fee - \$40.00**

**Claims - \$2.00** – claimant must send the original claim & 3 copies.

File marked copies will be sent to claimant, Attorney of record & Executor/Personal Representative.

**Probate Searches: \$5.00** per name or go to [taylorcountytexas.org](http://taylorcountytexas.org)/under I Want To  
- click on Search Court and Jail Records/search by PARTY

**FILING WILLS FOR SAFEKEEPING - \$11.00**

**WITHDRAW WILLS FROM SAFEKEEPING - \$5.00**

**SURRENDERING A WILL & WITHDRAWING A WILL THAT HAS BEEN  
SURRENDERED – NO FEE**

**LOCAL GOV. CODE, HB 1404, EFFECTIVE 09-01-2005 states**

**“Adds fee of \$25.00 for any document with 25 or more pages that is not listed in current statute, after the filing of an order approving inventory and appraisalment or after the 120<sup>th</sup> day after the date of the initial filing of the action”.**