



**CYNTHIA FIGUEROA CALHOUN  
COUNTY CLERK  
DALLAS, TEXAS 75202-3504**

<b>PROBATE FILING FEES EFFECTIVE January 1, 2006</b>	
<b>Applications for Probate of a will:</b> Letters Testamentary, Muniment of Title, Administration with will Annexed.	228
<b>Applications for Administration:</b> Independent Administration, Dependent Administration, Community Administration, Temporary Administration or No Administration	228
Combined Application for Administration and Determination of Heirship: <b>You will receive an additional bill from the Daily Commercial Record for publication ( for the heirship proceeding) of your citation. This fee must be paid before the citation will be returned to the clerk.</b>	287
Application to Determine Heirship: <b>Fee for publication is included you will receive an additional bill from the Daily Commercial for publication .</b>	263
Small Estate Affidavit	184
Application for Adjudication of Right of Survivorship Agreement	204
Original Probate of A Foreign Will In The State: <b>Add additional \$24.00</b> for posting if letters are needed in this State.	204
Motion to Open Safety Deposit Box	42
Show Cause for Production of Will: <b>Add \$64.00 for service by Dallas County Constable or \$4.00 if being served out of Dallas County or by a Process Server.</b>	42
Emergency Intervention (payment of burial expenses or protection of personal property)	42
Application For Sale of Real Property (Section 889)	204
Application for Appointment of Guardian: <b>Add additional \$64.00 for service upon the proposed ward by Dallas County Constable or \$4.00 if proposed ward is being served out of county or by a private process server. All proposed wards 12 years of age or older must be personally served (no exceptions)</b>	228
Application for Temporary Guardianship: <b>Add additional \$64.00 for service by Dallas County Constable or \$4.00 if being served out of County or by a private process server.</b>	228
Trust (Inter Vivos or Testamentary) Successor Trustee, Modification of a Trust etc.: <b>Add a fee \$64.00 for service by Constable in Dallas County or \$4.00 if service is out of Dallas County or by a private process server.</b>	204
Civil Lawsuit (Must be ancillary to an estate and have the appointment of a personal representative. <b>Add Additional \$64.00 for personal service by a Constable in Dallas County or \$4.00 for service out of county or by a private process server.</b>	204
Petition for Declaratory Judgment or Petition in Interpleader	204
Mental Illness Case (Add \$120.00 with arrest fee for a total of \$311.00)	191

<b>CONSTABLE FEES ( ADD \$4 ISSUANCE FEE)</b>	
Citations issued by clerk and served by others	4
Writ of execution, Garnishment, etc.	110
Personal citation	60
subpoenas (witness fee \$10)	60
TRO/Injunction	60
Published Citation	55
Show Cause Notice/Citation	60
Writ of Possession	130
Adverse Actions (including Demand for Accounting)	40
Cross Action, Counter claims, Intervention, 3 <sup>rd</sup> Party Petition	35
Sec. 22 Notice of Intention to Take An Oral Deposition per witness (\$24.00 for posting and \$5.00 for a clerk's certificate)	29
<b>MISCELLANEOUS FEES</b>	
Abstract of Judgment	2
Clerk Administer Oath	2
Claim Deposit	2
Letters (Testamentary, Administration, Guardianship)	4
Temporary Guardianship Certificate	5
Copies (per page) Add \$5 for certified or exemplified	1
Retrieval Fee	2
E-Filing Convenience Fee (plus filing fee if applicable)	2
Jury Fee	57
Will Deposit ( <b>will surrender from bank or attorney/no charge</b> )	5
Order (if presented 120 days after initial filing of application or approval of inventory and appraisal, whichever occurs first)	2
<p><a href="http://www.dallascounty.org">www.dallascounty.org</a> (select County Clerk's website) for e-filing rules. <a href="http://www.texasonline.com">www.texasonline.com</a> to set up an e-filing account. Regular users may contact the clerk's office for the opportunity to pay for services by using LegalEase.</p>	

Pleadings within a probate matter (fees apply after the expiration of 120 days after file date)		Pleadings that require a fee (plus a \$24 posting fee) Posting not required on Final Account if Guardianship of A Minor. Application for Sale of Personal Property if Section 333, Posting Not Required	
Inventory	25	Final Account	25
Annual Account	25	Application For Sale of Real Property	25
Filing a document after the filing of an order approving the inventory and appraisalment or after the 120 <sup>th</sup> day after the date of the initial filing of the action, whichever occurs first, if more than 25 pages \$25.00	25	Application for Sale of Personal Property	25
		Annual Report	10
<b>PLEADINGS THAT MUT BE SWORN TO BY THE APPLICANT BEFORE FILING</b>			
Final Account		Application for Sale of Real & Personal Property	
Annual Account		Application To Open Safety Deposit Box	
All Applications for Guardianship		Inventory and Appraisalment	
Application To Determine Heirship		Small Estate Affidavit	
Claims		Application for Emergency Intervention	
Application for Appointment of a Successor Executor		Oaths (Can be Administered by Clerk for fee of \$2)	

**AUTHORITY FOR PROBATE FEES**

**Clerk Fees Section 118.052 Local Gov't Code**  
**Continuing Judicial Education Fund Sec. 118.064 Loc Gov't Code**  
**Appellant Judicial Fund Sec. 22.2061 Gov't. Code**  
**Mediation Fee Sec. 152.004 Texas CP & R Code**  
**Law Library Sec. 323.023 Loc Gov't code**  
**Court Reporter Fee Sec. 51.601 Gov't Code**  
**Records Management and Preservation Fee Sec. 118.0546 Loc Gov't Code**  
**Security Funds 291.007 Loc. Gov't Code**  
**Judicial Salary Fee, Sec. 51.701 Gov't Code**  
**Indigent Legal Services Sec. 51.901 Gov't Code**  
**Self-Insurance Fee Per Commissioners Court Order**  
**Issue Document Fee Sec. 118.051/118.059 Texas Local Gov't Code**  
**Facilities Fee Sec. 51.705 Gov't Code**  
**Jury Fee, Sec. 51.604 Gov't Code**  
**County Judge Fee, Sec.118.101**  
**Judicial Support Fee. 133.154, Local Government Code**

<b>BREAKDOWN OF PROBATE FILING FEES</b>			
<b>Clerk Fee</b>	<b>40</b>	<b>State Indigence Fee</b>	<b>5</b>
<b>Additional Special Fee (Master's Fee)</b>	<b>5</b>	<b>Appellate Fee</b>	<b>5</b>
<b>Mediation Fee</b>	<b>15</b>	<b>Issue Document Fee</b>	<b>4</b>
<b>Law Library Fund</b>	<b>15</b>	<b>Facilities Fee</b>	<b>15</b>
<b>Court Reporter Fee</b>	<b>15</b>	<b>County Judge</b>	<b>2</b>
<b>Records Management Fee</b>	<b>5</b>	<b>Constable Fee (posting )</b>	<b>20</b>
<b>Security Funds</b>	<b>5</b>	<b>Judicial Support</b>	<b>37</b>
<b>Judicial Salary Fee</b>	<b>40</b>	<b>Total Fee</b>	<b>\$228</b>
		<b>Fee for new cases that do not require posting</b>	<b>\$204</b>

