



**JOHN F. WARREN
COUNTY CLERK
DALLAS COUNTY, TEXAS**

PROBATE FILING FEES EFFECTIVE JANUARY 1, 2008	
Applications for Probate of a will: Letters Testamentary, Muniment of Title, Administration with will Annexed.	\$211.00
Applications for Administration: Independent Administration, Dependent Administration, Community Administration or No Administration	\$211.00
Combined Application for Administration and Determination of Heirship: 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.	\$271.00
Application To Determine Heirship (You will receive a separate bill from the Daily Commercial Record for the publication of your Citation. The bill must be paid before the citation will be returned.)	\$247.00
Small Estate Affidavit	\$167.00
Application for Adjudication of Right of Survivorship Agreement	\$187.00
Original Probate of A Foreign Will In The State: Add additional \$24.00 for posting if letters are needed in this State.	\$187.00
Motion to Open Safety Deposit Box	\$42.00
Show Cause for Production of Will: Add \$74.00 for service by Dallas County Constable or \$4.00 if being served out of Dallas County or by a Private Process Server.	\$42.00
Application for Sale of Real Property (Section 889)	\$187.00
Application for Letters of Guardianship: Add Additional \$74.00 for service upon the proposed ward by Dallas County Constable: Add additional \$4.00 if proposed ward is being served out of county or by a private process server. A proposed ward 12 years of age or older must be personally served (no exceptions)	\$211.00
Application for Temporary Guardianship: Add additional \$74.00 for service upon the proposed ward if being served within Dallas County by a constable. Add additional \$4.00 if being served out of Dallas County by a Constable or Sheriff or by a private process server.	\$187.00

Civil Lawsuit (Must be ancillary to an estate and have the appointment of a personal representative. Add Additional \$74.00 for personal service by a Constable in Dallas County or \$4.00 for service out of county or by a private process server)	\$187.00
Petition for Declaratory Judgment or Petition in Interpleader (ancillary to an estate)	\$187.00
Mental Illness Case: citation included (add \$120.00 with arrest fee)	\$244.00
Will Deposit	\$5.00
Section 22/Notice of Intention to Take a Deposition/Commission, must provide copy of will (per witness)	\$29.00
Emergency Intervention	\$42.00

CONSTABLE FEES (ADD \$4 ISSUANCE FEE)	
Citations issued by clerk and served by others	\$4.00
Writ of execution, Garnishment, etc. (add appropriate filing fee of new case type)	\$130.00
Personal citation (served by Dallas Constable or Sheriff)	\$70.00
Subpoena (witness fee \$10 cash ~ served by Dallas Constable or Sheriff)	\$70.00
TRO/Injunction	\$70.00
Published Citation/CMRRR by Clerk (publisher's fee billed separately)	\$60.00
Show Cause Notice/Citation	\$70.00
Writ of Possession (add appropriate filing fee of new case type)	\$150.00
Adverse Actions	\$60.00
Cross Action, Counter Claims, Intervention, 3 rd Party Petition	\$35.00
Jury Fee	\$57.00

MISCELLANEOUS FEES

Abstract of Judgment	\$2.00
Clerk Administer Oath (per personal representative)	\$2.00
Claim Deposit	\$2.00
For any document containing more than 25 pages, a filing fee of \$25.00 is due after the approval of the Inventory and Appraisal; or after the expiration of 120 days from the initial filing date, whichever occurs first.	\$25.00
→ Decree Removing an Executor, Administrator or Guardian	\$1.00 ←
→ Fiat, Decree, Order	\$2.00 ←
→ Approving and Recording Bond	\$3.00 ←
Letters (Testamentary, Administration, Guardianship)	\$4.00
Temporary Guardianship Certificate	\$5.00
→ Copies (per page) add \$5.00 for certified or exemplified certificates	\$1.00 ←
→ File Retrieval from Archive	\$2.00 ←
→ Probate Estate Name Search	\$5.00

Pleadings within a probate matter (fee applies 90 days after qualification of the P.R. for an Inventory, and 120 days after the initial filing on annual accounts, annual reports, applications for sale of real or personal property)		Pleadings that require a fee (plus \$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 (90 days after qualification of P.R.)	\$25	Final Account	\$25 ←
→ Annual Account	\$25	Application for Sale of Real Property	\$25 ←
→ Annual Report on Condition of Ward	\$10	Application for Sale of Personal Property	\$25 ←

PLEADINGS THAT MUST BE SWORN TO BY THE APPLICANT BEFORE FILING	
Final Account	Application for Sale of Real & Personal Property
Annual Account – Report of Compliance	Application to Open Safety Deposit Box
All Applications for Guardianship	Inventory and Appraisement
Application to Determine Heirship	Small Estate Affidavit – Report of Sale
Claims – Waivers – All Affidavits	Application for Emergency Intervention
Application for Appointment of a successor Executor	Oaths (can be sworn by clerk for fee of \$2 per personal representative)



Clerk Fees ~ Section 118.052 ~ Local Gov't Code
 Continuing Judicial Education Fund ~ Sec. 118.064 ~ Local 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 ~ Local Gov't Code
 Court Reporter Fee ~ Sec. 51.601 ~ Gov't Code
 Records Management and Preservation Fee ~ Sec. 118.0546 ~ Local Gov't Code
 Security Funds ~ 291.007 ~ Local 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 ~ Local Gov't Code
 Probate Guardianship Fee ~ Sec. 118.067 ~ Local Government Code

BREAKDOWN OF PROBATE FILING FEES			
Clerk Fee	\$40	Indigent Salary Fee	\$5
Additional Special Fee	\$5	Appellant Fee	\$5
Mediation Fee	\$15	Issue Document Fee	\$4
Law Library	\$15	Facilities Fee	\$15
Court Reporter Fee	\$15	County Judge	\$2
Records Management Fee	\$5	Constable Fee (posting)	\$20
		Probate Guardianship Fee	\$20
Security Funds	\$5	Total Fee	\$211
Judicial Salary Fee	\$40	For cases that do not require posting subtract \$24.00	\$187