

# CASS COUNTY PROBATE FEES

Probates heard in County Court (Judge Wilbanks) are held in the courtroom on the 2nd floor of the Cass County Courthouse 100 E Houston St. Linden. Contact the County Clerk to schedule a hearing  
Probates heard in County Court at Law (Judge Dowd) are held in the County Court at Law Courtroom, Justice Center 604 Hwy 8 North Linden. Contact the Court Coordinator to schedule a hearing

**PLEASE PROVIDE COPIES TO BE FILE-MARKED. IF CLERK'S OFFICE MAKES COPIES, \$1.00 PER PAGE FEE WILL BE CHARGED**

## **APPLICATION FOR PROBATE ( LETTERS TESTAMENTARY, LETTERS OF ADMINISTRATION AND MUNIMENT OF TITLE)**

Clerk Local Govt Code 118.052(2)(A)(i)	40.00
Judge Local Govt Code 118.101(1)and(2)	4.00
Judicial Education Local Govt Code 118.064(a)(b)(1)	5.00
Sheriff Local Govt Code 181.131	100.00
Legal/Indigent Local Govt Code 133.153(a)(1)	10.00
Records Mgmt Local Govt Code 118.052(3)(G)	5.00
Court Security Local Govt Code 291.008(d)	5.00
Judicial Fund TX Govt Code 51.703(a)	40.00
Judiciary Support Fee Local Govt Code 133.154(a)	42.00
CIGF(court initiated Local Govt Code 118.052(2)(E) grdship fee)	20.00
Appellate Court fee TX Govt Code 22.2061	5.00
Court Records Preservation TX Govt Code 51.708	10.00
State Electronic Fee Fund TX Govt Code 51.851(b)	30.00
Judicial Court and Personnel Training Fee Tx Govt Code 51.971	
<b>TOTAL</b>	<b>\$321</b> add \$2.00 for each letter issued

## **ADVERSE ACTION(contest, suit)**

If citation required to be posted add \$104

Clerk Local Govt Code 118.052(2)(C)	40.00
Records Mgmt Local Govt Code 118.052(3)(G)	5.00
Court Security Local Govt Code 291.008(d)	5.00
CIGF Local Govt Code 118.052(2)(E)	20.00
Legal/Indigent Local Govt Code 133.153(a)(1)	10.00
Court Records Preservation TX Govt Code 51.708	10.00
State Electronic Fee Fund TX Govt Code 51.851(b)	30.00
Judicial Court and Personnel Training Fee TX Govt Code 51.971	5.00
<b>TOTAL</b>	<b>\$125.00</b>

## SMALL ESTATE AFFIDAVIT

No hearing or citation required

Clerk	Local Govt Code 118.052(2)(A)(i)	40.00
Judge	Local Govt Code 118.101(11)	2.00
Judicial Education	Local Govt Code 118.064(a)(b)(1)	5.00
Legal/Indigent	Local Govt Code 133.153(a)(1)	10.00
Records Mgmt	Local Govt Code 118.052(3)(G)	5.00
Court Security	Local Govt Code 291.008(d)	5.00
Judicial Fund	TX Govt Code 51.703(a)	40.00
Judiciary Support	Local Govt Code 133.154(a)	42.00
CIGF	Local Govt Code 118.052(2)(E)	20.00
Court Records Preservation	TX Govt Code 51.708	10.00
Appellate Fee	TX Govt Code 22.2061	5.00
State Electronic Fee Fund	TX Govt Code 51.851(b)	30.00
Judicial Court and Personnel Training Fee	TX Gov Code 51.971	5.00

**TOTAL** **\$219.00**

**Add fee for certified copy to be filed in OPR (\$1.00 per page plus \$5 for certification)**

**Add fee for filing cert copy in OPR (\$26 first page, \$4 each add'l page)**

## GUARDIANSHIP

Clerk	Local Govt Code 118.052(2)(A)(i)	40.00
Judge	Local Govt Code 118.011(1) and(2)	4.00
Judicial Education	Local Govt Code 118.064(a)(b)(1)	5.00
Sheriff	Local Govt Code 181.131	100.00
Legal/Indigent	Local Govt Code 133.153(a)(1)	10.00
Records Mgmt	Local Govt Code 118.052(3)(G)	5.00
Court Security	Local Govt Code 291.008(d)	5.00
Judicial Fund	TX Govt Code 51.703(a)	40.00
Judiciary Support Fee	Local Govt Code 133.154(a)	42.00
CIGF (Local Govt Code 118.052(2)(E)		20.00
Appellate Court fee	TX Govt Code 22.2061	5.00
Court Records Preservation	TX Govt Code 51.708	10.00
State Electronic Fund	TX Govt Code 51.851(b)	30.00
Fee for personal citation	Local Govt Code 118.052(3)(A)	4.00
Judicial Court and Personnel Training Fee	TX Govt Code 51.971	5.00

**TOTAL:** **\$325.00**

*(add \$100 for personal service by sheriff)*

## INVENTORY AND APPRAISEMENT( applies only if filed after the 90<sup>th</sup> day after date of oath)

Filing fee	Local Govt Code 118.052(B)(i)	25.00
Judge's Signature	Local Govt Code 118.101(11)	<u>2.00</u>
<b>TOTAL</b>		<b>\$27.00</b>

## FINAL ACCOUNT

Filing fee Local Govt Code 118.052(B)(iv)	25.00
Judge's signature Local Govt Code 118.101(11)	2.00
Citation	4.00
Posting fee	<u>100.00</u>
	<b>\$131.00</b>

## ANNUAL ACCOUNT

Filing fee Local Govt Code 118.052(B)(iv)	25.00
Judge's Signature Local Govt Code 118.101(11)	<u>2.00</u>
<b>TOTAL</b>	<b>\$27.00</b>

## ANNUAL REPORT

Filing fee Local Govt Code 118.052(B)(vi)	10.00
Judge's Signature Local Govt Code 118.101(11)	<u>2.00</u>
<b>TOTAL</b>	<b>\$12.00</b>

## APPLICATION FOR SALE OF REAL OR PERSONAL PROPERTY

Filing Fee Local Govt Code 118.052(v)	25.00
Judge's Signature Local Govt Code 118.101(11)	2.00
Citation to be posted Local Govt Code 118.011(3)(A)	4.00
Sheriff Local Govt Code 181.131	<u>100.00</u>
<b>TOTAL</b>	<b>\$131.00</b>

**CLAIM AGAINST ESTATE** Local Govt Code 118.052 (D) **\$10.00**

## LETTERS TESTAMENTARY, GUARDIANSHIP, ADMINISTRATION

Local Govt Code 118.052(3)(D) **2.00**

**ISSUANCE OF CITATION** Local Govt Code 118.052(3)(A) **\$4.00**

**SERVICE OF CITATION BY SHERIFF IN PERSON** **\$ 100.00**

**SERVICE OF CITATION BY SHERIFF POSTING** **\$ 100.00**

**SERVICE OF CITATION BY CERTIFIED MAIL** **\$ 75.00**

Local Govt Code 118.052 (F)

**JUDGE'S SIGNATURE (ANY ORDER)** **\$2.00**

Local Govt Code 118.101(11)

**DOCUMENT WITH MORE THAN 25 PAGES THAT DOES NOT HAVE A PRESCRIBED FEE FILED AFTER ORDER APPROVING INVENTORY SIGNED OR 120 DAYS AFTER INITIAL FILING, IF MORE THAN 25 PAGES, which ever occurs first**

Local Govt Code 118.052(B)(vii) **\$25.00**

**PROBATE SEARCH** **\$5.00**