



Montgomery County Clerk Mark Turnbull

PROBATE/ESTATE AND GUARDIANSHIP CASE FILING FEES

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The following abbreviations are used for statutes: EC = Estates Code; LGC = Local Government Code; GC = Government Code; CPRC = Civil Practice and Remedies Code; HSC = Health & Safety Code.

Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Probate of Will (posting included) • Probate of Will as Muniment of Title (posting included) • Administration (temporary or permanent)(posting included) • Administration with Will Annexed (posting included) • Community Administration (posting included) • Small Estate Affidavit (posting included) 	Alternative Dispute Resolution	\$15	CPRC § 152.004(a)
	Appellate Court (9th COA fee)	\$5	GC § 22.2101(b)
	Citation	\$4	LGC §§ 118.059, 118.052(3)(A)
	Clerk's Filing Fee	\$40	LGC §§ 118.052(2)(A), 118.055
	Court Reporter Fee	\$15	GC § 51.601(a)
	Courthouse Security Fee	\$5	LGC § 291.008(a)
	Court-Initiated Guardianship	\$20	LGC § 118.067
	Electronic Filing Fee	\$30	GC § 51.851(b)
	Indigent Legal Services	\$10	LGC § 133.153(a)
	In-House Constable Pct. 2 (posting fee)	\$75	EC § 51.053; LGC § 118.131
	Judge's Signature Fee	\$2	LGC § 118.101
	Judicial Training Fund Fee	\$5	LGC §§ 118.052(2)(A)(vi), 118.064
	Judicial & Court Personnel Training Fee	\$5	GC § 51.971(a), 101.08111
	Law Library Fee	\$35	LGC § 323.023
	Records Management Preservation - Archive Fee	\$5	LGC §§ 118.052(3)(G), 118.0645
	Records Management Preservation	\$10	GC § 51.708(a)
	Statutory County Court Fee	\$40	GC § 51.702(a)
	Support of Judiciary Fee	\$42	LGC § 133.154(a)
TOTAL:		\$363	

Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Probate of Foreign Will • Disinterment • Sale of Minor's Property 	Alternative Dispute Resolution	\$15	CPRC § 152.004(a)
	Appellate Court (9th COA fee)	\$5	GC § 22.2101(b)
	Clerk's Filing Fee	\$40	LGC §§ 118.052(2)(A), 118.055
	Court Reporter Fee	\$15	GC § 51.601(a)
	Courthouse Security Fee	\$5	LGC § 291.008(a)
	Court-Initiated Guardianship	\$20	LGC § 118.067
	Electronic Filing Fee	\$30	GC § 51.851(b)
	Indigent Legal Services	\$10	LGC § 133.153(a)
	Judge's Signature Fee	\$2	LGC § 118.101
	Judicial Training Fund Fee	\$5	LGC §§ 118.052(2)(A)(vi), 118.064
	Judicial & Court Personnel Training Fee	\$5	GC § 51.971(a), 101.08111
	Law Library Fee	\$35	LGC § 323.023
	Records Management Preservation - Archive Fee	\$5	LGC §§ 118.052(3)(G), 118.0645
	Records Management Preservation	\$10	GC § 51.708(a)
	Statutory County Court Fee	\$40	GC § 51.702(a)
	Support of Judiciary Fee	\$42	LGC § 133.154(a)
TOTAL:		\$284	

Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Application/ Determination of Heirship 	Ad Litem Fee	\$400	EC §§ 352.501, 1155.053, 1155.102; Administrative Order 2011-1, CCL#2
	Alternative Dispute Resolution	\$15	CPRC § 152.004(a)
	Appellate Court (9th COA fee)	\$5	GC § 22.2101(b)
	Clerk's Filing Fee	\$40	LGC §§ 118.052(2)(A), 118.055
	Court Reporter Fee	\$15	GC § 51.601(a)
	Courthouse Security Fee	\$5	LGC § 291.008(a)
	Court-Initiated Guardianship	\$20	LGC § 118.067
	Electronic Filing Fee	\$30	GC § 51.851(b)
	Indigent Legal Services	\$10	LGC § 133.153(a)
	Judge's Signature Fee	\$2	LGC § 118.101
	Judicial Training Fund Fee	\$5	LGC §§ 118.052(2)(A)(vi), 118.064
	Judicial & Court Personnel Training Fee	\$5	GC § 51.971(a), 101.08111
	Law Library Fee	\$35	LGC § 323.023
	Records Management Preservation - Archive Fee	\$5	LGC §§ 118.052(3)(G), 118.0645
	Records Management Preservation	\$10	GC § 51.708(a)
	Statutory County Court Fee	\$40	GC § 51.702(a)
Support of Judiciary Fee	\$42	LGC § 133.154(a)	
TOTAL:		\$684	

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Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Guardianship of Minor • Guardianship of Incapacitated Person 	Ad Litem Fee	\$400	EC § 352.501, 1155.053, 1155.102; Administrative Order 2011-1, CCL#2
	Alternative Dispute Resolution	\$15	CPRC § 152.004(a)
	Appellate Court (9th COA fee)	\$5	GC § 22.2101(b)
	Citation	\$4	LGC §§ 118.059, 118.052(3)(A)
	Clerk's Filing Fee	\$40	LGC §§ 118.052(2)(A), 118.055
	Court Reporter Fee	\$15	GC § 51.601(a)
	Courthouse Security Fee	\$5	LGC § 291.008(a)
	Court-Initiated Guardianship	\$20	LGC § 118.067
	Electronic Filing Fee	\$30	GC § 51.851(b)
	Indigent Legal Services	\$10	LGC § 133.153(a)
	In-House Constable Pct. 2 (posting fee)	\$75	EC § 51.053; LGC § 118.131
	Judge's Signature Fee	\$2	LGC § 118.101
	Judicial Training Fund Fee	\$5	LGC §§ 118.052(2)(A)(vi), 118.064
	Judicial & Court Personnel Training Fee	\$5	GC § 51.971(a), 101.08111
	Law Library Fee	\$35	LGC § 323.023
	Records Management Preservation - Archive Fee	\$5	LGC §§ 118.052(3)(G), 118.0645
	Records Management Preservation	\$10	GC § 51.708(a)
Statutory County Court Fee	\$40	GC § 51.702(a)	
Support of Judiciary Fee	\$42	LGC § 133.154(a)	
	TOTAL:	\$763	

Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Existing Probate (<120 days old) 	Clerk's Filing Fee	\$40	LGC §§ 118.052(2)(A), 118.055
	Indigent Legal Services	\$10	LGC § 133.153(a)
	Records Management Preservation - Archive Fee	\$5	LGC §§ 118.052(3)(G), 118.0645
	Records Management Preservation	\$10	GC § 51.708(a)
		TOTAL:	\$65

Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Adverse Action (Contest, Adverse Action, Lawsuit) 	Clerk's Filing Fee	\$40	LGC §§ 118.052(2)(A), 118.055
	Electronic Filing Fee	\$30	GC § 51.851(b)
	Indigent Legal Services	\$10	LGC § 133.153(a)
	Judicial & Court Personnel Training Fee	\$5	GC § 51.971(a), 101.08111
	Records Management Preservation - Archive Fee	\$5	LGC §§ 118.052(3)(G), 118.0645
	Records Management Preservation	\$10	GC § 51.708(a)
		TOTAL:	\$100

Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Inventory (or Amended) • Filing Fees for Pending Action - Annual Account or Amended • Filing Fees for Pending Action - Final Account or Amended 	Filing of inventory	\$25	LGC § 118.052(2)(B)(i)
	Judge's Signature Fee	\$2	LGC § 118.101
	TOTAL:	\$27	

Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Filing Fees for Pending Action - Annual Report or Amended • Filing Fees for Pending Action - Final Report of Amended 	Filing report	\$10	LGC § 18.052(2)(B)(vi)
	Judge's Signature Fee	\$2	LGC § 118.101
	TOTAL:	\$12	

Document Type	Fee Type	Amount	Statutory Authority
<ul style="list-style-type: none"> • Filing Fees for Pending Action - Sale of real/personal property (posting fee included) 	Filing fee for sale of real or personal property	\$25	LGC § 118.052(2)(B)(v)
	Judge's Signature Fee	\$2	LGC § 118.101
	In-House Constable Pct. 2 (posting fee)	\$75	EC § 51.053; LGC § 118.131
	Citation	\$4	LGC §§ 118.059, 118.052(3)(A)
TOTAL:	\$106		

Individual Amounts			
Fee Type	Amount	Statutory Authority	
Ad Litem Fee Deposit	\$400	EC § 352.501, 1155.053, 1155.102; Admin. Order 2011-1, CCL#2	
Alternative Dispute Resolution	\$15	CPRC § 152.004(a)	
Appellate Court (9th COA fee)	\$5	GC § 22.2101(b)	
Bond Approval and Recording	\$3	LGC § 118.052(2)(B)(ii)	
Certification of Copies (per set)	\$5	LGC § 118.060, LGC § 118.052(3)(B)	
Certified Mail	\$75	LGC §§ 118.052(3)(F), 118.063	
Citation, Notice, commission to take deposition, execution, order, writ, process or other instrument or paper authorized to be issued by the clerk - before judgment	\$4	LGC §§ 118.059, 118.052(3)(A)	
Citation, Notice, commission to take deposition, execution, order, writ, process or other instrument or paper authorized to be issued by the clerk - after judgment	\$5	LGC §§ 118.059, 118.052(1)(C)(ii)	
Citation by Publication/Posting on OCA Website	\$75	LGC §§ 118.011(c), 118.131	
Claim	\$10	LGC § 118.058	
Clerk's Filing Fee	\$40	LGC §§ 118.052(2)(A), 118.055	
Copies (per page)	\$1	LGC § 118.052(3)(c)	
Court Reporter Fee	\$15	GC § 51.601(a)	
Courthouse Security Fee	\$5	LGC § 291.008(a)	
Court-Initiated Guardianship	\$20	LGC § 118.067	
Court-Ordered Delayed Death Certificate (petitions are filed with district clerk)	\$1	HSC § 193.007(e) (collected through court case)	
Document filed after filing of order approving inventory or appraisal or after the 120th day after the date of the initial filing (whichever comes first), if more than 25 pages	\$25	LGC § 118.052(2)(B)(vii)	
Electronic Filing Fee	\$30	GC § 51.851(b)	

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Individual Amounts (continued)		
Fee Type	Amount	Statutory Authority
Exemplified Certification	\$5	LGC §§ 118.060, 118.052(3)(B)
Filing Fee for sale of real or personal property	\$25	LGC § 118.052(2)(B)(v)
Filing of inventory	\$25	LGC § 118.052(2)(B)(i)
Filing report	\$10	LGC § 118.052(2)(B)(vi)
Indigent Legal Services	\$10	LGC § 133.153(a)
In-House Constable Pct. 2 (posting fee)	\$75	EC § 51.053; LGC § 118.131
Judge's Signature Fee	\$2	LGC § 118.101
Judicial Training Fund Fee	\$5	LGC §§ 118.052(2)(A)(vi), 118.064
Judicial & Court Personnel Training Fee	\$5	GC § 51.971(a), 101.08111
Jury Fee	\$40	GC § 51.604
Law Library Fee	\$35	LGC § 323.023
Letters Testamentary, Guardianship, Administration	\$2	LGC § 118.058(3)(D)
Misc. Filing for Judge's Signature (per order)	\$2	LGC § 118.101
Notice (for posting citation)	\$79	EC § 51.053; LGC §§ 118.131, 118.052(3)(A)
Oath Administration	\$2	LGC § 18.052(2)(B)(iii)
Records Management Preservation - Archive Fee	\$5	LGC §§ 118.052(3)(G), 118.0645
Records Management Preservation	\$10	GC § 51.708(a)
Safekeeping of Wills	\$5	LGC §§ 118.052(3)(E), 118.062
Statutory County Court Fee	\$40	GC § 51.702(a)
Support of Judiciary Fee	\$42	LGC § 133.154(a)